Minutes of the Council Meeting

Held on Monday 19 September 2016

in the

Community Chambers “Wal Yuntu Warrin”

Commencing at 5.00pm
# ALEXANDRINA COUNCIL

**MINUTES OF THE COUNCIL MEETING**

**HELD ON MONDAY 19 SEPTEMBER 2016 AT 5:00PM**

**IN THE COUNCIL COMMUNITY CHAMBERS “WAL YUNTU WARRIN”**

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PRESENT

Mayor Keith Parkes, Councillors Ben Brazzalotto, Barry Featherston, Grant Gartrell, Karen Lume, Katherine Stanley-Murray, Michael Scott, James Stewart, Frank Tuckwell, Anne Woolford and Madeleine Walker (at 5.49pm)

APOLOGIES

Peter Dinning (Chief Executive)

IN ATTENDANCE

Simon Grenfell (Acting Chief Executive/General Manager Engineering & Environment), Victoria MacKirdy General Manager Organisation & Culture), Neville Styan (General Manager Infrastructure & Assets), Karen Rokicinski (Acting General Manager Engineering & Environment), Tom Gregory (Policy Planner), Anne Liddell (Manager Governance & Strategy), Margaret Terrell (Executive Assistant), Christine Hamlyn (Governance Administration Assistant/Minute Taker), Kathy Hayter (Project Coordinator – Resilient Hills & Coast) and Janet Alexander (Events Coordinator).

GALLERY

3 members of staff, 26 members of the public and a representative from the Victor Harbor Times.

LOCAL GOVERNMENT PRAYER

The Mayor recited the Local Government Prayer

Almighty God, we humbly beseech thee to grant thy blessing upon the works of this Council, guide us in our deliberations for the advancement and the true welfare of the people of the district.

NGARRINDJERI ACKNOWLEDGEMENT

The Alexandrina Council and its communities acknowledge the Ngarrindjeri people as the traditional custodians of the lands and waters of our Council district.
CONFLICT OF INTEREST

Elected Members were reminded of the requirements for disclosure by Members of any conflict of interest in items listed for consideration on the Agenda.

Suspension of Standing Orders

The Council Meeting was suspended at 5.01pm to enable the conduct of Citizenship Ceremonies.

The Mayor conducted Citizenship Ceremonies for the following people:

- Elizabeth and Nicholas Adnett
- Gaynor Davies
- Elaine Duncan
- Gwendolyn Galwey
- Gillian Harding
- Peter, Michelle and Nathan Jelf
- Patricia Mahains
- Karl Maur
- Gavin MacAuliffe
- Nicholas Waring

The Council Meeting resumed at 5.13pm

1. CONFIRMATION OF MINUTES

Minutes of the Alexandrina Council held on Monday 5 September 2016.

Moved Cr Gartrell seconded Cr Stewart:

That the Minutes of the Alexandrina Council Meeting held on Monday 5 September 2016 as circulated to members be received as a true and accurate record.

CARRIED UNANIMOUSLY

2. ADJOURNED DEBATE

Nil

3. QUESTIONS WITHOUT NOTICE

Nil

4. QUESTIONS WITH NOTICE

Nil
5. NOTICES OF MOTION
Nil

6. PETITIONS
Nil

7. DEPUTATIONS REPRESENTATIONS
Nil

8. INFRASTRUCTURE & ASSETS - REPORTS FOR COUNCIL DECISION

8.1 Infrastructure & Assets - General Manager's Monthly Report
ACM16332 Moved Cr Tuckwell seconded Cr Davis:

That the August Monthly Meetings Report from the General Manager - Infrastructure & Assets be received.

CARRIED UNANIMOUSLY

8.2 Goolwa Beach Car Park and Surrounds - Draft Masterplan
ACM16333 Moved Cr Tuckwell seconded Cr Stanley-Murray:

1. That Council commences 6 week public consultation on the draft Goolwa Beach Car Park and Surrounds Masterplan.

2. That following consultation, a report be brought back outlining community feedback and recommendations in relation to the finalisation of the draft Masterplan.

