

District Council of Robe

MINUTES

Minutes of the Ordinary Council Meeting held 8th May 2007, commencing at 5.00pm
District Council of Robe Chambers, Smillie Street, Robe.

PRESENT Mayor W. Peden, Crs. P. Riseley, J. Mathews, R Dell'Antonio, N Wright, R. Petrovic, D. Loxton, Acting Chief Executive Officer; Judith Jones, Director of Engineering Services; Glenn Sanford, Development Officer; Dennis Crafter and Minute Secretary; Michelle Gibbs.

APOLOGY

CONFIRMATION OF MINUTES

Cr Riseley moved that the minutes of the Ordinary Council Meeting held on 10th April 2007 and the Special Council Meetings held on 19th, 24th (2 meetings) and 30th April be taken as read and confirmed as a true and accurate record of the proceedings of these meetings subject to the following amendments to the Ordinary Council Meeting held on 10th April 2007:-

- P1 Add to Present**
Crs Dell'Antonio and Wright
- P1 Public Forum**
Last time - delete discussion and add decision.
- P8 Annual Review of Fees and Charges - Works Department Related**
second line delete "Land fill Fees"
- P8 Fees and Charges**
Cr Loxton moved that the new - add "charges" after land fill and delete "operating days and hours"
- P9 Landfill Operating Hours**
Moved Cr Loxton that Council adopt the new landfill operating days and hours as presented in the Director of Engineering Services report and that they be implemented to take effect on the 1st May 2007.

Seconded Cr Mathews

Carried

Moved Cr Dell'Antonio that

- (1) the landfill be closed on Christmas Day, Good Friday and Anzac Day**
- (2) the landfill be closed on total fire ban days declared in the Lower South East of South Australia.**

Seconded Cr Loxton

Carried

P10 State Funding - Nora Creina Road Upgrade 5kms Omitted

Moved Cr Loxton that Council not go ahead with the resheeting of Nora Creina Road in the 2006/07 year as no funds were included in the budget for this work to be carried out.

Seconded Cr Dell'Antonio

Carried (422/2007)

Seconded Cr Loxton

Carried

Cr Loxton moved that the minutes of the Confidential Meetings held on 10th April, 19th April and 24th April (2) 2007 be taken as read and confirmed as a true and correct record of the proceedings of those meetings subject to the following amendment to the 10th April 2007 meeting:-

Add - Present: Crs N Wright and R Dell'Antonio (423/2007)

Seconded Cr Petrovic

Carried

NOTICES OF MOTION

Nil

PUBLIC FORUM

John Stuart - Robe Fishing Charters

- re access to and from the water and loading and off loading passengers. Seeking guidance on operations from Council including suitable location for business sign.

BUSINESS ARISING FROM MINUTES

Nil

MAYOR'S REPORT

- Congratulations extended to Mrs Annie Wright on her 97th birthday
- Thank you to Ian Bruce and volunteers on an excellent job restoring the Customs House
- Attendance at LGA Conference
- Venn Report
- Cost saving ideas from Public coming in

**REPORTS OF
COMMITTEES**

**WORKING PARTY
COMMITTEE**

Moved Cr Riseley **that the Minutes of the Skate and Recreation Park Committee held on 2nd April 2007 be received.** (424/2007)

Seconded Cr Loxton

Carried

**REPORTS OF
SUBSIDIARY**

Nil

**REPORTS OF ASSOCIATED
BODIES**

Cr Petrovic moved **that the Minutes of the Robe Tourism and Traders Association Minutes of the Meeting held on 1st February 2007 be received and 12th April 2007 be accepted subject to amendments by Cr R Petrovic.** (425/2007)

Seconded Cr Mathews

Carried

Cr Mathews moved **that the minutes of the SELGA Meeting held on 5th April 2007 be received.** (426/2007)

Seconded Cr Dell'Antonio

Carried

**REPORTS OF
MEMBERS**

Cr Dell-Antonio reported on:

19/4/07 Special Council Meeting
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting
3/5/07 Regional Community Consultative Meeting Kingston

Cr. Mathews reported on:

