

District Council of Robe

MINUTES

Minutes of the Ordinary Council Meeting held 12 February 2008, commencing at 5.00pm at the District Council of Robe Chambers, Smillie Street, Robe.

**PRESENT**

Mayor Peden, Crs. P. Riseley, J Mathews, R Dell'Antonio, R. Petrovic, Acting Chief Executive Officer, William Hender, Director of Environmental Services; Dennis Crafter; Director of Engineering Services; Glenn Sanford, Director of Administration & Communications; Sharon Pettit and Minute Taker; Michelle Gibbs.

Cr Loxton entered the meeting at 5.01pm  
Cr Wright entered the meeting at 5.03pm.

Director of Administration & Communications; Sharon Pettit entered the meeting at 5.55pm.

**APOLOGY**

**CONFIRMATION OF MINUTES**

Ordinary Council Meeting 8<sup>th</sup> January 2008

Cr Dell'Antonio moved **that the minutes of the Ordinary Council Meeting held on 8<sup>th</sup> January 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (356/2008)

Seconded Cr Riseley

Carried

Special Council Meeting 24<sup>th</sup> January 2008

Cr Dell'Antonio moved **that the minutes of the Special Council Meeting held on 24<sup>th</sup> January 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (357/2008)

Seconded Cr Petrovic

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 and Item No. 15.2.2 PLEC underground of power lines Esplanade as he resides on the Esplanade.

## MOTIONS ON NOTICE

The following Motion on Notice was forwarded by Cr Mathews:-

That Council rescinds motion (167/2008) passed at the Special Council Meeting held on Monday 15<sup>th</sup> October 2007.

Motion as follows

*Cr Loxton moved that Council advise that no electronic recording devices are to be present at Council meetings and that a note be placed on the door to that effect*

*Seconded Cr Dell'Antonio*

*Carried*

Cr Mathews moved **that Council rescind motion (167/2008) passed at the Special Council Meeting held on Monday 15<sup>th</sup> October 2007. (358/2008)**

Seconded Cr Petrovic

Carried

## PUBLIC FORUM

Mary McInerney, Secretary Robe Lake Butler Marina Berth Holders

1. Action taken prior to the Judith Jones Report being received is premature.
2. The proposed action, without community consultation with ratepayers fully informed, is suspect.
3. Action which evades or avoids discussions with persons nominating or holding a Berth in the Marina is suspect.
4. Any action that Council may taken which could result in a repudiation of the leases could amount to an anticipatory breach of contract which is likely to incite a class action against Council, with no way of measuring the outcome, nor estimating the cost of such an action.

Terry Bywaters

Congratulations on Australia Day awards and breakfast. Seeking Council to consider acknowledging any person in district who has made a contribution to the community who aren't Australian citizens.

**BUSINESS ARISING  
FROM MINUTES**

Cr Loxton asked if the issue of spray drift from the golf club sprinklers onto adjoining properties on Backler Street had been rectified. Director of Environmental Services advised that the Golf Club have changed the type of sprinkler head.

**MAYOR'S  
REPORT**

Bill Hender new CEO

You are probably aware by now that the District Council of Robe is delighted to announce that Bill Hender has been unanimously appointed as our Chief Executive Officer (CEO or Manager).

Council believes Bill is the best person to manage DC Robe because:-

1. In his time as Acting CEO he has already demonstrated that he has:
  - A common sense approach to getting Robe and District Council back on track
  - Excellent experience, knowledge and contacts in the world of local government
  - Exceptional people skills and is respected by the community
  - Values of honesty, integrity, and hard work
  - Ability and drive to save ratepayers' money
  - Outstanding leadership skills
  - A clear understanding of our problems and is working with Council to resolve them
  - A calm and level head
  - Empathy for Council and the community
  - Local knowledge
  - Is fair in dealing with people
  - Is polite
  - Has a willingness to learn, and
  - Is modest

2. His referees reinforced Council's opinion based on Council's experience.
3. He is passionate about the future of Robe and District, and his rural background ensures he understands the issues faced by our rural community.

Council believes that having appointing Bill, Council would not leave DC Robe open to the risk of appointing someone who later turns out to be unsuitable. Council knows Bill can do the job well.

Bill was last year's SA Australian Citizen of the Year.

We are very fortunate that Bill has been interested in this position and he will be an asset to our community.

#### Kelley Secret Report

A number of people have asked me how this report's existence got to the media? Some have unkindly suggested that I leaked the fact that it exists. I would like to point out that it is referred to on the front page of the Kelley Governance Audit Report which has been a public document since December. The media and many members of the community have read this page and I quote "This review is the second part of a general governance review. The first part of the review related to the investigation of allegations of potential illegality and/or impropriety of or by the District Council of Robe".

