

Coorong District Council
Minutes of the Ordinary Meeting held on 22 January 2019



Minutes of the Ordinary Meeting of the Coorong District Council held at the Coorong Civic Centre Chambers, Tailem Bend on Tuesday 22 January 2019 commencing at 6:00pm.

PRESENT: Mayor Cr. PE Simmons, Deputy Mayor Cr. JJ Arthur, Councillors SU Bland, TF Hill, NR Jaensch, VA Leng, BD Qualmann, LF Rowntree, & GA Taylor.

IN ATTENDANCE: V Cammell (Chief Executive Officer), N Traeger (Director Community & Corporate), D Mosel (Director Infrastructure & Assets), J Thompson (Finance Manager), J O'Brien (Property Officer) and A Crossman (minute taker).

APOLOGIES: Nil.

WELCOME

The Mayor welcomed all present, read the civic prayer and acknowledged the traditional owners of the land on which we meet.

001/19 CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF THE COORONG DISTRICT COUNCIL HELD ON 18 DECEMBER 2018

Moved Cr. Bland, Sec. Cr. Leng that the minutes (including the confidential minutes) of the Ordinary Meeting of the Coorong District Council held on 18 December 2018 be adopted as a true and correct record.

CARRIED UNANIMOUSLY

BUSINESS ARISING / ACTION LIST

Cr. Arthur raised minute 144/18 (Motion without notice) and commented that there was \$15,000 noted within the finance report to perform a risk assessment of Tailem Bend Playground train. Director Community & Corporate and Chief Executive Officer provided a response, noting that the itemisation is to account for the work. Director Infrastructure & Assets also noted that a report on the assessment would be presented to Council at a future date.

Cr. Rowntree questioned why minute 286/18 (2018/19 unsealed road re-sheeting, rubble raising, rubble crushing and rubble carting tender process) had been marked as complete when some actions had not yet been carried out. Chief Executive Officer noted that the item would remain on the action list.

Cr. Bland noted that the review had commenced for minute 126/17 (Cr. SU Bland – review of made unsealed public roads with a view to strategic closures), and requested that further action on this item be moved forward. Director Infrastructure & Assets provided a response.

Cr. Bland referred to minute 141/17 (Meningie Dry Area – evaluation report & recommendations) and highlighted the need to engage on raising awareness of alcohol and drug related issues. Director Community & Corporate replied that a change in resourcing had held back this action, which could now be addressed.

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Cr. Qualmann requested an update of minute 150/16 (Motion without notice). Director Infrastructure & Assets responded that a scheduled meeting with a contractor had fallen through, and that the item would be followed up.

Cr. Arthur requested an update on the progression of minute 044/18 (Motion without notice). Chief Executive Officer and Director Community & Corporate responded that the investigation of camping charges at Narrung Reserve and Coonalpyn Caravan Park has been allocated to an officer, and will be progressed further.

QUESTIONS WITH NOTICE

Cr. ROWNTREE ASKS

When does the rate reprieve end for the Motorsport Park? Will the other businesses such as Big 4 Caravan Park and Rydges be charged separately?

RESPONSE FROM CHIEF EXECUTIVE OFFICER

Council resolved on 5 May 2015 the following resolution in relation to applying a discretionary rate rebate for the SA Motorsport Park (now The Bend):

092/15 SA MOTORSPORT PARK PTY LTD – CONTRACTUAL MATTERS

Moved Cr. Wright, Sec. Cr. Bland:

1. *That pursuant to section 166(1)(b) of the Local Government Act 1999, Council extend a 100% discretionary rate rebate to SA Motorsport Park Pty Ltd for the following parcels of land:*

<i>Assessment 6692</i>	<i>44 Mallee Highway, TAILEM BEND SA 5260 Lots 100 & 13 Hundred of Seymour</i>
<i>Assessment 6693</i>	<i>Section 331 Callitris Road, ELWOMPLE SA 5260 Section 331 Hundred of Seymour</i>
<i>Assessment 6773</i>	<i>216 Kowald Road, TAILEM BEND SA 5260 Sections 414, 415, 416, 418 & 419 and Lot 28 Hundred of Seymour</i>
<i>Assessment 6774</i>	<i>Lot 16 & 20 Callitris Road, ELWOMPLE SA 5260 Lots 16 & 20 Hundred of Seymour</i>
<i>Assessment 8518</i>	<i>Lot 5 Callitris Road, ELWOMPLE SA 5260 Lot 5 Hundred of Seymour</i>

2. *The rebate be extended to five (5) years in total from 5 May 2015 (at the discretion of the Chief Executive Officer), due to expire 2019/20 with the following points to be negotiated:*
 - *Early settlement on property*
 - *Execution of Infrastructure Deed of Agreement and supporting Land Management Agreement (if applicable)*
3. *That Council's Rate Rebate Policy be updated accordingly.*

CARRIED UNANIMOUSLY

The discretionary rate rebate as applied to the parcels outlined above will expire in May 2020.

