THE ORDINARY MEETING OF THE DISTRICT COUNCIL OF MALLALA WILL BE HELD IN THE COUNCIL CHAMBERS, REDBANKS ROAD, MALLALA ON MONDAY 17 AUGUST 2015, COMMENCING AT 6.30 PM

Katrina Márton
CHIEF EXECUTIVE OFFICER

AGENDA

1. ATTENDANCE
1.1 Present
1.2 Councillors Apologies
1.3 Councillors Absent

2. CONFIRMATION OF MINUTES
2.1 Council Meeting held on Monday 27 July 2015 (MB Folios 13055 to 13063, inclusive).

3. BUSINESS ARISING
3.1

4. DECLARATION OF MEMBERS’ INTEREST
4.1

5. OPEN FORUM
5.1 Speakers

6. BRIEFINGS
6.1 No Briefings
7. **MAYOR’S REPORT**

7.1 Meetings Attended and / or Discussions Held (CON12/1199)

8. **MINUTES AND/OR RECOMMENDATIONS**

8.1 Environmental Management Advisory Committee

8.1.1 Minutes of meeting held 3 August 2015 (CON12/1181)

8.2 Council Development Assessment Panel

8.2.1 Minutes of meeting held 4 August 2015 (CON12/218)

9. **ASSOCIATED ORGANISATIONS**

9.1 Gawler River Floodplain Management Authority

9.1.1 No Minutes

9.2 Central Local Government Region

9.2 No Minutes

10. **QUESTIONS WHICH NOTICE HAS BEEN GIVEN**

10.1 Questions on Notice

10.1.1 No Questions on Notice

10.2 Notice of Motion

10.2.1 No Notice of Motion

11. **QUESTIONS WHICH NOTICE HAS NOT BEEN GIVEN**

*Rules from Local Government Act 1999 Regulations:*-

Questions and replies are not entered in the minute book unless expressly required by resolution.

No debate shall be allowed on any question or reply to any question.

12. **PETITIONS**

12.1 No Petitions
13. **DEPUTATIONS**
13.1 No Deputations

14. **ADJOURN INTO STANDING COMMITTEE**
14.1 No Agenda for Strategic Planning and Development Policy Committee

15. **ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**
15.1 No recommendations

16. **ITEMS FOR NOTING / INFORMATION / ACTIVITY REPORTS**
16.1 **Items for Information / Noting**
16.1.1 Finance Report (CON12/491)
16.1.2 Proposed Relocation of Council’s Principal Office to Two Wells (CON12/957)

16.2 **Activity Reports**
16.2.1 No Activity Reports

17. **ITEMS FOR DECISIONS**
17.1 Financial Assistance Grants to Local Government – campaign to maintain and restore indexation (CON12/575)
17.2 Proposal to Lease Community Land – Public Consultation Outcome (CON12/959)
17.3 Australia Day Ambassador Program (CON12/127)
17.4 LGFA Financial Services – Appointment of Council Representative (CON12/421)

18. **URGENT BUSINESS**
18.1

19. **CONFIDENTIAL ITEMS**
19.1 No Confidential Items

20. **CLOSURE**
2. CONFIRMATION OF MINUTES

MONDAY 17 August 2015

Items:

2.1 Council Meeting held on Monday 27 July 2015 (MB Folios 13055 to 13063, inclusive).
1. ATTENDANCE

1.1 Present
Mayor D Kennington (Mayor) and Crs T Keen, P Daniele, B Summerton, K McColl, S Jones, A Picard, E Stubing and Messrs K Mártan (Chief Executive Officer), R Foster (General Manager, Infrastructure and Planning), J Tanti (Governance Officer), G Graham (Finance Co-ordinator), and A Humphrys (Minute Secretary)

1.2 Councillor’s Apologies
Cr Lawrence

1.3 Councillor’s Absent
Nil

2. GENERAL BUSINESS

2.1 Moved Cr Summerton Seconded Cr Keen
“that the minutes of meeting held on held on Monday 20 July 2015 (MB Folios 13040 to 13047, inclusive), be accepted as read and confirmed.”
CARRIED (2015/220)