#### Waste/Effluent ideas

Council is looking at cutting costs and helping the environment with waste from our community. We have had a Council workshop and some excellent ideas have evolved. Council and staff do not have a monopoly on good ideas and we are hoping to get more good common sense ideas. If you have a good idea please see Bill Hender at Council.

#### Leonie Casey

We are saddened by the loss of Leonie. She was an inspiration to many in the community. Our sympathy goes to Marc and families.

**REPORTS OF  
COMMITTEES**

CDAP Meeting held on 18<sup>th</sup> December 2007.

Cr Riseley moved **that the minutes of the CDAP Meeting held on 18<sup>th</sup> December 2007 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (359/2008)

Seconded Cr Mathews Carried

Skate & Recreation Park Advisory Committee meeting held on 29<sup>th</sup> January 2008

Cr Loxton moved **that the minutes of the Skate & Recreation Park Advisory Committee meeting held on 29<sup>th</sup> January 2008 be taken as read and confirmed as a true and accurate record of the proceedings of that meeting.** (360/2008)

Seconded Cr Petrovic Carried

**REPORTS OF  
ASSOCIATED  
BODIES**

SELGA Roads and Transport Working Group

Cr Loxton moved **that the minutes of the SELGA Roads and Transport Working Group held on 28<sup>th</sup> June 2007 be received.** (361/2008)

Seconded Cr Mathews Carried

Robe Tourism & Traders Association

Cr Petrovic moved **that the report from the Robe Tourism and Traders Association be received.** (362/2008)

Seconded Cr Wright Carried

**REPORTS OF  
MEMBERS**

Cr Dell'Antonio reported on:-

- CEO Selection workshop
- Marine Parks
- Special Meeting
- Waste and Effluent Workshop
- Australia Day

Cr Mathews reported on:-

- CDAP Meeting
- Workshop CEO
- Marine Parks
- Workshop CWMS & Waste management
- Australia Day
- Special CDAP meeting
- Friends of Little Dip meeting
- Robe Ratepayers meeting

Cr Riseley reported on:

- CDAP meeting
- Australia Day meeting
- Workshop CEO
- Marine Parks meeting
- Australia Day meeting
- Workshop CWMS & Waste management
- Special meeting CEO appointment
- Australia Day
- Site inspection with CEO
- Special DAP meeting
- Robe Ratepayers meeting

Cr Loxton reported on:-

- CEO workshop
- Workshop CWMS & Waste management
- Australia Day
- SELGA
- Robe Ratepayers meeting

Cr Petrovic reported on:-

- Australia Day meeting
- Workshop CEO selection
- Australia Day meeting
- Workshop CWMS & Waste management
- Australia Day
- Robe Tourism & Traders Assoc. meeting
- Robe Ratepayers meeting
- Marine Parks

Cr Wright reported on:-

- Workshop CEO selection
- Marine Parks
- Workshop CWMS & Waste management
- Robe Ratepayers meeting

Mayor Peden reported on:-

- Council Meeting
- CDAP meeting
- Workshop CEO selection
- Meeting with National Trust
- Meeting with SATC Adelaide
- Special Council Meeting
- Workshop on Waste
- Australia Day
- Special CDAP meeting
- SELGA Special meeting
- SELGA Special meeting

## OFFICERS' REPORTS

### ACTING CHIEF EXECUTIVE OFFICER

#### Bank Account Name Change

Cr Loxton moved **that the names of the loan and account held with the Bendigo Bank be changed from Robe Marina Corporation to District Council of Robe – Marina Project.** (363/2008)

Seconded Cr Mathews

Carried

#### Crown Lands Adjoining Lake Butler

Cr Loxton moved **that Council notes the report.** (364/2008)

Seconded Cr Wright

Carried

#### Financial Sustainability and Long Term Financial Planning

Cr Wright moved **that the District Council of Robe:**

1. **adopt the following definition of financial sustainability:**

**The District Council of Robe's long-term financial performance and position is sustainable where planned long-term service and infrastructure levels and standards are met**

**without unplanned increases in rates or disruptive cuts to services.**

- 2. agree to adopt the definition of financial sustainability in 1. above as a key objective in the Council's Strategic Plan; and**
- 3. commit to the development of a ten year financial plan, supported by an infrastructure and asset management plan, which will ensure the long-term financial sustainability of the Council. (365/2008)**

Seconded Cr Loxton

Carried

Acting Chief Executive Officer's report adjourned

## **ADDRESS**

Address by Hugo Hopton, General Manager, South East Natural Resource Management Board & Justine Drew, Operations Manager.