In future all tenancies that make up the broad development on the original land parcels referred to above will be individually rateable.

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Cr. ROWNTREE ASKS

I would like to know why there are no confidential agendas or minutes available from May 2016 through to December 2016 on the Coorong District Council secure intranet. Can this please be addressed?

RESPONSE FROM CHIEF EXECUTIVE OFFICER

Due to staffing changeovers at that time, the population of confidential documents on the intranet was overlooked.

This issue has now been addressed, and all documents from the period outlined above are now available for access by Council Members.

QUESTIONS WITHOUT NOTICE

002/19 MOTION WITHOUT NOTICE

Moved Cr. Taylor, Sec. Cr. Rowntree a formal report be presented which details all of Council's spending of legal matters from 1 December 2016 to the current date.

Voting for the motion were Councillors Arthur, Hill,
Jaensch, Qualmann, Simmons, Rowntree and Taylor

Voting against the motion were Councillors Bland and Leng

The Mayor declared the motion CARRIED

003/19 MOTION WITHOUT NOTICE

Moved Cr. Taylor, Sec. Cr. Arthur to be provided with a formal report which gives precise detail of Council money spent at the Gala Presentation Evening of the SA Community Achievement Awards, Friday 2 November 2018 held at the Hilton in Adelaide.

Voting for the motion were Councillors Arthur, Bland, Hill,
Qualmann, Simmons, Rowntree and Taylor

Voting against the motion were Councillors Jaensch and Leng

The Mayor declared the motion CARRIED

004/19 MOTION WITHOUT NOTICE

Moved Cr. Taylor, Sec. Cr. Rowntree to be provided with a formal report, listing land (occupied and unoccupied) which is owned by Coorong District Council or under Council's care and control.

Voting for the motion were Councillors Arthur, Bland, Hill,
Leng, Qualmann, Simmons, Rowntree and Taylor

Voting against the motion was Councillor Jaensch

The Mayor declared the motion CARRIED

005/19 MOTION WITHOUT NOTICE

Moved Cr. Taylor, Sec. Cr. Rowntree that detail be given in relation to the proposed sports facility in Tailem Bend, including what commitments Council has made to date, what its direct involvement has been and how it is envisaged that this project is moved forward.

Voting for the motion were Councillors Arthur, Bland, Hill,
Leng, Qualmann, Simmons, Rowntree and Taylor

Voting against the motion was Councillor Jaensch

The Mayor declared the motion CARRIED

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Cr. Taylor asked when the next Strategic Planning and Development Policy committee meeting would be scheduled. Chief Executive Officer provided a response.

Cr. Leng commented on the present issue of overfilled bins on highways, and asked whether a report could be provided to Councillors of a list of all bins that Council supply on the highways.

006/19 MOTION WITHOUT NOTICE

Moved Cr. Leng, Sec. Cr. Bland that a report be provided to Councillors of a list of all street bins that Council supply on the highways and surrounds.

CARRIED UNANIMOUSLY

Cr. Qualmann requested costs of media consulting work undertaken for Council. Director Community & Corporate provided a response.

Cr. Taylor asked who is responsible for the maintenance of the road adjoining the Caltex at Tailem Bend. Director Infrastructure & Assets took the question on notice.

Cr. Rowntree also asked who would be liable were an accident to occur at the cross-section in front of the Caltex at Tailem Bend. The question was taken on notice.

PETITIONS

NIL

DEPUTATIONS

NIL

PUBLIC QUESTION TIME

Name: Bruce Pennington

Bruce Pennington raised two letters he had written to the Chief Executive Officer regarding the financial status of Council, noting a reply not been received, and requested a reason for this.

Chief Executive Officer provided a response, noting that a reply had been drafted, but had not yet been sent due to further review required. The response would be forthcoming within the next couple of weeks.

Name: Fiona Paech

Fiona Paech asked where the sewerage and effluent generated from The Bend Motorsport Park is being directed and retained.

Chief Executive Officer provided a response, noting that the system is a closed system contained within the site.

Ms Paech further added that since the Scouts Australian Jamboree there is now a strong smell present, and asked whether this issue could be investigated.

Chief Executive Officer confirmed that Council would investigate the issue further.