2.2 Moved Cr Summerton Seconded Cr Stubing
“that the minutes of the Special meeting held on held on Monday 27 July 2015 (MB Folios 13048 to 13054, inclusive), be accepted as read and confirmed.”
CARRIED (2015/221)

3. BUSINESS ARISING

3.1 No Business Arising

4. DECLARATION OF MEMBERS’ INTEREST

4.1 Cr Keen declared an interest in item 17.5 – Notice of pending removal from Council Development Assessment Panel (CON12/547) as the matter related to herself.
5. **OPEN FORUM**

The Mayor sought leave of the meeting to suspend Part 2 of the Local Government (Procedures at Meetings) Regulations 2013 for ‘Open Forum’ and Annual Business Plan Submissions. The meeting was suspended at 7.01 pm.

5.1 **No Speakers**

Meeting resumed at 7.01 pm

6. **BRIEFINGS**

6.1 SA Water Northern Area Irrigation Scheme (NAIS) Community Consultation – Georgina House, Gerry Harris and Jane Wilson (Stakeholder Engagement)

7. **MAYOR’S REPORT**

7.1 Meetings Attended and / or Discussions Held (CON12/1199)

### June 2015

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<td>Audit Committee Meeting</td>
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<td>Regional Capability Community Fund (RCCF)</td>
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</table>
8. MINUTES AND/OR RECOMMENDATIONS

8.1 Economic and Infrastructure Advisory Committee
8.1.1 No Minutes

8.2 Community Development and Advisory Committee
8.2.1 No Minutes
8.3 **Audit Committee**
8.3.1 No Minutes

8.4 **Mallala and Districts Historical Committee**
8.4.1 Minutes of meeting held 15 July 2015 (CON12/871)

8.5 **Mallala and Districts Homes Committee**
8.5.1 Minutes of meeting held 1 July 2015 (CON12/872)

9. **ASSOCIATED ORGANISATIONS**
9.1 **Gawler River Floodplain Management Authority**
9.1.1 No Minutes

9.2 **Central Local Government Region**
9.2 No Minutes

10. **QUESTIONS WHICH NOTICE HAS BEEN GIVEN**
10.1 **Questions on Notice**
10.1.1 No Question on Notice

10.2 **Notice of Motion**
10.2.1 CWMS Mallala Fees and Charges Fact Sheet (CON12/537)

Moved Cr Jones
Seconded Cr Stubing

"that Council provide an information sheet to be sent to all residents within the township of Mallala disclosing detailed costs associated with construction, operation and maintenance over the life of the Mallala CWMS, together with rationale of the proposed initial annual service charge of $586.00."

CARRIED (2015/222)
10.2.1 Reducing Speed Limits within Lewiston (CON12/537)

Moved Cr McColl Seconded Cr Keen

“that council staff investigate and report back to council on the process and cost of reducing the speed limit of all Lewiston Roads to 60km per hour, with the exception of Boundary Road, Gawler River Road, Gawler Road, Old Port Wakefield Road.”

Amendment

Moved Cr Summerton Seconded Cr Picard

That the following be added:

- Hayman Road and Dawkins Road

Motion as amended

“that council staff investigate and report back to council on the process and cost of reducing the speed limit of all Lewiston Roads to 60km per hour, with the exception of Boundary Road, Gawler River Road, Gawler Road, Old Port Wakefield Road, Hayman Road and Dawkins Road.”

LOST (2015/223)

Division

Councillor Picard called a Division

Those voting in the affirmative are Crs Summerton, Daniele and Picard

Those voting in the negative are Crs Strudwicke, McColl, Stubing, Jones and Keen

The Mayor declared the motion LOST

Cr Summerton called for a Point of Order as the debate was finished.

The Mayor did not accept the Point of Order as Councillor Keen seconded the motion and did not talk to it.

Motion is as put

Moved Cr McColl Seconded Cr Keen

“that council staff investigate and report back to council on the process and cost of reducing the speed limit of all Lewiston Roads to 60km per hour, with the exception of Boundary Road, Gawler River Road, Gawler Road, Old Port Wakefield Road.”