3. That reference be made within the draft Masterplan to the Alexandrina Council Economic Development Strategy and our guiding principles referred to in the document to be brought forward.

TIED VOTE

The Mayor used his casting vote and voted IN FAVOUR of the motion.

CARRIED

Cr Featherston called for a DIVISION

The Mayor declared the vote be set aside.

Those voting in the affirmative:

Councillors Stanley-Murray, Stewart, Gartrell, Brazzalotto and Woolford
Those voting in the negative:
Councillors Tuckwell, Featherston, Scott, Davis and Lume

TIED VOTE

The Mayor used his casting vote and voted IN FAVOUR of the motion.

The Mayor declared the motion CARRIED

Moved Cr Featherston seconded Cr Scott:
That the alternative location of the Surf Life Saving Club within the Masterplan also be put out for public consultation.

FORMAL MOTION

Moved Cr Davis seconded Cr Brazzalotto:
That the motion be put.

CARRIED

THE MOTION WAS PUT

TIED VOTE

The Mayor used his casting vote and voted AGAINST the motion.

The Mayor declared the motion LOST
8.3 Grant Agreement for the Coorong, Lower Lakes and Murray Mouth (CLLMM) Recovery Project Milang Foreshore Habitat Restoration Project

ACM16335 Moved Cr Stanley-Murray seconded Cr Featherston:

That Council authorise the Mayor and Chief Executive to sign and seal the Coorong, Lower Lakes and Murray Mouth Milang Foreshore Habitat Restoration Project grant funding agreement with the Department of Environment Water and Natural Resources.

CARRIED UNANIMOUSLY

8.4 DA 455/642/16 - Extension to Ablution Blocks in the Strathalbyn Caravan Park

ACM16336 Moved Cr Woolford seconded Cr Brazzalotto:

That Council grants consent for development application 455/642/16 to proceed to the planning assessment stage, for the Strathalbyn Oval Controlling Committee to undertake extension works to the Strathalbyn Caravan Park ablution blocks located within the Strathalbyn Recreation Grounds, Lot 11 Coronation Road Strathalbyn, Certificate of Title Volume 5452 Folio 336 Hundred of Bremer.

CARRIED

8.5 DA 455/707/16 - Verandah and Deck Extension to Hectors on the Wharf

ACM16337 Moved Cr Stewart seconded Cr Tuckwell:

That Council grants consent for development application 455/707/16 to proceed to the planning assessment stage, for a verandah and decking extension to Hectors on the Wharf located on portion of Section 356 Cutting Road Goolwa Wharf, Certificate of Title Volume 5956 Folio 100, subject to Crown land consent.

CARRIED UNANIMOUSLY

8.6 Heritage Advisory Service - Appointment of Consultant

ACM16338 Moved Cr Gartrell seconded Cr Woolford:

That Council awards the Local Heritage Advisory Service contract to Anaglypta Architecture Pty Ltd for a two year period commencing October 2016.

CARRIED UNANIMOUSLY
8.7 Alexandrina Sustainable Agricultural Round Table - Minutes 11 February 2016 and 12 May 2016

ACM16339 Moved Cr Featherston seconded Cr Woolford:

1. That the minutes of the Alexandrina Sustainable Agricultural Round Table meetings dated 11 February 2016 and 12 May 2016 be received.

2. That Council endorses the following motions from the Alexandrina Sustainable Agricultural Round Table meeting held on 12 May 2016:

   * That a letter be written to Minister Rau commending the Environment and Food Production Area which supports Alexandrina Council's direction with respect to rural policies and protection of agricultural lands.

   * That it be recommended to Council that the Langhorne Creek wine industry signs be installed as a matter of priority.

Cr Walker entered the Meeting at 5.49pm

CARRIED UNANIMOUSLY

8.8 In Principle Support for Development of Sugars Beach Concept Plan

ACM16340 Moved Cr Davis seconded Cr Lume:

That Council provides in-principle support for the development of a Sugars Beach and Surrounds Master Plan in partnership with the Department of Environment, Water and Natural Resources highlighting Sugars Beach as a key tourist destination and environmental asset.