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Name: Lynette Fatchen

Lynette Fatchen requested that conversations occurring between the Mayor and CEO during Council meetings be restricted to avoid interruption to the meeting.

The Mayor responded, noting that without receiving all of his formal training, the Chief Executive Officer has provided additional insight at times. The Mayor will consider the request.

Cr. Bland further suggested that if some discussion is required, a small break could take place.

Name: Sandra Douglas

Sandra Douglas requested an update on the upgrade of the Taillem Bend public toilets.

Director Infrastructure & Assets provided a response, noting that a meeting was held on 22 January 2019, and the drawings have gone back to the contractor to be updated within the next couple of weeks, before construction commences.

Sandra Douglas also asked whether any additional work would be required that would extend beyond the current site (pipework).

Director Infrastructure & Assets responded that the car park and surrounding should not be affected by the works.

Cr. Qualmann suggested that an item be inserted into the Taillem Topics for information on project development.

MAYOR'S REPORT

Cr. Qualmann commented on the Mayor's interview with Channel 10 News.

Cr. Bland requested a brief report on the Premier's Karoonda Farmer Forum held on 16 January 2019. The Mayor provided an outline of the forum, noting that there does not appear to be any funding available from State Government to create positive action.

Cr. Bland asked whether any other funding had been offered in the Mallee area regarding drought affected areas. The Mayor responded that he expects to find out if any further assistance is available at a forthcoming meeting in Karoonda.

Cr. Jaensch, Cr. Leng, and Cr. Arthur provided further comment on the outcomes of the Premier's Karoonda Farmer Forum.

Cr. Leng suggested that the Mayor provide a future media report for the local paper on the subject of the drought.

COUNCIL MEMBERS' REPORTS

The Mayor noted that a meeting tabled in Cr. Jaensch's report should be removed (3 December 2018), due to his absence. Cr. Jaensch concurred.

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Cr. Jaensch requested that his report within the Information Document be brought forward to be discussed during consideration of the Murray Darling Association reports within the meeting agenda.

Cr. Qualmann requested that Cr. Jaensch elaborate on his meeting with Tailem Bend Homes the Aged on 12 December 2018. Cr. Jaensch provided a response, outlining conversations had with residents and friends, including discussion on some funds available to them.

NOTICES OF MOTION

007/19 CR. NR JAENSCH – SIGNAGE FOR HISTORIC ARTIFACTS – RAILWAY TERRACE, TAILEM BEND

Moved Cr. Jaensch, Sec. Cr. Qualmann that Council in consultation with the Tailem Bend Historic Society, provides appropriate interpretive signage for the identification of camel rings located within the gum trees at the front of the Tailem Bend Railway Station for historic preservation purposes.

Voting for the motion were Councillors Arthur, Bland, Hill,
Jaensch, Leng, Qualmann, Simmons and Rowntree
Voting against the motion was Councillor Taylor
The Mayor declared the motion CARRIED

008/19 CR. CR. JJ ARTHUR – SOLUTION FOR STAINING OF TINTINARA CEMETERY HEADSTONES

Moved Cr. Arthur, Sec. Cr. Rowntree that Council find a solution to the continued staining of the headstones at the Tintinara Cemetery, or investigate the return to mains water for irrigation, or alternative options.

CARRIED UNANIMOUSLY

009/19 CR. JJ ARTHUR – ADOPTION OF NEW POLICIES

Moved Cr. Arthur, Sec. Cr. Qualmann that Council:

1. Direct the Chief Executive Officer to investigate and develop a Rubble Pits Policy and Procedure;
2. Require the policy be put to Council for consideration and adoption.

CARRIED UNANIMOUSLY

010/19 CR. JJ ARTHUR – ADOPTION OF NEW POLICIES

Moved Cr. Arthur, Sec. Cr. Rowntree that Council:

1. Direct the Chief Executive Officer to investigate and develop a Mayor Seeking Legal Advice Policy;
2. Require the policy be put to Council for consideration and adoption.

CARRIED UNANIMOUSLY

011/19 CR. JJ ARTHUR – RELEASE AND RETENTION OF CONFIDENTIAL ITEMS

Moved Cr. Arthur, Sec. Cr. Leng that Council investigate and address the manner in which confidential items (minutes, reports and attachments) are retained and released from confidence so that going forward, all released information is accurately recorded and accessible to the public.