17/4/07 Grants meeting with NRM facilitator Cathy Ashby
19/4/07 Special Council Meeting
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting
1/5/07 CDAP Meeting
3/5/07 Regional Communities Consultative Meeting Kingston

Cr. Riseley reported on:

16/4/07 CCOWS Meeting
24/4/07 Special Council Meetings
30/4/07 Special Council Meeting

1/5/07 CDAP Meeting

Cr. Loxton reported on:

19/4/07 Special Council Meeting
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting
7/5/07 Robe Ratepayers & Residents Meeting

Moved Cr Riseley moved **that a letter be sent to the Roads Safety Committee and to DTEI, Naracoorte seeking an extension of the 80km limit on the Southern Ports Highway (Millicent) (427/2007)**

Seconded Cr Loxton

Carried

Director of Engineering Services to investigate alteration from 80km to 60km for the Wildfield Road.

Cr. Petrovic reported on:

12/4/07 Robe Tourism and Traders
19/4/07 Special Council Meeting
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting
3/5/07 Regional Communities Consultative Meeting Kingston

Cr. Wright reported on:

19/4/07 Special Council Meeting
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting

Mayor reported on:

13-13/4/07 LGA Conference ADL
17/4/07 Euan Grant 5SE interview
19/4/07 Stan Thomson interview ABC radio
24/4/07 Special Council Meetings
24/4/07 Information briefing
30/4/07 Special Council Meeting
1/5/07 CDAP Meeting
3/5/07 Regional Communities Consultative Meeting Kingston

OFFICERS' REPORTS

**DEVELOPMENT OFFICER'S
REPORT**

Customs House Robe

Cr Loxton moved **that the District Council of Robe allocate the extra \$5000.00 so that the required work can be completed to the cost of \$10,000.00. (428/2007)**

Seconded Cr Riseley

Carried

A & M Dawson - 2-4 Victoria Street, Robe

Cr Mathews moved that Council accept the withdrawal of applications for Community Title and 2 unit development at 2 - 4 Victoria Street, Robe. (429/2007)

Seconded Cr Petrovic

Carried

A & M Dawson - Variation to Development Approval 822/86/01

Cr Mathews moved that the variation of car parks from 5 to 3 be refused. (430/2007)

Seconded Cr Wright

Carried

ACTING CHIEF
EXECUTIVE
OFFICER:

Special Local Roads Funding - Nora Creina

Cr Mathews moved that the LG Transport Advisory Committee's offer to transfer the \$62500 grant to the 2007/08 year be accepted, and \$62500 be allocated from Council's funds in the 2007/08 year for the Nora Creina Road and that applications for funding for 2008/09 and 2009/2010 be made at the appropriate time to complete the road. (431/2007)

Seconded Cr Dell'Antonio

Carried

Robe Golf Course

Cr Wright moved that the report be received. (432/2007)

Seconded Cr Petrovic

Carried

Development Assessment Panel - Appeals

Cr Riseley moved that Council's delegates to the Environment Resources Development Court (including Compulsory Conferences) be the Chairman of the Panel, Council's Planning Consultant, the Chief Executive Officer and the Development Officer. (433/2007)

Seconded Cr Dell'Antonio

Carried

Breakwater Project

Cr Loxton moved that the report be received. (434/2007)