CARRIED UNANIMOUSLY

9. ENGINEERING & ENVIRONMENT - REPORTS FOR COUNCIL DECISION

9.1 Resilient Hills and Coasts Climate Change Adaptation Plan

ACM16341 Moved Cr Stanley-Murray seconded Cr Woolford:

That Council endorses the Resilient Hills & Coasts Climate Change Adaptation Plan for the Adelaide Hills, Fleurieu Peninsula and Kangaroo Island Region.

CARRIED UNANIMOUSLY
9.2 Alexandrina Council Roadside Vegetation Management Plan

ACM16342 Moved Cr Brazzalotto seconded Cr Gartrell:


CARRIED UNANIMOUSLY

9.3 Adelaide Hills Region Waste Management Authority Minutes of Board Meeting 25 August 2016

ACM16343 Moved Cr Davis seconded Cr Walker:

That the minutes be received.

CARRIED UNANIMOUSLY

9.4 Engineering & Environment - General Manager's Report

ACM16344 Moved Cr Featherston seconded Cr Gartrell:

That the report be received.

CARRIED UNANIMOUSLY

9.5 Strathalbyn Soldiers Memorial Gardens Tree Management Report

ACM16345 Moved Cr Brazzalotto seconded Cr Woolford:

That Council receives the report and that Council include a project bid for $10,000 to support the Strathalbyn Soldiers Memorial Gardens Tree Management Program as part of the 2017-18 Annual Budget Process.

Cr Walker left the Chambers at 6.00pm

Cr Walker returned to the Chambers at 6.02pm

CARRIED

Cr Stanley-Murray called for a DIVISION

The Mayor declared the vote be set aside.

Those voting in the affirmative:

Councillors Stanley-Murray, Stewart, Tuckwell, Featherston, Scott, Lume, Gartrell, Brazzalotto and Woolford
Those voting in the negative:

Councillors Walker and Davis

The Mayor declared the Motion CARRIED

10. ORGANISATION & CULTURE - REPORTS FOR COUNCIL DECISION

10.1 Organisation & Culture - General Manager’s Report

ACM16346 Moved Cr Scott seconded Cr Stewart:

That the report be received.

*Cr Davis left the Chambers at 6.13pm*

CARRIED UNANIMOUSLY

*Cr Davis returned to the Chambers at 6.15pm*

10.2 Classic Adelaide Rally Temporary Road Closures

Moved Cr Gartrell seconded Cr Davis:

That Council, pursuant to Section 33 (1) (a) of the Road Traffic Act 1961 and Clause G of the Instrument of General Approval of the Minister, refuse to declare the event and refuse to provide consent under the said Act to prohibit the temporary road closures to proceed.

LOST

Moved Cr Brazzalotto seconded Cr Stewart:

That Council, pursuant to Section 33 (1) (a) of the Road Traffic Act 1961 and Clause G of the Instrument of General Approval of the Minister, declare the event and offer consent under the said Act to approve the temporary road closure as follows:

Start
Paris Creek Road 100m North East of Shadygrove Road

Finish
Bull Creek Road 260m North of McHarg Creek Road

Stage Road(s)
Paris Creek Road
Bull Creek Road
Intersections along Stage:
Paris Creek Road & Old Bull Creek Road
Bull Creek Road & Phillips Hill Road
Bull Creek Road & Nicol Road
Bull Creek Road & Spring Gully Road
Bull Creek Road & Bald Hill Road
Day: Friday 18 November 2016
Road Closure Times: 12:47pm – 17:17pm

1. (a) That Council declare all persons taking part in the event be exempted in relation to a road or road related area on which the event is to be held, from the duty to observe the Australian Road Rules specified in Clause F.4. subject to the conditions in Clause F.5.

1. (b) That the Sporting Car Club of South Australia and Targa Australia P/L is to undertake all resident and business notification, notification to the Department of Planning, Transport and Infrastructure and notify emergency services.