Director of Administration & Communications entered the meeting at 5.55pm.

## **ACTING CHIEF EXECUTIVE OFFICER'S REPORT**

cont.

OG Roberts Mazda Roadshow

Cr Loxton moved **that Council approve the use of the carpark opposite the Hall by OG Roberts for its annual Mazda roadshow on Tuesday 20<sup>th</sup> May 2008 (366/2008)**

Seconded Cr Riseley

Carried

Sale of Road Reserve - Esplanade

Cr Petrovic moved **that Mr Lewis be advised that Council is not prepared to sell the subject land. (367/2008)**

Seconded Cr Riseley

Carried



Draft Treasury Management Policy

Cr Dell'Antonio moved **that Council adopt the Draft Treasury Management Plan and supporting guidelines.** (368/2008)

Seconded Cr Mathews

Carried

Lease with R Wintle

Cr Wright moved **that accept a full and final payment of \$12,500 + GST from Mr R Wintle for the lease of his premises up to 31<sup>st</sup> January 2008 and enter into a new lease agreement.** (369/2008)

Seconded Cr Riseley

Carried

Mayor Peden declared a conflict of interest and left the room at 6.35pm.

Deputy Mayor in the Chair.

Chief Executive Officer to prepare a report on how to proceed from here regarding usage of hardstand area and bring back to next Council meeting.

Mayor Peden entered the room at 6.40pm.

**DIRECTOR OF  
ENGINEERING SERVICES**

Boat Launching Fees

Cr Loxton moved **that Council receives and notes the letter from Mr I McInnes dated 3 February 2008.** (370/2008)

Seconded Cr Dell'Antonio

Carried

Mayor Peden declared a conflict of interest at the left the room at 6.45pm.

Deputy Mayor in the chair.

PLEC Undergrounding of Power Lines along the Esplanade, Robe

Cr Wright moved **that :-**

- 1) That the Director of Engineering Services report and correspondence from PLEC Executive Officer Mr. Stuart McPherson dated 4<sup>th</sup> December 2007 be received and noted. (371/2008)**

Seconded Cr Petrovic Carried

Cr Mathews moved **to defer the subject of Underground Power Lines and combine with other workshops to be held. (372/2008)**

Seconded Cr Dell'Antonio Carried

Mayor Peden entered the room at 6.58pm.

**ADJOURNMENT**

Cr Riseley moved **that the meeting be adjourned for a tea break at 7.00pm. (373/2008)**

Seconded Cr Mathews Carried

Meeting recommenced at 7.25pm.

Road Naming

Cr Riseley moved **that the road names "Healey Court", "Kelham Drive" and "Perry Court" be adopted for development Stages 3 and 4 for the Robe Street Estate. (374/2008)**

Seconded Cr Mathews Carried

Mayor Peden declared a conflict of interest at the left the room at 7.27pm.

Deputy Mayor in the chair.

Strategy to Accommodate Larger Vessels

Cr Mathews moved **that Council after receiving and noting the Robe Marina, Lake Butler report from author Judith Jones gives consideration to amending the existing layout and design for Butler Mooring Arm to accommodate larger vessels.**  
(375/2008)

Seconded Cr Wright

Carried

Mayor Peden entered to the room at 7.35pm.

Transfer Centre Station

Cr Loxton moved **that:-**

- 1) **That Council position itself to explore options to establish and own a Transfer Centre Station for Robe and District users.**
- 2) **That Council calls expressions of interest seeking person(s) or businesses to operate and manage Council's proposed Transfer Centre Station on a contractual basis and seek input from potential businesses on design layout.**
- 3) **In principle Council establish the proposed Transfer Centre Station on Council's vacant industrial land allotment located behind Council's Works Depot.**
- 4) **That Council's General Waste & Recycling Working Party comprising of members Crs. Loxton, Riseley, Wright, and Director Engineering Services meet on the Tuesday 19 February 2008 at 10.00am to take the Transfer Centre Station concept strategy further in readiness for the next round of Zero Waste SA funding and report back to Council and also discuss Green Waste issue to private contractors.** (376/2008)

Seconded Cr Riseley

Carried

**DIRECTOR OF  
ADMINISTRATION &  
COMMUNICATIONS** Audit Committee

Cr Dell'Antonio moved **that Council endorse the payment of \$50 per hour (Max \$200) plus travelling to**