Seconded Cr Mathews

Carried

Correspondence

- 5.1 Judy Smith
Cr Riseley moved **that Ms Judy Smith's nomination as a Community Representative for the Robe Library Management Committee be accepted.** (435/2007)
- Seconded Cr Mathews Carried
- 5.2 LGA - District Council of Robe Referral Agreement
Cr Dell'Antonio moved **that no action be taken on this matter.** (436/2007)
- Seconded Cr Matthews Carried
- 5.3 Robe Motors Sports Club Inc - Council support
Cr Loxton moved **that the request from the Robe Motor Sports Club Inc be held over to the 2007/08 budget discussions.** (438/2007)
- Seconded Cr Petrovic Carried
- 5.4 Raine and Horne - Agency to Act on behalf of Council
Cr Mathews moved **that an extension be given to Raine and Horne to act on behalf of Council to market the Industrial Estate allotments until 30th June 2007.** (439/2007)
- Seconded Cr Wright Carried
- 5.5 Limestone Coast Regional Development Board
The Limestone Coast Regional Development Board is supporting the Lower South East Drought Taskforce to prepare an application for Exceptional Circumstances Declaration for the areas covered by the City of Mt Gambier, Wattle Range, Robe and Grant District Council. The Board is committing \$2,000 towards the cost of preparing the submission and is asking the Council to consider making up to \$1000 available also.
- Cr Loxton moved **that Council supports this initiative in principle but advises that it is unable to support it financially.** (450/2007)
- Seconded Cr Petrovic Carried
- 5.6 Robe Tourism and Traders Association - Robe Village Fair Sponsorship
Cr Riseley moved **that this request for funding be included in the 2007/08 budget for discussion and decision.** (451/2007)
- Seconded Cr Mathews Carried

- 5.7 Maria Hodgson - painting
Cr Mathews moved **that the offer to buy the painting of Lake Butler be declined.** (452/2007)

Seconded Cr Dell'Antonio Carried

- 5.9 SELGA - Forward Estimates for 2007/08
Cr Dell'Antonio moved **that Council accepts the 2007/08 Budget for SELGA for, but asks for comment from the Association on what any surplus funds may be used for.** (453/2007)

Seconded Cr Loxton Carried

- 5.10 Robe Bowling Club Inc - Exemption of Rates
Cr Riseley moved **that Council exempt the Robe Bowling Club from paying Council rates in 2007/08, pursuant to the Recreation Grounds Rates and Taxes Exemption Act.** (454/2007)

Seconded Cr Loxton Carried

- 5.11 YMCA of SA - Youth Parliament Program
Cr Mathews moved **that Council declines to sponsor this event in 2007 but it be considered for the 2008/09 year.** (455/2007)

Seconded Cr Riseley Carried

- 5.13 June Kain - Amble In Bed and Breakfast
Cr Loxton moved **that the letters from June Kain be accepted and noted.** (456/2007)

Seconded Cr Mathews Carried

**DIRECTOR
OF ENGINEERING
SERVICES**

Cr Loxton moved that **Council:-**

1. **Provide the remaining Roads to Recovery Two allocation towards the Boatswains Point Road, patching of Tobruk Street, Lake Road, Morphett Street and Wright Bay Road.**
2. **Postpone the Road Construction Works for Wright Bay Road 3.5kms and that it be reviewed when funds come available** (457/2007)

Seconded Cr Wright Carried

Skate and Recreation Park Advisory Committee
Cr Loxton moved **that Council:-**

1. **Adopt the Skate and Recreation Park Advisory Committee Terms of Reference as presented.**
2. **Receive and note the attached correspondence from the Government of South Australia Office for Recreation and Sport**
3. **Support and make available the required financial contribution of \$5000 and \$1500 through in-kind support for 2007/08 (458/2007)**

Seconded Cr Dell'Antonio

Carried

Sails at Robe - Permit

Cr Mathews moved that the application to place clear plastic curtains on the verandah in front of Sails at Robe at 21 Victoria Street, Robe be deferred to the June Council Meeting. (459/2007)

Seconded Cr Loxton

Carried

Power Line Environment Committee "PLEC" Elizabeth Street, Robe

Cr Riseley declared a conflict of interest due to a family member residing in the street and left the meeting at 6.38pm.

Cr Mathews moved that Council:-

- 1) **Advise PLEC to commence with the design plans for Elizabeth Street, at Robe.**
- 2) **Advise residents of Elizabeth Street that 1/3 contribution would be payable by them.**
- 3) **Advise Paul and Marnie Bishop that no major road construction works are programmed for Elizabeth Street. (460/2007)**

Seconded Cr Wright

Carried

Cr Riseley re-entered the meeting at 6.40pm.