CARRIED UNANIMOUSLY

MOTIONS WITHOUT NOTICE

012/19 Moved Cr. Rowntree, Sec. Cr. Arthur that Council:

1. Table the letter received from Jonathan Pietzsch and Faith Coleman (TRADE) regarding the upgrade of the Tintinara War Memorial sound system and projector;
2. Provide up to \$15,000 to the upgrade of the sound system and projector in the Tintinara War Memorial Hall subject to receiving matching funds from the Tintinara Action Club, Tintinara Lions Club and TRADE Inc.;
3. Update the third budget review to reflect this allocation.

Voting for the motion were Councillors Arthur, Bland, Hill,
Leng, Qualmann, Simmons, Rowntree and Taylor

Voting against the motion was Councillor Jaensch

The Mayor declared the motion CARRIED

013/19 Moved Cr. Bland, Sec. Cr. Leng that Council develop a list to be attached to the end of the minute action list which highlights the requests to Council received through Section 41 Committees, and the costs associated with those requests.

CARRIED UNANIMOUSLY

014/19 Moved Cr. Bland, Sec. Cr. Hill that Council continue with, and move forward the review of Section 41 Committees across the Council district.

CARRIED UNANIMOUSLY

015/19 Moved Cr. Jaensch, Sec. Cr. Qualmann that Council invite the Tailem Bend Sporting Hub group to attend a Council briefing or meeting to discuss the broader sporting hub.

CARRIED UNANIMOUSLY

The Mayor suspended standing orders at 8:17pm.

The Mayor resumed meeting procedures at 8:28pm.

OFFICE OF THE CHIEF EXECUTIVE OFFICER'S REPORT

WHISTLEBLOWERS PROTECTION POLICY - REVIEW

016/19 Moved Cr. Rowntree, Sec. Cr. Hill that the item lay on the table.

CARRIED UNANIMOUSLY

EQUAL EMPLOYMENT OPPORTUNITY, DISCRIMINATION, HARASSMENT & BULLYING POLICY - REVIEW

Moved Cr. Leng, Sec. Cr. Taylor that Council adopts the Equal Employment Opportunity, Discrimination, Harassment & Bullying Policy as amended.

CARRIED UNANIMOUSLY

018/19 MURRAY DARLING ASSOCIATION REGION 6 ANNUAL GENERAL MEETING – NOMINATIONS FOR CHAIR

The Mayor suspended standing orders at 8:40pm.

Cr. Jaensch provided a verbal report regarding previous actions by Council regarding environmental opportunities and outcomes for the region.

Cr. Leng added comments regarding the history of Murray Darling Association, and previous actions taken by Council and the Murray Darling Association Region 6.

The Mayor resumed meeting procedures at 8:49pm.

Moved Cr. Bland, Sec. Cr. Jaensch that Council endorse the nomination of Cr. Vern Leng for the position of Chair of the Murray Darling Association Region 6.

Voting for the motion were Councillors
Arthur, Bland, Hill, Jaensch and Leng

Voting against the motion were Councillors
Qualmann, Simmons, Rowntree and Taylor

The Mayor declared the motion CARRIED

019/19 MURRAY DARLING ASSOCIATION ANNUAL STRATEGIC PLANNING WORKSHOP

Moved Cr. Jaensch, Sec. Cr. Qualmann that Council:

1. Support Cr. Vern Leng in attending the 2019 Murray Darling Association Strategic Planning Workshop to be held in Echuca, VIC, Friday 1 February to Sunday 3 February 2019;
2. Require a brief report be presented by the Council Member on the outcomes of the strategic planning workshop.

Voting for the motion were Councillors Arthur, Bland,
Hill, Jaensch, Leng, Qualmann and Simmons

Voting against the motion were Councillors Rowntree and Taylor

The Mayor declared the motion CARRIED

SECTION 41 COMMITTEES AND SECTION 43 SUBSIDIARIES

020/19 MENINGIE CEMETERY COMMITTEE – MINUTES OF MEETING HELD 3 DECEMBER 2018

Moved Cr. Jaensch, Sec. Cr. Rowntree that Council receive the minutes of the Meningie Cemetery Committee meeting held on 3 December 2018 and that the recommendations be forwarded to the relevant department for consideration.

CARRIED UNANIMOUSLY

021/19 MURRAY MALLEE COMMUNITY TRANSPORT SCHEME MANAGEMENT BOARD – MINUTES OF MEETING HELD 12 DECEMBER 2018

Moved Cr. Bland, Sec. Cr. Hill that Council receive the final minutes of the Murray Mallee Community Transport Scheme (MMCTS) Management Board meeting held on 12 December 2018.

CARRIED UNANIMOUSLY

COMMUNITY & CORPORATE REPORT

022/19 MONTHLY FINANCE REPORT – 31 DECEMBER 2018

Moved Cr. Leng, Sec. Cr. Rowntree that Council adopts the monthly finance report as at 31 December 2018.

