

District Council of Robe

MINUTES

Minutes of the Ordinary Council Meeting held 13 January 2009, commencing at 5.00pm at the District Council of Robe Chambers, Smillie Street, Robe.

PRESENT Mayor Peden, Crs. D Loxton, P Riseley, J Mathews, N Wright, R. Petrovic, R Dell'Antonio, Chief Executive Officer, William Hender, Deputy Chief Executive Officer, Ronni Barnden and Minute Taker, Kellie Jordan

APOLOGY Nil

WELCOME Mayor welcomed the Gallery & Media

CONFIRMATION OF MINUTES

4.1 Ordinary Council Meeting 9 December 2008

Cr Wright moved **that the minutes of the ordinary Council Meeting held on December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (166/2009)

Seconded Cr Riseley

Carried

4.2 Confidential Council Meeting 9 December 2008

Cr Wright moved **that the minutes of the ordinary Council Meeting held on December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (167/2009)

Seconded Cr Riseley

Carried

CONFLICT OF INTEREST

Pursuant to Section 73 of the Local Government Act 1999 the following conflict of interest was declared:-

- Mayor Peden declared a conflict of interest on any items to do with marina as he owns land adjoining the marina

NOTICES OF MOTION

Following Notice of Motion submitted by Cr. Loxton –

That Council offer by tender, the Emac building (purchased by previous Marina Board) this financial year.

Comment:

No longer used, will deteriorate, depreciate, possible vandalism, in the way of harbor works.

Cr Loxton moved **that Council offer by tender the Emac building (purchased by previous Marina Board) this financial year.**
(168/2009)

Seconded Cr Riseley

Carried

PUBLIC FORUM

Cr Mathews moved **that the Public Forum be postponed for Barry Bowyer to address Council when he arrived as he was running late.** (169/2009)

Seconded Cr Petrovic

Carried

Terry Bywaters spoke on the following topics:

-The Council reaching half way point of term – Congratulations

-Requested a photo of the current Mayor to be placed in the Council Chambers

-Requested for Council to consider offering an incentive to those ratepayers who pay their full rates at the first installment

ADDRESS

Cr Jim Maher – City of Mount Gambier

Councillor Jim Maher from the City of Mount Gambier conducted a power point presentation on environmental sustainability.

Cr Mathews moved **that the agenda be altered to view item 15.1.8 at this time.** (170/2009)

Seconded Cr Petrovic

Carried

15.1.8 Developer Funded Development Plan Amendment

Cr Riseley moved that Council agrees to the request from landholders in the Special Use Zone for a developer-funded Development Plan Amendment with the objective of rezoning the land for residential purpose subject to the developers agreeing to bear the entire cost of preparing the DPA and a suitable agreement being entered into between the developers and Council. That the Mayor and the Chief Executive Officer be authorised to negotiate an agreement with the developers in consultation with Council's Planning Consultant, David Hutchison. (171/2009)

Seconded Cr Mathews

Carried

**MAYOR'S
REPORT**

Proposed wind farm

There is a high probability that the Woakwine Range just inland from Robe will have wind turbines generating electricity in the near future. We have been told that the federal government is about to significantly increase the proportion of electricity that must be generated from renewable sources. A group of farmers along the range are negotiating with interested parties. Robe is ideally suited for a wind farm because we have plenty of wind and we are reasonably close to a part of the national electricity grid. The estimate of the cost of the project is \$600M-\$1B with two thirds of the turbines within the DC Robe and the rest in Wattle Range Council. The potential benefits for Robe and district include, significant rate revenue, and permanent jobs for maintenance and administration. This is potentially the best thing that could happen to Robe in these economically uncertain times plus we will be part of the environmentally sustainable future. DC Robe will be doing everything we can to ensure that the benefits flow to Robe and district.