Regional Landfill Access to Caroline Landfill

Cr Mathews moved that Council receive and note the correspondence from the City of Mount Gambier, dated 18th April 2007 and Council's priorities listed (1) to (6) in regards waste minimization and closure of the Robe Landfill. (461/2007)

Seconded Cr Petrovic

Carried

Cr Riseley moved that the Director of Engineering Services in consultation with the Acting Chief Executive Officer investigate options in relation to a centralized co-mingled rubbish area for rural residents. (462/2007)

Seconded Cr Wright

Carried

Cr Mathews moved that the Director of Engineering Services report on the state of roads, streets, footpaths and reserves in order of priority. (463/2007)

Seconded Cr Dell'Antonio

Carried

Robe Marina

6.1 Cr Ned Wright - Potential Conflict of Interest

Cr Wright declared a conflict of interest and left the meeting at 6.54pm.

Cr Mathews moved that Council release Mr SN Wright from his Agreement to Lease a berth on the Butler Arm of the Marina. (464/2007)

Seconded Cr Petrovic

Carried

Cr Wright re-entered the meeting at 6.55pm.

6.2 Mr M Kentish

Cr Wright moved that the account from Mr M Kentish not be paid until the requested detailed information is received. (465/2007)

Seconded Cr Petrovic

Carried

6.3 Financial Report

Cr Loxton moved that the Robe Marina Corporation Financial Report be received. (466/2007)

Seconded Cr Riseley

Carried

6.4 Robe Marina Assignment and Sub-letting of Moorings

Cr Mathews moved that Council approve the Mooring holders Underlessee's Mr M Parish Mooring (A16), Mr A Young (B17) and Mr B & SA Williams (A9) written approval to assign and sub-let their moorings for a period of 12 months, from the time of approval, subject that the underlessee's provide proof of the required insurances as stated in the agreement under Clause 2.16 to the Director of Engineering Services. (467/2007)

Seconded Cr Petrovic

Carried

Cr Mathews moved that the amateur mooring assignments be deferred to the June Council Meeting. (468/2007)

Seconded Cr Dell'Antonio

Carried

Cr Mathews moved that the Acting Chief Executive Officer be authorised to make suggestions and continue discussions with Mr & Mrs Stuart. (469/2007)

Seconded Cr Dell'Antonio

Carried

6.5 Robe Marina "Structure & Fees"

Cr Mathews moved that the quote for a ticket machine at the launching ramp be for a new machine not second-hand. (470/2007)

Seconded Cr Petrovic

Carried

Cr Wright moved that the Robe Marina fees be as follows and adopted forthwith:-

STRADDLE LIFT CARRIER

Vessel Length	Boat Lift to/or From Sea On or Off Trailer Into Storage Etc	Lift Up Hang in Straddle & Return to Sea, Less than two hrs	Lift up Hang in Straddle & Return to Sea Greater than 2hrs Max 6hrs
Existing Structure & Fees			
Up to 10.75m	185.90	185.90	348.70
10.75m to 13.75m	257.40	257.40	420.20
13.75m to 17m	302.50	302.50	465.30
17m to 20m	347.60	347.60	510.40
Revised Structure & Fees			
Based on Length of Vessel or part thereof;	\$32.10/metre	\$32.10/metre	\$39.20/metre

Time commences from booking time (not when the boat is ready) until the vessel clears the straddle lift carrier platform.

If works not completed within six (6) hours, vessel must go into storage.

Call Out Fee - To provide **STRADDLE LIFT** service during public holidays, weekends, before and/or after council normal working hours - **Revised Fee \$198**

Call Out Fee - To provide **FUEL** to vessels during public holidays, weekends, before and/or after council normal working hours - **Revised Fee \$97**

STORAGE FEES

Based on Length of Vessel or part thereof;	Revised Fees	
	\$1.10/day/mtr or part thereof;	24hr period; commencing from placement
	\$3.40/week/mtr or part thereof;	7days, commencing from placement
	\$12.86/month/mtr or part thereof;	Calendar month commencing from placement
	\$161.15/year/mtr or part thereof;	One (1) year commencing from placement

RECREATION BOAT RAMP

Existing Fee \$3/day
 Existing Fee \$34/year

Revised Fees

<i>\$5.50/day</i>	24hr period; commencing from issued ticket
<i>\$15/week</i>	7days, commencing from issued ticket
<i>\$45/month</i>	Calendar month commencing from issued ticket
<i>\$110/year</i>	One (1) year commencing from issued ticket

