



Minutes of the Council meeting
Held on Monday 21 January 2019
in the
Community Chambers "Wal Yuntu Warrin"
Commencing at 5.00pm

ALEXANDRINA COUNCIL

**AGENDA FOR THE COUNCIL MEETING
TO BE HELD ON MONDAY 21 JANUARY 2019 COMMENCING AT 5.00PM
IN THE COUNCIL COMMUNITY CHAMBERS "WAL YUNTU WARRIN" GOOLWA**

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**MINUTES OF THE ALEXANDRINA COUNCIL MEETING
HELD IN THE ALEXANDRINA COUNCIL COMMUNITY CHAMBERS
"WAL YUNTU WARRIN", GOOLWA
ON MONDAY 21 JANUARY 2019 AT 5:00PM**

PRESENT

Mayor Keith Parkes, Councillors Karyn Bradford, Bronwyn Lewis, Craig Maidment, Mike Farrier, John Carter, Margaret Gardner, James Stewart, Melissa Rebbeck, Bill Coomans, Michael Scott and Rex Keily

APOLOGIES

Chief Executive Officer, Glenn Rappensberg

IN ATTENDANCE

Anne Liddell (Acting Chief Executive Officer), Shen Mann (Acting Group Manager Leadership), Elizabeth Williams (General Manager Resources), Simon Grenfell (General Manager Environment), Kathy Hayter (General Manager Wellbeing), Mark van der Pennen (General Manager Growth) and Sarah Nankivell (Governance Administration Officer).

GALLERY

Four members of staff, five members of the public and a representative from the Victor Harbor Times.

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.

ACKNOWLEDGMENT OF TRADITIONAL OWNERS

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

Section 74 of the Local Government Act 1999 requires that Elected Members declare any interest and provide full and accurate details of the relevant interest to the Council prior to consideration of that item on the Agenda.

Each Member of a Council has a duty to vote at all meetings unless excepted by legislation.

The major exception being where a Member has a conflict of interest.

1. CONFIRMATION OF MINUTES

ACM191 Moved Cr Gardner seconded Cr Keily:

That the Minutes of the Alexandrina Council meeting held on Monday 17 December 2018 as circulated to members be received as a true and correct record.

CARRIED UNANIMOUSLY

2. ADJOURNED DEBATE

Nil

3. QUESTIONS WITHOUT NOTICE

Cr Farrier asked if Item 3 – Questions Without Notice and Item 4 – Questions with Notice could be rotated in the order of the Agenda.

Response: The format of the agenda is a matter for Council and can be reviewed at a future meeting.

Cr Maidment asked if the protocols for, and format, of the Australia Day Awards ceremonies could be reviewed.

Response: A report on this matter will be brought back to a future meeting of Council.

Cr Lewis asked two questions in relation to the timing of community consultation for the development of strategic plans for Port Elliot and Middleton.

Response: The question was taken on notice, noting it is intended by Council administration that consultation feedback received during the upcoming statutory review of Council's Community Strategic Plan will be used to inform the future development of township-specific plans.

Cr Keily asked whether future waste management reviews could consider how to make the dumping of green waste more affordable to rural residents undertaking vegetation clearance on their properties for bushfire prevention purposes, noting that the Strathalbyn Waste and Recycling Depot charges for the collection of recyclable green waste.

Response: The question was taken on notice.

4. QUESTIONS WITH NOTICE

Questions

- 1. How much has the Alexandrina Council spent on consultants (which should include Legal, Technical/Engineering, Financial, Corporate/Recruitment, Media and Advertising advisers) in the last four finance years?**
- 2. How does our expenditure compare to the figure quoted in the Advertiser 25/12/18 of 21 Million dollars as a ratio of rateable revenue/income for both Councils?**

Alexandrina Council has spent an average of \$1.37 million per annum on consultants over the past 4 financial years, at a total cost of \$5.5 million. Over the last two financial years the average has decreased to \$1.34 million per annum.

As a percentage of total income, this spend equates to an average of 3.24% over the last 4 years, decreasing to an average of 3% over the last two financial years.

	2017-18	2016-17	2015-16	2014-15	4 Year Total
Consultant Spend	\$1,452,854	\$1,232,796	\$1,248,343	\$1,573,527	\$5,507,520
% Total Income	3.17%	2.81%	3.09%	3.87%	

In making a comparison to Adelaide City Council (using the limited information available in 'The Advertiser' article of 26 December 2018), it appears Adelaide City Council have spent an average of 3.25% per annum on consultants over the last two financial years.

5. NOTICES OF MOTION

ACM192 Moved Cr Farrier seconded Cr Scott:

That from this meeting and forward, all questions asked and raised by Elected Members are minuted and a brief description of the response be also minuted.