1. (c) That the Sporting Car Club of South Australia and Targa Australia P/L is to pay call costs associated with advertising notice of the event pursuant to the Road Traffic Act 1961.

1. (d) That the Sporting Car Club of South Australia and Targa Australia P/L is to be responsible for all workzone traffic management in accordance with the Australian Standards AS1742.

1.(e) That the Sporting Car Club of South Australia and Targa Australia P/L is responsible for all Public Liability insurance to cover the event.

1. (f) That the Sporting Car Club of South Australia and Targa Australia P/L is responsible for all clean up and road repairs and will be required to repair any defect determined by Alexandrina Council.

AMENDMENT

Moved Cr Featherston seconded Cr Lume:

That the road closure time be from 12.47pm to 3.15pm.

FORMAL MOTION

Moved Cr Davis seconded Cr Stewart:

That the motion be put.

CARRIED

THE AMENDMENT WAS PUT LOST
THE MOTION WAS PUT LOST

Cr Brazalotto called for a DIVISION

The Mayor declared the vote be set aside.

Those voting in the affirmative:

Councillors Stanley-Murray, Stewart, Lume, Brazalotto and Woolford

Those voting in the negative:

Councillors Tuckwell, Walker, Featherston, Scott, Davis and Gartrell

The Mayor declared the Motion LOST

Moved Cr Scott:

That Council, pursuant to Section 33 (1) (a) of the Road Traffic Act 1961 and Clause G of the Instrument of General Approval of the Minister, support the event however seeks that the organisers look to explore alternate routes that do not impact on major roads within the Alexandrina region.

LAPSED THROUGH WANT OF A SECONDER

10.3 Regional Public Health Plan - Statutory Report for Information

ACM1634 Moved Cr Davis seconded Cr Woolford:

That Council note the Southern and Hills Local Government Association Regional Public Health Plan Statutory Report.

CARRIED UNANIMOUSLY
10.4 End of Year Closure 2016 - 2017

ACM16348 Moved Cr Stanley-Murray seconded Cr Woolford:

1. That Council endorse the end of year Staff and Elected Member function being held on Friday 23rd December 2016 with the Council offices, Libraries and depots closing at 12.30pm in Strathalbyn and Goolwa.

2. That Council endorse the office closure of Council's principle offices, libraries and depots on the following days:

   * Saturday 24th December 2016
   * Saturday 31st December 2016

   CARRIED UNANIMOUSLY

Cr Scott left the Chambers at 6.45pm

11. OFFICE OF THE CHIEF EXECUTIVE - REPORTS FOR COUNCIL DECISION

11.1 Chief Executive's Report

ACM16349 Moved Cr Davis seconded Cr Woolford:

That the report be received.

CARRIED UNANIMOUSLY

Cr Scott returned to the Chambers at 6.47pm

12. MAYOR'S REPORT

12.1 Mayor's Report

ACM16350 Moved Cr Gartrell seconded Cr Lume:

That the report be received.

CARRIED UNANIMOUSLY
13. ELECTED MEMBERS’ REPORTS (INCLUDING VERBAL UPDATES)

13.1 Elected Members’ Reports

ACM16351 Moved Cr Featherston seconded Cr Woolford:

That Council acknowledge the work undertaken by our outside work staff over this winter.

CARRIED UNANIMOUSLY

ACM16352 Moved Cr Scott seconded Cr Stewart:

That Council acknowledge and congratulate those involved in the Royal Adelaide Show displays.

CARRIED UNANIMOUSLY

ACM16353 Moved Cr Brazzalotto seconded Cr Lume:

That the reports be received.

CARRIED UNANIMOUSLY

14. REPORTS FROM SECTION 41 & OTHER COMMITTEES OF COUNCIL

14.1 Strategic Planning and Development Policy Committee Minutes 5 September 2016

ACM16354 Moved Cr Brazzalotto seconded Cr Woolford:

1. That the draft minutes of the Strategic Planning and Development Policy Committee meeting held on Monday 5 September 2016 be received.