**the Independent Member for attendance at each meeting of the audit committee. (377/2008)**

Seconded Cr Loxton Carried

Council Meeting Resolutions

Cr Loxton moved **that Council notes the report. (378/2008)**

Seconded Cr Petrovic Carried

Customer Suggestion/Request Forms

Cr Loxton moved **that the report be noted. (379/2008)**

Seconded Cr Wright Carried

Council Finance Reports – January 2008

Cr Dell'Antonio moved **that the report be noted. (380/2008)**

Seconded Cr Loxton Carried

Robe Marina Finance Reports – January 2008

Cr Loxton moved **that Council notes the report. (381/2008)**

Seconded Cr Petrovic Carried

Section 41 Committees

Cr Petrovic moved **that Council retains the Machinery Committee and that the terms of reference be reviewed. (382/2008)**

Seconded Cr Loxton Carried

Cr Mathews moved **that Council retains the Skate and Recreation Park Advisory Committee and that the terms of reference to presented to the next Council meeting. (383/2008)**

Seconded Cr Dell'Antonio Carried

Cr Mathews moved **that Council retain the Aged Care Committee and that the terms of reference be reviewed.** (384/2008)

Seconded Cr Petrovic Carried

Cr Wright moved **that Council review the Terms of Reference to be presented to the March Council Meeting for the Library Management Committee.** (385/2008)

Seconded Cr Riseley Carried

Cr Loxton moved **that Council disband the Industrial Relations Committee.** (386/2008)

Seconded Cr Dell'Antonio Carried

Cr Riseley moved **that Council review the Childcare on Wheels Committee terms of reference to be presented to the March Council Meeting.** (387/2008)

Seconded Cr Dell'Antonio Carried

2008 Local Government Training Program

Cr Mathews moved **that Council notes the report.** (388/2008)

Seconded Cr Riseley Carried

**DIRECTOR OF ENVIRONMENTAL SERVICES**

Appointment of Public Officer for CDAP

Cr Dell'Antonio moved **that William Lewis Hender be appointed as Public Officer to the District Council of Robe Development Assessment Panel from 13<sup>th</sup> February 2008.** (389/2008)

Seconded Cr Wright Carried

Appointment of new Presiding Member for CDAP

Cr Riseley moved **that David Chapman be appointed as the Presiding Member for the District Council of Robe Development Assessment Panel from 13<sup>th</sup> February 2008.** (390/2008).

Seconded Cr Mathews Carried

Bird Scaring Devices

Cr Loxton moved **that the Bird Scaring Devices report be deferred to the March Council Meeting.** (391/2008)

Seconded Cr Riseley Carried

**DIRECTOR OF  
CHILDRENS  
SERVICES**

CCOWS Report

Cr Riseley moved **that Council notes the report.** (392/2008)

Seconded Cr Loxton Carried

**LATE AGENDA  
ITEMS**

Cr Loxton moved **that two late correspondence items be accepted.** (393/2008)

Seconded Cr Wright Carried

**CORRESPONDENCE**

1. National Trust of South Australia, Robe Branch

Cr Mathews moved **that the CEO meet with the National Trust to discuss locations of signs (Council or private property) design and approval process.** (394/2008)

Seconded Cr Loxton Carried

2. A Smith, Co-ordinator 2008 Robe Village Fair

Cr Wright moved **that a meeting be organised by CEO with the President Robe Tourism & Traders Association, Andrew Smith and any Elected Members as soon as possible.**  
(395/2008)

Seconded Cr Loxton

Carried

**OTHER  
BUSINESS**

Feral Cats at Robe Landfill

Cr Riseley moved **that Council consult with the National Parks & Wildlife Service re hiring of cat traps** (396/2008)

Seconded Cr Wright

Carried

STEDS – sprinkler system over sandhills

Cr Riseley moved **that Council maintain sprinklers on a monthly basis** (397/2008)

Seconded Cr Petrovic

Carried

Lake Charra walking trail

Cr Riseley moved **that the CEO, Director of Engineering Services and Cr Riseley investigate the re-routing of the walking trail around Lake Charra.**  
(398/2008)

Seconded Cr Mathews

Carried

Speed Limit – Long Beach

Cr Riseley moved **that the CEO invite the Robe Police to a workshop to discuss this and other issues.**  
(399/2008)

Seconded Cr Dell'Antonio

Carried

Council Website

Cr Riseley moved **that any reference to the Robe Marina Corporation on Council's web site be deleted and that the signage on the EMAC Hut be removed.**  
(400/2008)

Seconded Cr Mathews

Carried

Cr Loxton moved **that the CEO investigate the cost of levies that can be charged for businesses using Council footpath for business purposes ie. tables and chairs.** (401/2008)

Seconded Cr Riseley

Carried

Meeting closed 8.45pm.

Confirmed 11<sup>th</sup> March 2008

Date \_\_\_\_\_

\_\_\_\_\_ Mayor