CARRIED

6. PETITIONS

Nil

7. DEPUTATIONS/REPRESENTATIONS

Nil

8. ENVIRONMENT - REPORTS FOR COUNCIL DECISION

8.1 SA Water Pump Station - Liverpool Road Goolwa

ACM193 Moved Cr Stewart seconded Cr Gardner:

1. That Council endorse the purchase of the decommissioned and landscaped SA Water Pump Station located on Liverpool Road Goolwa, Section 2202 Part Lot A, Certificate of Title Volume 5665 Folio 582 Hundred of Goolwa from the South Australian Water Corporation at a cost of \$63,500.
2. That the Mayor and Chief Executive Officer be endorsed to sign and seal all relevant documentation.

CARRIED UNANIMOUSLY

9. GROWTH - REPORTS FOR COUNCIL DECISION

9.1 Heritage Advisory Committee - Minutes 27 September 2018

ACM194 Moved Cr Gardner seconded Cr Keily:

1. That the minutes of the Heritage Advisory Committee meeting held on 27 September 2018 be received.
2. That Council supports the submission of the nominations for State Heritage listing of the Goolwa Soldiers Memorial Gardens and the red gum water troughs at Sandergrove.

CARRIED UNANIMOUSLY

9.2 Alexandrina Arts & Cultural Advisory Committee - Minutes 6 December 2018

ACM195 Moved Cr Gardner seconded Cr Lewis:

That the minutes of the Alexandrina Arts & Cultural Advisory Committee meeting held on 6 December 2018 be received.

CARRIED UNANIMOUSLY

9.3 Planning Delegations

ACM196 Moved Cr Stewart seconded Cr Coomans:

1. That Council amends and adopts the Council Assessment Panel Terms of Reference to reflect the following changes in relation to the type of applications that will be determined by the Panel:
 - 1.1 Non-complying applications (other than Category 1 minor non-complying developments) where the decision has previously been made by Council staff to proceed with an assessment of the application (the Panel will decide to refuse the application or seek the concurrence of the State Commission Assessment Panel to approve the application).
 - 1.2 Any 'merit' application that has undergone Category 2 or Category 3 public notification where representations have indicated that they oppose the development.
 - 1.3 Any application in relation to a Local Heritage Place, a State Heritage Place, or a Historic Conservation Area where the Council's Heritage Advisor or the State Government Department responsible for State Heritage have recommended that approval should not be granted, other than where State Heritage direct that the application be refused.
 - 1.4 Any application for land division that proposes the creation of allotments where one or more of the proposed allotments is more than 10% below the minimum allotment size recommended by the relevant Zone/Policy Area of the Development Plan and where the variance is considered minor by both the Coordinator Planning Assessment and the Manager Planning and Development.
 - 1.5 Any application involving development by the Council where the Minister has declined a request by the Council that the State Commission Assessment Panel be appointed as the relevant authority.
 - 1.6 Any application where an appeal has been made to the Environment, Resources and Development Court in relation to a matter determined by the Council Assessment Panel and a compromise is proposed by the appellant.
 - 1.7 Any application where the Coordinator Planning Assessment or Manager Planning & Development has determined that the application warrants assessment by the Panel due to its significant, unusual or controversial nature.

CARRIED UNANIMOUSLY

10. WELLBEING - REPORTS FOR COUNCIL DECISION

Nil

11. RESOURCES - REPORTS FOR COUNCIL DECISION

Nil

12. OFFICE OF THE CHIEF EXECUTIVE OFFICER - REPORTS FOR COUNCIL DECISION

12.1 Australian Coastal Councils Association - Election of SA Representative to Committee

ACM197 Moved Cr Gardner seconded Cr Stewart:

That Council vote for Cr Nicholas Hayles of City of Victor Harbor for a position on the Australian Coastal Councils Association Committee.

CARRIED UNANIMOUSLY

12.2 Elected Member Representatives on External Bodies

ACM198 Moved Cr Maidment seconded Cr Lewis:

That Council endorse Cr Bradford as its representative on the Clayton Bay Community Association.

CARRIED UNANIMOUSLY

ACM199 Moved Cr Rebbeck seconded Cr Lewis:

That Council endorse Cr Bradford as its representative on the Long Nosed Fur Seal Working Group of the Department for Environment and Water.

CARRIED UNANIMOUSLY

ACM1910 Moved Cr Bradford seconded Cr Farrier:

That Council endorse Cr Rebbeck as an additional representative to the Mayor on the Coorong, Lower Lakes and Murray Mouth Community Advisory Panel of the Department for Environment and Water.

CARRIED UNANIMOUSLY

ACM1911 Moved Cr Lewis seconded Cr Gardner:

That Council endorse Cr Bradford as its representative on the Milang and District Community Association.

CARRIED UNANIMOUSLY

ACM1912 Moved Cr Rebbeck seconded Cr Lewis:

That Council endorse Cr Carter and Cr Stewart as its representatives on the Goolwa Recreation Ground Committee.

