

8 July 2005

Dear Elected Member

I wish to advise that the next Council Meeting will be held on Tuesday 12 July 2005 at the Council Chambers Smillie Street Robe commencing at 5.00pm.

Please note that the Grant King Limestone Coast Regional Development Board will be addressing Council at 4.00pm.

Yours faithfully

RJ Kay
Chief Executive Officer

AGENDA

PRESENT

APOLOGY

**CONFIRMATION
OF MINUTES**

Minutes of the Council Meeting held on 14 June 2005 be taken as read and confirmed.

BUSINESS ARISING

MAYOR'S REPORT

**REPORTS OF
COMMITTEES**

REPORTS OF DELEGATES

**REPORTS OF
ASSOCIATED BODIES**

1. Robe District Fire Prevention Committee - 14 June 2005.
2. Lacepede Tatiara Robe Animal & Plant Control Board - 9 June 2005.

OFFICERS' REPORTS

1. Chief Executive Officer (green).
2. Manager of Works (gold).
3. Robe Library.
4. Robe Visitor Information Centre.

FINANCE

1. Accounts Paid June 2005.
2. Reconciliation Statement 30 June 2005.

NOTICE OF MOTION

Following notices of motion have been submitted by Cr Dening-Wasson:

1. That a "Lake Butler Working Committee" be formed as soon as possible to consider:
 - the Maunsell Master Plan and Development Plan Concept in its entirety
 - to identify how to adequately meet the needs of commercial, recreational and community users of the lake and its surrounds

The committee to consist of fair representation of interested parties.

2. That the “Lake Butler Working Committee” consist of:
 - CEO
 - Mayor
 - 2 Council Delegates
 - 2 Recreational Fishers
 - 2 Community Members
 - 4 Commercial Fishers

3. That Council commit to retain the character and integrity of Lake Butler and its immediate surrounds whilst upgrading and developing the lake to:
 - Meet EPA requirements
 - Provide adequate, safe and up to date facilities for the commercial fishing fleet
 - Provide adequate, safe and up to date facilities for the recreational boat owners
 - Reasonably consider any visual, commercial, recreational and heritage impact
 - Ensure any development is fair and equitable to council, lake users, and the wider community, immediately and in the future.

4. That council resolution 122/2004 (14 Oct 2003)

“that in respect to the Lake Butler Marina Development Master Plan prepared by Maunsell Australia, Council resolves as follows:

 1. *Approve the Master plan and proceed*
 2. *Release the Master plan to the public*
 3. *Prepare and submit a Development Application pursuant to the Development Act*
 4. *Delegate to the Mayor and CEO the commissioning and commencement of the prudential Report pursuant to section 48 of the LGA”*

be rescinded.

5. That Council resolution 220/2004 (10 Feb 2004)

“That Council accept the Marina Redevelopment Prudential Report for the District council of Robe prepared by Deloitte Touché Tohmatsu on 22 Jan 04 as adequately addressing the proposed projects prudential issues as required under section 48 of the LGA 1999 as required when

** a council engages in a project when the expected expenditure of the council of the re ensuing 5 years is likely to be 20 percent of the*

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council's average annual operating expenses over the previous financial year.

**the expected capital cost of the project over the ensuing 5 years exceeds \$4 million"*

be rescinded.

6. That Council resolution 222/2004 (10 Feb 2004)

"that Council resolve to proceed with the Lake Butler Marina Redevelopment Project on the basis of the strong and positive Net present Value of \$2,096,361 in relation to the project, subject to overcoming the Sales Risk, Design and Construction Risks and Operations, Maintenance and Management Risks as detailed on P 30-32 inclusive of the Prudential Report including adequate reconstruction berth sales and receiving appropriate approvals"

be rescinded.

7. That council resolution 318/2005 (21 April 2004)

"that council approve the Robe Marina Corporation Marketing and Business Plan, however before the Robe Marina Corporation commits itself to construction expenditure, the Robe Marina Corporation to convince the District council of Robe that the project is viable"

be rescinded.

QUESTION ON NOTICE

Following Question on Notice received from Cr Mathews:

- I believe correspondence was sent to the Minister for Environment and to Richard Wood the Heritage Advisor seeking their opinion on the Robe Marina.
- I believe they did not reply.
- I would like to see the correspondence that was sent to substantiate it.

CORRESPONDENCE

Section A:

1. Robe Sports & Recreation Association - Bus Parking Area (see attached).

Officers Comment - Response to Council's request. I do not think the bus parking is a great problem.

2. Local Government Finance Authority - Annual General Meeting (see attached).

Officers Comment - Council normally appoints the Mayor to be is representative.

