

# DISTRICT COUNCIL OF CEDUNA

**MINUTES OF THE ORDINARY MEETING OF COUNCIL** held at the Council Chamber, 44 O'Loughlin Terrace, Ceduna, on 17 September 2018 at 3:00pm.

## 1. PRESENT

His Worship the Mayor AJ Suter OAM, Councillors LA Brown, IP Bergmann, PG Brown, PC Codrington ESM, KR Maynard, GA Ryan and PA Will.

GM Moffatt (Chief Executive Officer), MS Hewitson (Manager Governance), GK Drummond (General Manager Operations), BW Taylor (Manager Administration and Finance) and KE Blums (Executive Assistant).

## 2. APOLOGIES

## 3. MAYOR'S REPORT

### 3.1 Mayors Verbal Report

22/08/2018 Council Election Workshop

24/08/2018 RDA Meeting in Streaky Bay

05/09/2018 Meeting with Minister Whetstone in Adelaide in relation to fishing

07/09/2018 EPLGA Meeting in Wudinna with Cr GA Ryan

13/09/2018 Meeting with John Quirke regarding the future help for new Council members

**1c/92018** Moved – IP Bergmann  
That the report be received and noted. Seconded – GA Ryan

CARRIED

## 4. CONFIRMATION OF MINUTES

### 4.1 Council Meeting – 15/08/2018

**2c/92018** Moved – PC Codrington  
That the minutes be confirmed as a correct record. Seconded – PG Brown

CARRIED

## 5. DEPUTATIONS AND PETITIONS

## 6. PUBLIC QUESTIONS WITHOUT NOTICE

## 7. REPORTS FROM COUNCIL COMMITTEES

## 8. DISCLOSURE OF INTERESTS

## 9. OFFICERS REPORTS

### 9.1 Manager Governance Report

#### 9.1.1 Internal Review Request – S270

**3c/92018** Moved – GA Ryan  
That this report be received and noted. Seconded – PG Brown

CARRIED

## 9.1.2 Delegations

**4c/92018** Moved – PC Codrington  
That Council

Seconded – PA Will

### 1. Revocations

1.1 Hereby revokes its previous delegations to the Chief Executive Officer of those powers and functions under the following:

1.1.1 Road traffic Act 1961, The Road Traffic (Miscellaneous) Regulations 2014, and the Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014

### 2. Delegations made under the Road traffic Act 1961

2.1 In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Act and specified in the proposed Instruments of Delegation contained in Appendix 16 (each of which is individually identified as indicated below) are hereby delegated this 17<sup>th</sup> day of September 2018 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified herein or in the Schedule of Conditions in each such proposed Instrument of Delegation.

2.1.1 Instrument of Delegation – Road traffic Act 1961, The Road Traffic (Miscellaneous) Regulations 2014, and the Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014 (Appendix 16)

2.2 Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation

CARRIED

## 9.2 General Manager Operations Report

### 9.2.1 Operations Project Update

3:21pm Councillor LA Brown left the meeting

3:22pm Councillor LA Brown entered the meeting

**5c/92018** Moved – IP Bergmann  
That the report be received and noted.

Seconded – PA Will

CARRIED

### 9.2.3 Request to Waive Landing Charges – Ceduna Airport

3:36pm Councillor GA Ryan

**6c/92018** Moved – PC Codrington  
That Council waive the landing charges for the following aircraft - VH-XPS, VH- XEY and VH-GIP from Friday 28<sup>th</sup> September to Monday 1<sup>st</sup> October 2018 inclusive.

Seconded – KR Maynard

CARRIED

## 9.3 Manager Administration and Finance Report

### 9.3.1 Monthly Financial Reporting

**7c/92018** Moved – IP Bergmann Seconded – PA Will  
That this Report be received and noted.

CARRIED

### 9.3.2 Review of Council Decision – Section 270

3:39pm Councillor GA Ryan entered the meeting

**8c/92018** Moved – PC Codrington Seconded – GA Ryan  
That Council, having reviewed the Council Rates levied against Assessments 1386 and 3005 for the 2018/2019 financial year, confirms the rates are levied in accordance with the Local Government Act 1999.

CARRIED

**9c/92018** Moved – PC Codrington Seconded – GA Ryan  
That Council provide a 50% Discretionary Rebate on General Rates for Assessment 1386 commencing 01/07/2018.

CARRIED

### 9.3.3 Review of Council Decision – Section 270

**10c/92018** Moved – PA Will Seconded – IP Bergmann  
That Council, having reviewed the Council Rates levied against Assessments 597 and 3000 for the 2018/2019 financial year, confirms the rates are levied in accordance with the Local Government Act 1999.

CARRIED

**11c/92018** Moved – PA Will Seconded – IP Bergmann  
That Council write to property owners with communication towers within their properties and advise that if the property owner is liable for the payment of Council rates on the land leased to the telecommunications company, Council will consider a rebate of rates payable on that leased land, on written application to Council.

CARRIED

### 9.3.4 ESCOSA Consultation Paper on the South Australian Local Government Rate Oversight Scheme

**12c/92018** Moved – KR Maynard Seconded – GA Ryan  
That this Report be received and noted.

CARRIED

## **10. CORRESPONDENCE**

### **10.1 Information Correspondence**

#### **10.1.1 Eyre Peninsula Local Government Association**

File Reference: 60513 (10.85.1.3)  
Officer: Chief Executive Officer

Release of Commission's draft report for Grains Inquiry, the Commission invites written submissions on this paper by Monday 17 September 2018.