CARRIED UNANIMOUSLY

ACM1913 Moved Cr Keily seconded Cr Coomans:

That Council endorse Cr Maidment as its representative on the Strathalbyn Oval Controlling Committee.

CARRIED UNANIMOUSLY

ACM1914 Moved Cr Farrier seconded Cr Stewart:

That Council endorse Cr Keily as its representative on the Strathalbyn Community Consultative Committee.

CARRIED UNANIMOUSLY

12.3 Tree Management Policy and Procedure

ACM1920 Moved Cr Lewis seconded Cr Keily

That Council endorse the revised Tree Management Policy and Procedure as advised in attachments 12.3 (a), 12.3 (b) and 12.3 (c).

CARRIED

12.4 Ombudsman SA Report into The Goolwa Wharf Recreational Boating Facility

Statement from Chief Executive Officer, Glenn Rappensberg.

As CEO of Alexandrina Council, I express my apology for not being present this evening due to long-planned leave arrangements. I consider the current matter before you of the Ombudsman Report into the Goolwa Recreational Boating Facility to be a significant and serious matter which has had my utmost attention and that of my Executive. I recognise that as a newly elected Council since November 2018, and it being a matter of almost ten years duration, that this presents challenges for leadership and discharging your duties to the community as their representatives. I therefore encourage you to use the Council meeting process available to you tonight to scrutinise the matter, such as the opportunity to ask questions or make comment in debate.

The steps I have led during the past week have included the issuing of a media release and a confidential Council Briefing on 10 January 2019, a Senior Leadership Team briefing on 11 January 2019, a General Staff Meeting on 16 January 2019, advice to the retiring and new Independent Chair of the Audit Committee, and the commencement of internal reviews inclusive of an audit of past major projects and their development approval, by the recently appointed General Manager for Growth.

I would like to stress that I am confident we can address the issues identified by the Ombudsman, learn from them and move the organisation forward in a constructive and productive manner. I note that the Ombudsman has publicly stated that he has made no formal recommendations, in part, because of the response of the current administration. I understand that there has been, and will continue to be, community concern and interest in this matter which I respect and will make every effort to address thereby fostering the continuing trust and confidence in Alexandrina Council alongside you, as elected leaders.

ACM1913 Moved Cr Stewart seconded Cr Keily:

1. That Council note the publication of the report by the Ombudsman SA into the Goolwa Wharf Recreational Boating Facility.
2. That Council note the acceptance of the findings of the Ombudsman Report and support the implementation response prepared by the Administration.
3. That Council acknowledges and expresses its regrets for the concern that this matter has caused the Alexandrina community and offers its apology.
4. That Council endorse the CEO statement on the Ombudsman SA Report into the Goolwa Wharf Recreational Boating Facility be recorded in the Minutes.

CARRIED UNANIMOUSLY

13. MAYOR'S REPORT

Nil

14. ELECTED MEMBERS' REPORTS (INCLUDING VERBAL UPDATES

14.1 Elected Members' Reports

ACM1916 Moved Cr Stewart seconded Cr Lewis:

That the November and December 2018 Report from Councillors be received.

CARRIED UNANIMOUSLY

ACM1917 Moved Cr Maidment seconded Cr Keily:

That Council acknowledges the efforts of council administration and community volunteers in preparing for the Tour Down Under.

CARRIED UNANIMOUSLY

15. CONFIDENTIAL REPORTS

15.1 Appointment Of Independent Members To The Council Assessment Panel (Cap) - 2019 (Confidential)

ACM1918 Moved Cr Stewart seconded Cr Gardner:

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 Chief Executive Officer, General Managers, Minute Taker and the officer responsible for the report, 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 Appointment of Independent Members to the Council Assessment Panel (CAP) – 2019 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:

- (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:

The report includes personal (in confidence) information of the applicants in the form of expressions of interest and Curriculum Vitae's.

CARRIED UNANIMOUSLY

ACM1919 Moved Cr Gardner seconded Cr Stewart:

1. That pursuant to Sections 91(7) and (9) of the Local Government Act 1999 (SA) (Act), the Council orders that the report, minutes, attachments and associated documents of the Council meeting held on 21 January 2019 in relation to confidential item number 15.1 and titled Appointment of Independent Members to the Council Assessment Panel (CAP) – 2019, having been considered and dealt with by the Council on a confidential basis under Part 3 of the Act, are to be kept confidential and not available to the public for a period of twelve months from the date of this confidentiality order, or unless revoked earlier by the Chief Executive Officer in accordance with paragraph 2 of this resolution, on the basis that they contain the following information or matter:

1.1 Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

2. That pursuant to section 91(9)(c) of the Act the Council delegates to the Chief Executive Officer the power to revoke the order made in paragraph 1 of this resolution at any time.

CARRIED

The Mayor declared the meeting closed at 6.57pm

16. CLOSURE

MINUTES CONFIRMED.....DATE.....
MAYOR K PARKES