Art

Collide a scope are operating from the hut at the wharf and it is great that they have a place to exhibit in town. The Robe art group has become an institution in the west room of the Institute. Robe is very fortunate to have so many active artists living and working in

the district. Wilson's Art Gallery is on the market and we hope someone buys it who is as dedicated to the art world as Terry and Nancy Johnson. Many businesses in Robe also support local artists with display space including the Gallerie Restaurant and JJ's Bookshop

Christmas Parade and Carols

The Christmas parade went extremely well as usual. Special thanks to Nesla Boundy and her dedicated team plus everyone who participated and attended. Also thanks to all involved with the Christmas Carols especially Robe's musicians, the All Sorts.

Public Contribution to the Rubbish News

About people – It was great to see Mary McInerney's excellent item on the late Captain Boggles in the December Rubbish News. If at any time anyone wishes to write an item on any person that is or has been associated with the Robe community, please email Kellie at Council on kellie@robe.sa.gov.au or drop a copy in to her. Kellie will try and get it into the next edition. It is these pieces that make the rubbish news a community paper. It can be a birth, engagement, marriage, recognition of someone who has died, or a profile of someone. We have some fascinating people in our midst and it would be great if we can learn more about them. There is no cost for these items. The deadline is the third Friday of the month however if you can get your item in earlier that would be appreciated.

About Community Organizations/Clubs etc – Many community organizations and clubs have a monthly column. These columns remind readers of the organization and keep the community updated on happenings and events. If your organization or club doesn't currently have a column, please see Kellie about doing one.

Anything of interest to the Robe Community – It could be a local environmental issue such as your ideas for the eradication of an invasive weed, or your concerns over climate change and the effects it could have on Robe and District. It could be your observations on the town/district or your recollections of Robe from the past. What can you write to make the rubbish news more interesting?

REPORTS OF COMMITTEES

11.1 CCOWS Committee Meeting Minutes

Cr Riseley moved **that the minutes of the CCOWS**

Committee meeting held 15 December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting. (172/2009)

Seconded Cr Loxton

Carried

11.2 Robe Institute Committee Meeting Minutes

Cr Loxton moved **that the minutes of the Robe Institute Committee meeting held 4 December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting. (173/2009)**

Seconded Cr Mathews

Carried

11.3 Council Development Assessment Panel Meeting Minutes

Cr Riseley moved **that the minutes of the Council Development Assessment Panel Meeting held 16 December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting. (174/2009)**

Seconded Cr Mathews

Carried

11.4 Robe Marina Committee Meeting Minutes

Cr Wright moved **that the minutes of the Robe Marina Committee Minutes held 3 December 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting. (175/2009)**

Seconded Cr Riseley

Carried

REPORTS OF MEMBERS

Cr Mathews reported on:-

- 14/12/08 Mayoral Christmas Parade
- 16/12/08 CDAP Meeting

Cr Riseley reported on:-

- 16/12/08 Meeting with Meg Abbey Re: Concept Plan

- 16/12/08 CDAP Meeting
- 7/01/09 Robe Marina Committee Meeting
- 8/01/09 Australia Day Committee Meeting

Cr Petrovic reported on:-

- 18/12/08 SELGA Roads & Transport Working Group
- 8/01/09 Australia Day Committee Meeting
- 8/01/09 Workshop Re: Grant Funding

Cr Loxton reported on:-

- 15/12/08 LCRDB Meeting

Cr Wright reported on:-

- 7/01/09 Robe Marina Committee Meeting
- 8/01/09 Workshop Re: Grant Funding

Cr Dell'Antonio reported on:-

- 8/01/09 Workshop Re: Grant Funding
- 9/01/08 Sports & Recreation Association Meeting AGM

Mayor Peden reported on:-

- 9/12/08 Council Meeting
- 14/12/08 Christmas Parade
- 15/12/08 RDDA meeting Re: Website
- 16/12/08 CDAP Meeting
- 17/12/08 Meeting Re: Robe Wind
- 17/12/08 National Trust Christmas Luncheon
- 22/12/08 Outdoor team BBQ
- 11/01/09 Meeting Windesal
- 12/01/09 RDDA Meeting
- 13/01/09 Council Meeting