#### **10.1.2 Cricket Australia - SA**

File Reference: 60548 (16.3.3.1)  
Officer: Chief Executive Officer

South Australia Cricket Infrastructure Strategy.

#### **10.1.3 Tyre Stewardship Australia**

File Reference: 60557 (5.3.2.1)  
Officer: Manager Governance

Local Government and Tyre Stewardship Australia working together.

#### **10.1.4 Senator the Hon James McGrath**

File Reference: 60558 (10.3.2.1)  
Officer: Manager Governance

Australia National Flag day, 3 September 2018.

#### **10.1.5 Ceduna Foreshore Hotel Motel**

File Reference: 60560 (14.19.2.5)  
Officer: Chief Executive Officer

Marine Vessel Berthing Proposal.

#### **10.1.6 Mayor Dave Burgess**

File Reference: 60604 (10.85.1.11)  
Officer: Chief Executive Officer

Dave Burgess has nominated for the position of President of the Local Government Association of South Australia.

#### **10.1.7 Regional Express**

File Reference: 60605 (10.3.2.1)  
Officer: Chief Executive Officer

Media Release - \$1M Pledge for Drought Relief

#### **10.1.8 Eyre Peninsula Local Government Association**

File Reference: 60642 (10.85.1.3)  
Officer: Chief Executive Officer

Community Wellbeing Alliance Trials.

#### **10.1.9 Eyre Peninsula Local Government Association**

File Reference: 60681 (10.85.1.3)  
Officer: Chief Executive Officer

Special Local Roads Funding query.

#### **10.1.10 Local Government Association of South Australia**

File Reference: 60727 (3.3.2.2)  
Officer: Chief Executive Officer

Circular 33.9 – The LGA has developed a discussion paper to assist those Councils providing submissions on the Heritage Inquiry.

#### **10.1.11 Local Government Association of South Australia**

File Reference: 60728 (5.3.2.2)  
Officer: Chief Executive Officer

Circular 33.10 – To help the LGA provide a submission on the State Government's proposed reform of the natural resources management system, councils are invited to answer a series of questions identified in an online documents.

#### **10.1.12 Local Government Association of South Australia**

File Reference: 60755 (10.85.1.11)  
Officer: Chief Executive Officer

Electricity Strategy.

#### **10.1.13 Local Government Association of South Australia**

File Reference: 60756 (10.85.1.11)  
Officer: Chief Executive Officer

Launch of the SA Export Accelerator Grant.

#### **10.1.14 Mark Hoffrichter**

File Reference: 60825 (7.67.2.1)  
Officer: Chief Executive Officer

Concerned about rate increases.

#### **10.1.15 Mayor Sam Telfer**

File Reference: 60826 (10.85.1.11)  
Officer: Chief Executive Officer

Sam Telfer has nominated for the position of President of the Local Government Association of South Australia.

#### **10.1.16 Department of Planning, Transport and Infrastructure**

File Reference: 60858 (3.3.2.1)  
Officer: Chief Executive Officer

Making development easier and faster, seeking feedback.

#### **10.1.17 SA Health**

File Reference: 60884 (11.3.2.1)  
Officer: Chief Executive Officer

Consultation on the Draft State Public Health Plan 2019-2024.

#### **10.1.18 Local Government Association of South Australia**

File Reference: 60970 (9.3.2.2)  
Officer: Chief Executive Officer

Circular 36.1 – The Remuneration Tribunal of South Australia has released its determinations on Council Member allowances.



**14c/92018** Moved – IP Bergmann

Seconded – GA Ryan

That Council votes for Sam Telfer in the President of the Local Government Association election.

CARRIED

**11. QUESTIONS ON NOTICE**

**12. MOTION ON NOTICE**

**12.1 Cr PC Codrington**

**15c/92018** Moved – PC Codrington

Seconded – LA Brown

Whenever a policy or other matter is put before the Elected Members for consideration, all correspondence including legal advice relating to the matter must be attached to the matter for consideration of the Elected Members. Should however any Legal Advice be subject to legal privilege it must be conveyed to the Elected Members in a non-public accessible form.

CARRIED

**13. QUESTION WITHOUT NOTICE**

**14. MOTION WITHOUT NOTICE**

**16c/92018** Moved – GA Ryan

Seconded – PA Will

That Council writes to the Honourable Tim Whetstone, Minister for Primary Industries and Regional Development seeking an amendment to the Fisheries Management (General) Regulations 2017 prohibiting the cleaning of Razor Fish and discarding any of its offal in any South Australian waters less than 2 meters in depth, with an exemption given to Professional Fishers.

CARRIED

His Worship the Mayor suspended the operation of Division 2 of Part 2 of the Local Government (Procedures at Meetings) Regulations 2000, with the approval of the members present, commencing at 4:55pm, to enable discussions in relation to the Council Administration Office.

4:59pm Councillor LA Brown left the meeting

5:00pm Councillor LA Brown entered the meeting

5:07pm Councillor GA Ryan left the meeting

5:09pm Councillor GA Ryan entered the meeting

His Worship the Mayor determined to resume the operation of Division 2 of Part 2 of the Local Government (Procedures at Meetings) Regulations 2000 at 5:10pm.