CARRIED (2015/224)
11. **QUESTIONS WHICH NOTICE HAS NOT BEEN GIVEN**

*Rules from Local Government Act 1999 Regulations*:

* Questions and replies are not entered in the minute book unless expressly required by resolution.

* No debate shall be allowed on any question or reply to any question.

Moved Cr Jones Seconded Cr Picard

“that a report be brought back to Council with regards to the timeline to the installation of the round-a-bout as set out in the current 2015-2016 budget.”

**CARRIED (2015/225)**

12. **PETITIONS**

12.1 No Petitions

13. **DEPUTATIONS**

13.1 No Deputations

14. **ADJOURN INTO STANDING COMMITTEE**

14.1 No Agenda for Strategic Planning and Development Policy Committee

15. **ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**

15.1 No recommendations

16. **ITEMS FOR NOTING / INFORMATION / ACTIVITY REPORTS**

16.1 Items for Information / Noting

16.1.1 Finance Report (CON12/491)

Moved Cr Daniele Seconded Cr Stubing

“that Council, having considered Item 12.6.1 - Finance Report, dated 27 July 2015, recommends to Council that it notes and receives the report as at 30 June 2015.”

**CARRIED (2015/226)**

16.1.2 Waste Management Strategy – Fourth Quarter Report (CON12/332)

Moved Cr Summerton Seconded Cr Stubing


**CARRIED (2015/227)**
17. **ITEMS FOR DECISIONS**

17.1 Joy Baluch AM Memorial Statue – Contribution (CON12/569)

Moved Cr Jones  Seconded Cr Picard

“that Council having considered Item 17.1 – Joy Baluch AM Memorial Statue - Contribution, dated 27 July 2015, endorses providing a financial contribution to the memorial by donating $1,000.”

CARRIED (2015/228)

17.2 Bank Account Signatories (CON12/503)

Moved Cr Jones  Seconded Cr Keen

“that the Council, having considered Item 17.2 – Bank Account Signatories, dated 27 July 2015, receive and note the report.”

CARRIED (2015/229)

Moved Cr Jones  Seconded Cr Keen

“that the Council having considered Item 17.2 - Bank Account Signatories, dated 27 July 2015, recommends that Gary Robert Mavrinac and Peter Jeffery Sellar be removed as authorised signatories to all Council Trading Bank Accounts, and authorises Council staff to finalise the administrative requirements associated.”

CARRIED (2015/230)

17.3 Wattle Range Council – Coastal Protection Funding (CON12/308)

Moved Cr Picard  Seconded Cr Keen

“that Council having considered Item 17.3 – Wattle Range Council – Coastal Protection Funding, dated 27 July 2015, responds to Wattle Range Council by directing the Chief Executive Officer to write to SA Local Government Association (LGA), requesting that the LGA lobby government on behalf of Councils for additional significant funding to assist with Coastal Protection.”

CARRIED (2015/231)

The Mayor sought leave of the meeting to suspend Part 2 of the Local Government (Procedures at Meetings) Regulations 2013 for ‘Discussion. The meeting was suspended at 8.12 pm.

Meeting resumed at 8.37 pm
17.4  Annual review of Code of Practice – Meeting Procedures, proposed change to the commencement time for Ordinary Council meetings, and proposal for Ordinary Council Meetings to be held monthly commencing Monday 17 August 2015. (CON12/547)

Moved Cr Keen  Seconded Cr McColl

“that Council, having considered Item 17.4 – Review of Code of Practice – Meeting Procedures and Meeting Schedule, dated 27 July 2015:

1. adopt the revised Code of Practice – Meeting Procedures (Attachment A); with amendments with 30 minute curfew added and standing to speak,
2. Change the commencement time of the Ordinary Council meetings to 6.30pm; and
3. Endorse a monthly schedule of Ordinary Council meetings to be held on the third Monday of each month commencing Monday 17 August 2015 until further notice.”