OFFICERS' REPORTS

CHIEF EXECUTIVE OFFICER

15.1.1 Australia Day 2009 Road Closures

Cr Loxton moved **that pursuant to the powers conferred on the Minister for Transport by Section 33 of the Road Traffic Act 1961 and delegated to Council's by the Minister on March 2001, the District Council of Robe hereby advises:**

That the event known as “Australia Day Celebrations” to be an event to which Section 33 of the Road Traffic Act 1961 applies and; Makes this order, temporarily closing the following streets in the Robe Township:

Royal Circus part of, from Mundy Street, Lipson Terrace, and Cooper Street

The abovementioned roads will be closed to traffic on Monday January 2009, from 7.30am to 12.00noon.

Makes an order exempting persons participating in the Australia Day Celebrations from the following Australian Road Rules;

230 – Crossing a road [general]

238 – Pedestrians traveling along a road [except in or on a wheeled recreational device or toy]

268 – How persons must travel in a vehicle do not exceed the speed of 25 km/hr on the portions of the road described above during the period specified above. (176/2009)

Seconded Cr Dell’Antonio

Carried

15.1.2 Comparative Performance Measurement Project – 2009 Community Survey

Cr Dell’Antonio moved that Council does not participate in the 2009 Comparative Performance Measurement Survey. (177/2009)

Seconded Cr Mathews

Carried

15.1.3 Annual Boat Ramp Charges

Cr Dell’Antonio moved:-

- 1. That existing Lake Butler boat ramp annual ticket holders wishing to renew their annual ticket be charged a pro-rata fee until June 2009.**

- 2. That the fees for the Lake Butler boat ramp be:**
Daily \$5.50
Weekly \$15.00
Monthly \$30.00
6 Monthly \$65.00 (from June & December)
Annual \$110.00 (from July – June) (178/2009)

Seconded Cr Riseley

Carried

15.1.4 Robe Marina – Extension and Variation of Headlease

Cr Petrovic moved **that Council agrees to the terms of the Extension and Variation of the Headlease between the Minister for Transport and the Council and that the Mayor and the Chief Executive Officer be authorised to sign and seal the appropriate documents.**
(179/2009)

Seconded Cr Loxton

Carried

15.1.5 Shacks in Little Dip Conservation Park

Cr Loxton moved that the owners of shacks in the Little Dip Conservation Park be exempt from the requirement to pay the minimum rate on their property.

Seconded Cr Mathews

Lost

Mayor Peden left the room at 6.23 pm. Deputy Mayor Loxton took the chair.

15.1.6 Fuel Tanks - Marina

Cr Riseley moved **that the matter of the location of the fuel tanks at the Marina be deferred until the next Council meeting.** (180/2009)

Seconded Cr Dell'Antonio

Carried

Mayor Peden entered the room at 6.30 pm.

15.1.7 Signage at Sea-Vu Caravan Park

Cr Loxton moved **that Council erect appropriate signs at Sea-Vu Caravan Park to indicate the areas the public may use to access Town Beach and making it clear that pedestrians may pass to and fro over the road reserve and the headland.** (181/2009)

Seconded Cr Mathews

Carried

15.1.9 Medical Centre Lease

Cr Mathews moved **that the Chief Executive Officer be authorised to enter into lease negotiations with Dr. David Senior for the Robe Medical Centre for a period of one year and that a draft lease be presented to Council for consideration.** (182/2009)

Seconded Cr Dell'Antonio

Carried

15.2.1 Appointment of Authorised Officer

Cr Loxton moved **that Council appoint Bill Hender as an authorised person pursuant to Section 18 of the Development Act and Section 260 of the Local Government Act 1999.** (183/2009)

Seconded Cr Wright

Carried

15.2.2 Customer Suggestion/Request Forms

Cr Wright moved **that Council note the report.** (184/2009)