3. Plain Central Services - Grant Allocations for 2005/2006 - Library (see attached).

Officers Comment - Recommend that the letter be received.

4. Federal Member for Barker - Victory in the Pacific Day (see attached).

Officers Comment - Recommend that the letter be received.

5. Department for Transport, Energy & Infrastructure - Transport SA Changes (see attached).

Officers Comment - Recommend that the letter be received.

6. R Gerlach - Seeking consent to hold wedding reception on foreshore 3 December 2005 (see attached).

Officers Comment - Recommend that approval be granted.

7. Department for Administrative & Information Services - General Valuation 2005/2006 (see attached).

Officers Comment - For councillors information.

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8. Kingston District Council - New Medical Centre Kingston (see attached).

Officers Comment - Recommend that the letter be received.

9. Dean Newberry & Partners - Statutory Audit of South Australian Councils (see attached).

Officers Comment - Recommend that the letter be received.

10. SA Tourism Commission - SATC Cycle Tourism Strategy 2005/2009 (see attached).

Officers Comment - Recommend that the letter be received.

11. Agrifood Awareness - Gene Technology (see attached).

Officers Comment - The kit is available.

12. Stand Like Stone Foundation - Funding (see attached).

Officers Comment - Do Council want to contribute?

13. LGA Mutual Liability Scheme - Members Brief (see attached).

Officers Comment - Recommend that the letter be received.

14. South East Local Government Association - TAV Productions - "Out of the Ordinary" Services (see attached).

Officers Comment - Recommend that the letter be received.

15. Local Government Risk Services - LGA Asset Mutual Fund (see attached).

Officers Comment - The report is available.

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16. Australia Day Council - 2005/2006 Membership Renewal (see attached).

Officers Comment - Recommend that the letter be received.

17. Robe & District Ratepayers & Residents Association - Membership (see attached).

Officers Comment - Council decision required.

18. Robe & District Ratepayers & Residents Association - Ratepayers Lists (see attached).

Officers Comment - Council decision required.

19. Ombudsman - Rates R Savage Frome Street Robe (see attached).

Officers Comment - I do not agree with the sentiments of the Ombudsman. I believe it is clear what is meant by principal place of residence. The rate notice is not issued in R Savage's name but CM & JA. However the cost to continue the discussion and the time already spent suggest that it needs to end. The rebate that would have been granted is \$314.75.

20. Federal Minister for Local Government Territories & Roads - Bushfire Mitigation Programme (see attached).

Officers Comment - The documentation is available.

21. Federal Attorney-General - Working Together to Manage Emergencies (see attached).

Officers Comment - Recommend that the letter be received.

22. Local Government Association of SA - Strategic Infrastructure Plan for SA (see attached).

Officers Comment - Recommend that the letter be received.

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23. Local Government Association of SA - Transparency in Budget / Rates Presentations (see attached).

Officers Comment - Recommend that the letter be received.

24. Local Government Association of SA - Children & Young People Under the Care of the State (see attached).

Officers Comment - Recommend that the letter be received.

25. Local Government Association of SA - Commonwealth Responds to Hawker "Fair Share" Report (see attached).

Officers Comment - Recommend that the letter be received.

26. Local Government Association of SA - Meeting with President & Executive Director (see attached).

Officers Comment - Elected Members to advise who will be attending. Also what items would Elected Members want on the Agenda?

Section B:

27. Minister for Local Government - Local Government National Report 2003/2004.

28. Minister for Environment & Conservation - Tackling Climate Changes South Australia's Greenhouse Strategy.

29. Department of Transport & Regional Services - National Inquiry on Bushfire Mitigation and Management.

- 30.

OTHER BUSINESS

CONFIDENTIAL ITEM

Robe Golf Course

It is recommended that:

Cr moved that:

(a) under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public (not including staff) be excluded from attendance at the meeting in order to consider in confidence correspondence relating to the Golf Course extension.

(b) the council is satisfied that it is necessary that the public is excluded to enable the Council to consider the matter at the meeting on the following grounds:

90(3)(h) legal advice

(c) that accordingly on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the discussion confidential.

Correspondence received and forwarded in relation to the Golf Course extension - see attached.

It is further recommended that:

Cr moved that an order be made under the provision of Section 91 (7) of the Local Government Act 1999 that the documents relating to the golf course extension including the minutes of the Council relating to discussion of the subject matter of that documents having been dealt with on a confidential basis under Section 90 of the Act shall be kept confidential on the ground of 90 (3)(h) legal advice for a period until the matter is finalised.