CARRIED (2015/232)

Moved Cr Keen  Seconded Cr Daniele

“that Council, having considered Item 17.4 – Review of Code of Practice – Meeting Procedures and Meeting Schedule, dated 27 July 2015, endorses the proposed changes subject to amendment.”

(2015/233)

At this juncture, 8.40 pm Cr Keen left the Chamber as an interest had been declared in item 17.5 – Notice of pending removal from Council Development Assessment Panel (CON12/547).

At this juncture, 8.41 pm Cr Daniele left the Chamber as an interest had been declared in item 17.5 – Notice of pending removal from Council Development Assessment Panel (CON12/547).

17.5  Notice of pending removal from Council Development Assessment Panel (CON12/547)

Moved Cr McColl  Seconded Cr Stubing


CARRIED (2015/234)
Division

Councillor Jones called a Division

Those voting in the affirmative are Crs Strudwicke, McColl, Summerton, Stubing and Picard

Those voting in the negative are Cr Jones

The Mayor declared the motion CARRIED

Moved Cr Strudwicke Seconded Cr Stubing

“that the Council, having considered Item 17.5 – Notice of pending removal from Council Development Assessment Panel, dated 27 July 2015, remove Councillor Daniele from the Community Development and Advisory Committee effective immediately for the term of this Council.”

CARRIED (2015/236)

At this juncture 9.05 pm, Cr Daniele returned to the Chamber.

18. URGENT BUSINESS
18.1 No Urgent Business

19. CONFIDENTIAL ITEMS
19.1 No Confidential Items

20. CLOSURE

There being no further business, the Mayor declared the meeting closed at 9.08 pm

Confirmed as a true record.

Mayor: .................................................................

Date: _____/_____/___
Items:

7.1 Activities and Meetings attended
7.1 Meetings Attended and / or Discussions Held (CON12/1199)
July 2015

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- Ordinary Council Meeting
- Library Event – Milton Vadoulis
- Light Regional Council Meeting
- KESAB
- General Manager Interviews
- Bird Sanctuary Collective Launch
- Channel 2 Interview
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<td>Interview 5AA</td>
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<td>Council Development Assessment Panel</td>
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<td>Summit Networking – International Bird Sanctuary</td>
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8. MINUTES AND/OR RECOMMENDATIONS

MONDAY 17 August 2015

Items:

8. MINUTES AND/OR RECOMMENDATIONS

8.1 Environmental Management Advisory Committee
8.1.1 Minutes of meeting held 3 August 2015 (CON12/1181)

8.2 Council Development Assessment Panel
8.2.1 Minutes of meeting held 4 August 2015 (CON12/218)
8.1 Environmental Management Advisory Committee

MONDAY 17 August 2015

Items:

8.1  Environmental Management Advisory Committee
8.1.1 Minutes of meeting held 3 August 2015 (CON12/1181)
1. **ATTENDANCE**

1.1 **Members Present**
M Webb; A Brient; B Reid; S Jones; J Cavallo (Adelaide & Mt Lofty Ranges NRM Board)

Staff Present:
C Muzyk (Strategic Projects Coordinator); D Seccafien (Minute Taker)

1.2 **Members Apologies**
A Picard

1.3 **Members Absent**
C Giblin

1.4 **In Attendance**
Mayor D Kennington; R Day

2. **CONFIRMATION OF MINUTES**

2.1 6th July 2015

Moved M Webb Seconded A Brient
"that the minutes from the meeting dated 6th July 2015 as read be confirmed."

CARRIED (2015/028)

4. **GENERAL BUSINESS**

4.1 **Draft Local Nuisance and Litter Control Bill**

Moved B Reid Seconded A Brient
"that the Committee, having considered Item 4.1 Draft Local Nuisance and Litter Control Bill, dated 3 August 2015, receives the report."

CARRIED (2015/029)
“that the Committee, having considered Item 4.1 Draft Local Nuisance and Litter Control Bill, dated 3 August 2015, recommends to Council that it authorises the Chief Executive Officer to forward a submission to the Environment Protection Authority on the draft Bill”.