Seconded Cr Petrovic

Carried

15.2.3 Elected members allowances and benefits

Cr Petrovic moved that:-

- 1. The annual allowance for the Mayor for the next twelve months be \$17,000 payable quarterly in arrears**
- 2. The annual allowance for the Deputy Mayor be \$3,000 payable quarterly in arrears**
- 3. The annual allowance for Councillors be \$2,500 payable quarterly in arrears
Travelling expenses to be reimbursed at the applicable rate. (185/2009)**

Seconded Cr Dell'Antonio

Carried

15.2.4 Review of Elected Members Allowances, Support and Facilities Policy

Cr Loxton moved **that Council adopts the revised Elected Members Allowances, Support and Facilities Policy. Adoption of the aforementioned policy will see the District Council of Robe become compliant in another area of governance and best practice.**
(186/2009)

Seconded Cr Petrovic

Carried

15.2.5 Review of Order Making Policy

Cr Loxton moved **that Council adopts the revised Order Making Policy. Adoption of the aforementioned policy will see the District Council of Robe become compliant in another area of governance and best practice.**
(187/2009)

Seconded Cr Petrovic

Carried

15.2.6 Section 41 Committees

Cr Wright moved that:-

- 1. Council disband the Machinery Committee as it has not met since 29/06/06**
- 2. Council disband the Library Management Committee and re-form it as a Focus group**

3. **Council disband the Skate & Recreation Advisory Committee and re-form it as a Focus Group**
4. **Council retain the following as Section 41 Committees: The Child Care on Wheels Services Management Committee, The Audit Committee, The Aged Care Committee, The Robe Institute Committee, The Council Development Application Panel and the Robe Marina Committee and that Council review and ratify the Terms of Reference of these committees as presented in this report. (188/2009)**

Seconded Cr Riseley

Carried

15.2.7 Training and Development Policy

Cr Dell'Antonio moved **that Council ratifies and adopts the Training and Development Policy. Adoption of this policy will see the District Council of Robe become compliant in another area of statutory compliance. (189/2009)**

Seconded Cr Loxton

Carried

15.2.8 Review of Public Consultation Policy

Cr Mathews moved **that Council adopts the revised Public Consultation Policy. Adoption of the aforementioned policy will see the District Council of Robe become compliant in another area of statutory compliance and best practice. (190/2009)**

Seconded Cr Wright

Carried

15.2.9 Elected Member Access to Council Documents Policy

Cr Dell'Antonio moved **that council ratifies and adopts the Elected Members Access to Council Documents Policy. Adoption of this policy will see the District Council of Robe become compliant in another area of statutory compliance and best practice. (191/2009)**

Seconded Cr Loxton

Carried

15.2.10 Review of Investment Policy

Cr Wright moved **that Council adopts the revised Investment Policy. Adoption of the aforementioned policy will see the District Council of Robe become compliant in another area of statutory compliance and best practice.** (192/2009)

Seconded Cr Riseley Carried

15.3.1 Manager of Children's Services Report

Cr Riseley moved **that the report be noted.** (193/2009)

Seconded Cr Mathews Carried

15.4.1 Vanessa McDonald - Financial Reports

Cr Loxton moved **that the report be noted.** (194/2009)

Seconded Cr Mathews Carried

15.5.1 Works Supervisor Monthly Report

Cr Dell'Antonio moved **that the report be noted.** (195/2009)

Seconded Cr Loxton Carried

15.6.1 Library/Visitor Information Centre Monthly Report

Cr Mathews moved **that the report be noted.** (196/2009)

Seconded Cr Petrovic Carried

CORRESPONDENCE

16.1 South East Natural Resources Management Board

Re: NRM Local Government Engagement and
Communication Plan

Received

- 16.2 The Hon Anthony Albanese MP – Minister for
Infrastructure, Transport, Regional Development and
Local Government
Re: Eligibility to receive \$100,000.00 grant

Cr Riseley moved **that late agenda item 15.3.12 Projects
for Expenditure under the Regional and Local
Community Infrastructure Program 2009 be received.**
(197/2009)