2. That Council endorse the following motions of the Strategic Planning and Development Policy Committee:

   Mentone Road East Hayborough Rural Living Development Plan Amendment Statement of Intent – Response from Minister for Planning

   That Council receive the information in relation to the refusal of the Mentone Road East Hayborough Rural Living Development Plan Amendment Statement of Intent.

   Local Heritage Discussion Paper
1. That Council receive the Local Heritage Discussion Paper prepared by the Department of Planning, Transport and Infrastructure.

2. That Council provide the following comments to the Department of Planning, Transport and Infrastructure:

- Overall the paper presents some sound ideas however without knowing fully the legislative framework that Councils will be working under makes it difficult to fully comment. Further consultation should be undertaken as the legislation develops.

- Further explanation is required as to why the listing of local heritage places need to be considered in balance with the broad strategic objectives of the State.

- The alignment of local heritage criteria with the state heritage criteria is supported along with the idea of “practice directions”. More discussion is required around the detail of the thresholds and selection of themes.

- “Practice directions” could also extend to providing details around the differences between heritage and character to assist with policy formulation and heritage listings.

- Support the idea of early engagement with land owners and community when undertaking heritage listings.

- Review of existing listings should only occur as opportunity arises with other code review processes due to resourcing limitations.

- Support concept of more streamlined development assessment however this needs to be backed by very clear guidelines with respect to the heritage significance to ensure that each property can be dealt with on its merits.

- Further discussion is needed around the assessment pathway for the demolition of local heritage items to ensure that there is a rigorous assessment opportunity prior to a decision being made.

- Believe that there is a potential role for accredited professionals which could be aligned with Council’s heritage advisors.

- Greater clarity is required regarding the role and involvement of Local Government in Development Assessment and the listing of Local Heritage Properties.
- Oppose demolition of Local Heritage Properties being an ‘on-merit’ form of development.

**Draft 30 Year Plan for Greater Adelaide 2016 Update**

That Council receive the draft 30 Year Plan for Greater Adelaide 2016 Update and make the following comment/s in response to the document:

- Council should express its desired to have its wine producing regions included within a Character Preservation District.
- Clarification is required in relation to where water will come from to serve the anticipated growth of Adelaide. New development should have its own water. Future development within Metropolitan Adelaide is to provide for its own water efficiently, i.e. appropriate use of desalination plants and/or recycled water.
- Council seeks an opportunity for input into an update to the Integrated Transport and Land Use Plan to convey issues and concerns in relating to key arterial roads in its district following adoption of the 30 Year Plan for Greater Adelaide update.

*Cr Stanley-Murray left the meeting at 6.58pm*

CARRIED

*Cr Tuckwell left the meeting at 7.00pm*
15. CONFIDENTIAL REPORTS

15.1 Employment Agreement (Confidential)

ACM16355 Moved Cr Stewart seconded Cr Lume:

That pursuant to Sections 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 Acting Chief Executive, General Managers, and Executive Assistant 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 agenda item 15.1 Employment Agreement and the Council is satisfied 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 and associated documentation contains/involves:

90(3)(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

Substantiation:

A number of matters are likely to be raised and discussed that relate to the personal affairs of the Chief Executive. These matters are deemed to not be in the public interest, once these matters and any resultant contractual obligations have been resolved by Council the report and minutes will be released as public documents.

CARRIED UNANIMOUSLY

ACM16356 Moved Cr Davis seconded Cr Stewart:

That pursuant to Sections 91 (7) and (9) of the Local Government Act 1999, the Council orders that the agenda report and minutes of the Council meeting held on 19 September 2016 in relation to confidential item number 15.1 and titled Employment Agreement and the information by way of a report and any associated attachments thereto remain confidential and not available for public inspection for a period of twelve months from the date of this meeting or a lesser period as determined by the Chief Executive.

CARRIED UNANIMOUSLY
16. CLOSURE

The Mayor declared the meeting closed at 7.51pm.

MINUTES CONFIRMED........................................... DATE.............................

MAYOR K PARKES