**COMMERCIAL
 MOORING FEES**

Commercial Fishing Vessels (Less than 25m Length)	Daily	\$77/day
Up to One (1) WEEK or part thereof; One (1) week equates to seven (7) days	Weekly	\$500.50/week
Up to One (1) MONTH or part thereof; One (1) month equates to calendar month from time of mooring	Monthly	\$1980/month
Period EIGHT MONTHS - To Be Nominated or part thereof; One (1) month equates to calendar month from time of mooring	Eight Months	\$13,200/season
Up to One (1) YEAR or part thereof;	Yearly	\$16,060/year

**RECREATIONAL
 MOORING FEES**

<u>Karatta Moorings</u>	November to April	\$66/day \$423.50/week \$1650/month
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May to October	\$44/day \$269.50/week \$990/month
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<u>Butler Recreation Arm</u>	November to April	\$66/day \$423.50/week \$1650/month
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May to October	\$44/day \$269.50/week \$990/month
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<u>Waterhouse Landings</u>	November to April	\$66/day \$423.50/week
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		\$1650/month
	May to October	\$44/day \$269.50/week \$990/month
<u>Commercial Arm</u>	November to <u>April</u>	\$66/day \$423.50/week \$1650/month
	May to October	\$44/day \$269.50/week \$990/month

One (1) week equates to seven (7) days
One (1) month equates to calendar month from time of mooring

GST INCLUDED IN ALL FEES

(471/2007)
Seconded Cr Loxton

Carried

Financial

Cr Wright moved that the Bank Reconciliation as at 30th April 2007, Creditors Listing and Financial Performance Report be accepted. (472/2007)

Seconded Cr Riseley

Carried

Adjournment

Cr Wright moved that the meeting be adjourned at 7.15 for a tea break. (473/2007)

Seconded Cr Dell'Antonio

Carried

Meeting recommenced at 7.40pm.

Sub Lease of Berths - WJ & SM Pettit

Cr Wright moved that Council seeks advice on what the steps would be relative to enforcement of leases on berths. (474/2007)

Seconded Cr Mathews

Carried

General Business

Hills Sites Pty Ltd residential development

Cr Wright moved a letter be written to Hills Sites Pty Ltd, PO Box 926, Shepparton Vic 3630, requesting that appropriate trees and shrubs be planted this year in the reserve areas along the boundary between the Robe Street Land Division and the Industrial Zone to the South in order to reduce the undesirable visual impact of the industrial development of the adjacent residential development. (475/2007)

Seconded Cr Mathews

Carried

Signage at Office

Cr Riseley moved that signage be added to the front door with office opening times, Council meeting dates and times with two Council statistics. (476/2007)

Seconded Cr Loxton

Carried

Cr Petrovic moved that the Director of Engineering Services investigate the cost of purchasing "Recycling Only" stickers for wheelie bins. (477/2007)

Seconded Cr Riseley

Carried

Cr Mathews moved that the problem of rabbits on coastal areas and unmade road reserves be referred to Dean Burgoyne, SENRM for investigation. (478/2007)

Seconded Cr Riseley

Carried

Cr Mathews leave of absence

Cr Mathews moved that all Council correspondence and agendas be left at the office for the next 6 weeks. (479/2007)

Seconded Cr Riseley

Carried

Confidential Matters 8.05pm

Cr Wright moved that pursuant to Section 83(5) of the Local Government Act 1999 that the matter contained in this report be considered in confidence under Chapter 6 Part 3 of the Local Government Act 1999. The information contained in this report is information in respect of which an order may be made if the Council so determines, to exclude the public from attendance at a meeting to the extent endorsed necessary for the Council to receive, discuss or consider the information in confidence pursuant to Section 90(2) and 90(3) (a) and b(i) (ii) of the Local Government Act 1999 on the basis that:

It is:

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

and

information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct business or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest. (480/2007)

Seconded Cr Mathews

Carried

Meeting closed at 8.21pm.

Confirmed 12th June 2007

Date_____

_____Mayor