CARRIED (2015/030)

5.37pm J Cavallo entered the Chamber

4.2 Native Vegetation and Significant Environmental Benefit Review

Moved B Reid Seconded M Webb
“that the Committee, having considered Item 4.2 Native Vegetation and Significant Environmental Benefit Review, dated 3 August 2015, receives the report”.

CARRIED (2015/031)

5. REPORTS

5.1 Coastal, Estuary & Marine Officer Activity Report – Nil

5.2 Horticultural Services Activity Report – 3 August 2015

Moved J Cavallo Seconded A Brient
“that the Environmental Management Advisory Committee having considered Item 5.2 Horticultural Services Activity Report, dated 3 August 2015, receives the report”.

CARRIED (2015/032)

Moved B Reid Seconded A Brient
“that a report be brought back to the Environmental Management Advisory Committee containing a detailed project brief on the nursery and revegetation program to be undertaken in partnership with district primary schools”

CARRIED (2015/033)

5.3 AMLR NRM District Officer Activity Report – 3 August 2015

Moved A Brient Seconded M Webb
“that the Environmental Management Advisory Committee having considered Item 5.3 NRM District Officer Activity Report, dated 3 August 2015, receives the report”.

CARRIED (2015/034)

6. PRESENTATIONS

Nil

7. OTHER BUSINESS

Moved M Webb Seconded J Cavallo

“that a report be brought back to the Environmental Management Advisory Committee detailing future provision for the collection of waste oil at council depots”

CARRIED (2015/035)

8. INFORMAL DISCUSSIONS

8.1 Herbicide Use in District Council Mallala

Moved S Jones Seconded B Reid

“that a report be brought back to the Environmental Management Advisory Committee detailing current herbicide practises within the council region”

CARRIED (2015/036)

8.2 Calomba Daisy Infestation at Thompson Beach

General discussion about Calomba Daisy infestation at Thompson Beach Road

9. CLOSURE – NEXT MEETING

Meeting Closed – 6.28 pm
Next Meeting - Wednesday 7th September 2015

Confirmed as a true record:

Chairperson: ........................................
## Council Development Assessment Panel

**MONDAY 17 August 2015**

**Items:**

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<th>Council Development Assessment Panel</th>
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<td>8.2.1</td>
<td>Minutes of meeting held 4 August 2015 (CON12/218)</td>
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1. ATTENDANCE

1.1 Present

Trevor White, (Presiding Member), Ian O’Loan, (Deputy Presiding Member), Joel Taggart, Sandra Foote, Mel Lawrence, Joe Daniele, Rob Foster (General Manager, Infrastructure & Planning Services), Brendon Schulz (Development Services Coordinator), Jane Strange (Senior Planning Officer), Megan Lewis (Planning Officer), and Rosemarie Day (Minute Secretary).

1.2 Apologies

Moved  M Lawrence    Seconded  I O’Loan

“That leave of absence from this meeting be granted to Tom Summerton.”

Agreed

1.3 Absent

Nil

PREAMBLE:

Presiding Member, Trevor White extended a warm welcome to members of the Panel, staff and members of the gallery.

2. CONFIRMATION OF MINUTES

Moved  I O’Loan    Seconded  M Lawrence

“That the minutes of the Council Development Assessment Panel meeting held on Tuesday 7th July 2015 be received and confirmed.”

Agreed

3. DECLARATION OF INTEREST

Nil
4. DEVELOPMENT APPROVAL NOTIFICATIONS

Moved S Foote                Seconded  J Daniele

“That the Development Approval notifications issued for June 2015 be received.”

Agreed

5. REPORTS – DEVELOPMENT APPLICATION

Moved J Taggart                Seconded  J Daniele

“That the Development Application reports be received.”

Agreed

5.1 Category 1 Development

Nil

5.2 Category 2 Development

5.2.1 312/074/2015 – Scott Smith – Construction of shed for domestic storage and attached carport – Lot 37, 28 Walter Avenue, Two Wells

Planning Officer, Megan Lewis addressed the Panel and gave a brief report on the application.

Hearing of representations and applicant response

Representor Tamika Littlefield addressed the Panel and answered questions.

The applicant was not present at the meeting to provide a response.