CARRIED UNANIMOUSLY

023/19 SECOND QUARTER REVIEW OF THE 2018-19 ANNUAL BUSINESS PLAN (ABP)

Moved Cr. Jaensch, Sec. Cr. Leng that Council adopts the 2018-19 Annual Business Plan second quarter review and amends the capital expenditure listing contained within it accordingly, subject to clarification of the purchase of the Dickson Reserve pontoon.

CARRIED UNANIMOUSLY

024/19 DISCRETIONARY RATE REBATE REVIEW (ONGOING)

Moved Cr. Arthur, Sec. Cr. Rowntree that:

1. Council provide a discretionary rate rebate, excluding all service charges to the Tailem Bend Football Club (Change rooms), Asst 8600 (100% rebate);
2. The rate rebate applies from the period 1 July 2018;
3. Council's Rate Rebate Policy is updated accordingly.

CARRIED UNANIMOUSLY

025/19 COORONG FINANCE COMMITTEE – DRAFT TERMS OF REFERENCE

Moved Cr. Arthur, Sec. Cr. Qualmann that Council adopts the Coorong Finance Committee Terms of Reference as amended.

CARRIED UNANIMOUSLY

INFRASTRUCTURE & ASSETS REPORT

026/19 INTENTION TO GRANT A LEASE TO MENINGIE AERO CLUB - MENINGIE AERODROME

Cr. Bland declared a perceived conflict of interest due to a family connection to the Meningie Aero Club and left the meeting at 9:20pm.

Moved Cr. Jaensch, Sec. Cr. Leng that Council:

1. Commence a period of community engagement concerning its intention to grant a lease over a portion of Certificate of Title Volume 5947 Folio 875 Pt Lot 1 in Filed Plan 144, as indicated in the plan annexed to this report, for a period of five (5) years with a right of renewal for a further five (5) years, to Meningie Aero Club Pty Ltd;
2. Set an initial annual rent and initial lease preparation costs in accordance with Council's schedule of fees and charges;
3. Subject to no negative feedback being received during the community engagement period, authorise the Chief Executive Officer and Mayor to affix the Council seal and execute relevant lease documentation;
4. Requires a further report to be presented to Council should any negative feedback be received during the community engagement period.

CARRIED UNANIMOUSLY

Cr. Bland returned to the meeting at 9:22pm.

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027/19 INTENTION TO RELEASE ORANA AUSTRALIA LTD FROM LEASE - WADMORE HOUSE, 76 PRINCES HIGHWAY, MENINGIE

Moved Cr. Jaensch, Sec. Cr. Hill that Council:

1. Authorise the Mayor and Chief Executive Officer to prepare and execute surrender of lease documentation to release Orana Australia Ltd from its lease agreement of Wadmore House, 76 Princes Highway, Meningie (Allotment 50, CT 5980/136);
2. Commence a period of community engagement, seeking expressions of interest from local businesses and community groups for lease of the site, subject to Council approval;
3. That the community engagement includes opportunity for inspections of the building and infrastructure.
4. That a structural report be prepared, including costing, to bring the building to a safe and functional standard.

Voting for the motion were Councillors Arthur, Bland,
Hill, Jaensch, Leng, Qualmann, Simmons and Rowntree
Voting against the motion was Councillor Taylor
The Mayor declared the motion CARRIED

QUESTIONS FROM THE INFORMATION DOCUMENT

Cr. Arthur commented on the grading kilometres statistics recorded within the Infrastructure & Assets 'In the Field' Works Report, and asked how many of the maintenance graders have been in operation on each shift. Director Infrastructure & Assets provided a response, noting the lower number of graders during December 2018, which will now increase following finalisation of recruitment.

Cr. Leng referred to the installation of a shelter at the end of Woolshed Road Reserve as part of the Murray Coorong Trail, and asked what action would be taken regarding weed management. Director Community & Corporate responded that the Murray Coorong Trail has been added to Council's maintenance schedule, which should include weed management.

028/19 MOTION WITHOUT NOTICE

Cr. Bland moved, Sec. Cr. Arthur that Council acknowledge the Coorong Tatiara Local Action Plan for their enduring ability to seek and receive grants to continue operating successfully.

CARRIED UNANIMOUSLY

CONFIDENTIAL ITEMS

NIL

CLOSURE

There being no further business, the Mayor declared the meeting closed at 9:34pm.

CERTIFIED CORRECT..... CHIEF EXECUTIVE OFFICER

CONFIRMED / / 2019 MAYOR