Seconded Cr Wright

Carried

**LATE AGENDA
ITEM**

- 15.3.12 Projects for Expenditure under the Regional and Local
Community Infrastructure Program 2009

Cr Loxton moved **that Council approve that grant
monies be sought for the abovementioned projects
under the Regional and Local Community
Infrastructure Program 2009.** (198/2009)

Seconded Cr Petrovic

Carried

CORRESPONDENCE

- 16.3 Department for Transport, Energy and Infrastructure
Re: Speed Limit changes – Robe to Clay Wells Road
(Southern Ports Highway)

Cr Dell'Antonio moved **that a response be written to
DTEI by the CEO requesting the 100 km/ph speed limit
change extending to Clay Wells be limited to only up
to the uneven surface section of road, with the 110
km/ph zone to be enforced beyond this segment.**
(199/2009)

Seconded Cr Mathews

Carried

Cr Wright left room at 7.08 pm and re-entered at 7.09 pm.

16.4 City of Mount Gambier – D Sexton
Re: Contamination Kerbside Recycling

Received

16.5 Limestone Coast area Consultative Committee – W McNally
Re: Resolution from Council

Response from Cr Wright

The response from the LCACC indicated that the executive of the committee are not interested in dealing with the governance issues that they have. Their response does not answer adequately the questions asked by this council. The committee should know if any conflict of interest exists, and should be prepared to deal with any conflict in an open and transparent manner. I consider that the important questions asked by this council have not yet been answered.

Received

16.6 Robe Wind Pty Ltd
Re: Wind Farm Development Project

Received

LATE AGENDA
ITEMS

15.2.11 Appointment of Representatives of Council for SELGA Board

Cr Riseley moved **that Council appoint Mayor Wm Peden as the board member to represent the District Council of Robe with the Deputy Mayor and one other Councillor to be appointed as Deputy Board Members. (200/2009)**

Seconded Cr Mathews

Carried

Cr Riseley was nominated as Deputy Board Member.

15.2.12 Application from South East Excavations to close Thompson Road for Approx 2 weeks

Cr Mathews moved **that Council approve the closure of Thompson Street (between Robe and Sneath Streets) to allow for the STEDs connections to be installed on the understanding that alternate access to properties affected by the road closure will be arranged and that the road will be repaired back to its current standards at a minimum. (201/2009)**

Seconded Cr Dell'Antonio

Carried

**OTHER
BUSINESS**

Loading Zones

Cr Riseley moved **that a loading zone area be designated at the first carpark next to the Gallerie driveway. (202/2009)**

Seconded Cr Mathews

Carried

Lake Fellmongery – Water Samples

Cr Riseley moved **that water samples be obtained by the EHO from Lake Fellmongery and tested to determine the reason for the strong smell. (203/2009)**

Seconded Cr Wright

Carried

Adjustment to Robe Marina Minutes

Cr Riseley moved that a change be made to the Robe Marina Minutes from the meeting held 3 December 2008 to read as follows:

P Riseley suggested that of the 3 areas needing to be dredged the area near Butler mooring is the area most likely to present a risk of Acid Sulphate soils, as such should be the area dredged first. (204/2009)

Seconded Cr Wright

Carried

**CONFIDENTIAL
ITEMS**

19.1.1 Review of Confidential Items

Cr Dell'Antonio moved to go into confidence Section 83(5) of the Local Government Act 1999 (the Act), that the matter contained in the report titled "Review of Confidential Items" is delivered to Council members on the basis that the Council consider the report in confidence under part 3 of the Act, specifically Section (90)(3)(b), on the basis that the report and accompanying documentation contain information that concerns:

- Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) pursuant to Section 90(3) of the Act. (205/2009)

Cr Wright moved that the meeting be adjourned for tea at 7.38 pm. (206/2009)

Seconded Cr Dell'Antonio

Carried

Meeting closed at 7.38 pm to go into confidence.

Minutes confirmed 10 February 2009

_____ Mayor

_____ Date