“That the Development Assessment Panel resolves that the proposal by Scott Smith for the construction of a shed for domestic storage and attached carport at Lot 37, 28 Walter Avenue, Two Wells (312/074/2015) is not seriously at variance with the relevant provisions of the Development Plan consolidated 15 May 2014”

Agreed

“That the Development Assessment Panel resolves that the proposal by Scott Smith for the construction of a shed for domestic storage and attached carport at Lot 37, 28 Walter Avenue, Two Wells (312/074/2015) be granted Development Plan Consent pursuant to Section 33(1)(a) of the Development Act, 1993, subject to the following Development Plan conditions:
1. The development must be undertaken, completed and maintained in accordance with the details, plans, specifications and correspondence submitted with and forming part of Application No. 312/074/2015, except where varied by any conditions listed below.

2. The conditions imposed herein, other than where they relate to maintenance, must be complied with to the reasonable satisfaction of the Council prior to the commencement of the use herein approved.

3. All stormwater from the development must be drained and retained on site, to the reasonable satisfaction of Council.

4. The development and development site must be kept in a neat, tidy and sanitary condition at all times, to the reasonable satisfaction of Council.

5. The carport structure must not be enclosed with any solid material.

6. The external materials, colours and finishes of all external building materials must match or blend with existing buildings in the locality to the reasonable satisfaction of Council.

7. The external appearance of the shed and carport must be maintained in a reasonable condition to the satisfaction of Council.

Note:

Please be advised that the use of the shed has been approved for domestic purposes, any use of the building such as for an industry, trade, business or sleeping would contravene the Development Act of 1993, unless approval is otherwise obtained.

Crossover standards must comply with District Council of Mallala Roads Manual Issue 2, April 2005, Amendment 2.”

Agreed

5.3 Category 3 Development

5.3.1 312/242/2014 – Hamra Design – Cemetery comprising grave yard site, ancillary building incorporating store room, office, Ghasol Khana, shrouding area and associated verandah and car park – Lot 4 Port Wakefield Road, Koruynye
Hearing of representations and applicant response

The following representors addressed the Panel:

Terry-Ann Keen
Belinda Preston
Phillip Brunning on behalf of Hickinbotham Group
John Partridge
Barry Preston
Antonietta Romeo
Phillip Brunning on behalf of JMJ Pty Ltd
Shana Moon
Jillian Barclay-Davis

Tom Hateley on behalf of the Applicant addressed the Panel.

Senior Planning Officer, Jane Strange, addressed the Panel and gave a brief report on the application.

“that the Development Assessment Panel resolves that the proposal by Hamra Design for a cemetery comprising grave yard site, ancillary building incorporating store room, office, Ghasol Khana, shrouding area and associated verandah and car park at Lot 4 Port Wakefield Road, Korunye (312/242/2014) is not seriously at variance with the relevant provisions of the Development Plan consolidated 15 May 2014”

Agreed

“that the Development Assessment Panel resolves that the proposal by Hamra Design for a cemetery comprising grave yard site, ancillary building incorporating store room, office, Ghasol Khana, shrouding area and associated verandah and car park at Lot 4 Port Wakefield Road, Korunye (312/242/2014) be refused Development Plan Consent pursuant to Section 33(1)(a) of the Development Act, 1993, for the following reasons:

1. Overall, the proposal is not consistent with the Desired Character for the Primary Production Zone, particularly as it relates to the retention of sustainable farming and its contribution to long-term rural productivity, preservation and enhancement of the amenity of the locality;

2. By virtue of its location, the proposed development will be out of character and have an adverse impact on the rural amenity of the area;

3. By virtue of its nature, it will render the rural landscape susceptible to competing demands and undesirable change;
4. By virtue of its design, the proposed development will be out of context with the setting regarding shape, size, materials and colour; and

5. The proposal is considered to be at variance with the relevant provisions of the District Council of Mallala Development Plan consolidated 15 May 2014. In particular:

**General Section:**

Crime Prevention

Objective: 1

Design and Appearance

Principles of Development Control: 1, 3, 12

Building Setbacks from Road Boundaries

Principles of Development Control: 19

Hazards

Objectives: 1, 5, 11
Principles of Development Control: 1, 4, 7 (b), 18, 19

Interface between Land Uses

Objectives: 1, 2, 5
Principles of Development Control: 9, 10, 11

Landscaping, Fences and Walls

Objective: 1
Principle of Development Control: 2

Natural Resources

Objectives: 2, 8, 9
Principles of Development Control: 1, 2, 4
Water Sensitive Design

Objective: 8 (h)

Biodiversity and Native Vegetation

Principles of Development Control: 33, 34, 39

Orderly and Sustainable Development

Objectives: 2, 3, 4, 6

Principles of Development Control: 1, 2, 3, 4, 6, 7, 8, 9

Siting and Visibility

Principles of Development Control: 2, 4, 5, 6, 7

Transportation and Access

Objectives: 2 (a), 2 (d), 4

Principles of Development Control: 2, 8, 9, 16, 17, 24

Waste

Objectives: 1

Principles of Development Control: 1, 2

Strategic Transport Routes Overlay

Objective: 1

Zone Section: Primary Production Zone

Objectives:

• 1, 2, 4, 7

Principles of Development Control:

• 9, 13"

Agreed
5.3.2 312/17/2014 – Ultimus Pty Ltd – Shop (supermarket and specialty shops) and associated carparking, landscaping, fencing and advertising signage (Non-Complying) – Lot 12 Old Port Wakefield Road, Dublin

Development Services Coordinator, Brendon Schulz addressed the Panel and gave a brief report on the application.

Planning consultant Richard Dwyer and Daniel Palumbo, on behalf of the applicant, addressed the Panel and answered questions.

“that the Development Assessment Panel resolves that the proposal by Ultimus Pty Ltd for a shop (supermarket and specialty shops) and associated carparking, landscaping, fencing and advertising signage at Lot 12 Old Port Wakefield Road, Dublin (312/17/2014) is not seriously at variance with the relevant provisions of the Development Plan consolidated 29 August 2013”

Agreed

“that the Development Assessment Panel resolves that the proposal by Ultimus Pty Ltd for a shop (supermarket and specialty shops) and associated carparking, landscaping, fencing and advertising signage at Lot 12 Old Port Wakefield Road, Dublin (312/17/2014) be granted Development Plan Consent pursuant to Section 33(1)(a) of the Development Act, 1993, subject to the following Development Plan conditions and the concurrence of the Development Assessment Commission being sought pursuant to Section 35(3)(b) of the Development Act, 1993:

1. The development must be undertaken in accordance with the plans, details, specifications and supporting documentation submitted with and forming part of application number 312/17/2014, except as amended by any conditions herein.

2. The external walls and roof of the development approved herein must be maintained in good appearance and condition at all times.

3. The development site, including advertising signs and fencing, must be maintained in good appearance and condition at all times.

4. The parking areas, manoeuvring areas and access driveways must be constructed, sealed, drained, line marked and maintained to the satisfaction of the Council.
5. The parking areas must be illuminated to the reasonable satisfaction of the Council during the hours of darkness when they are in use or might be sought to be used by customers.

6. No materials, goods or containers must be stored in the carpark or driveways at any time.

7. A Loading Zone sign must be installed adjacent to the loading zone parking space (carpark 12) to restrict customer vehicles parking in the loading zone during typical delivery periods.

8. Delivery vehicles must be restricted to a 12.5 metre long Heavy Rigid Vehicle as per AS 2890.2:2002.


10. Landscaping must be established prior to the commencement of the operation of the development hereby approved, and such plantings must be nurtured and maintained in good condition at all times with plants replaced should they become diseased or die.

11. A final landscaping plan including species for planting, must be provided to the reasonable satisfaction of Council prior to the commencement of site works.

12. Stormwater management and drainage works, including the direction of stormwater to the Old Port Wakefield Road drainage system, must be constructed in accordance with the stormwater management details provided with and forming part of the application, to the satisfaction of Council’s Depot Operations Coordinator.

13. The development must be connected to an approved wastewater control system to the satisfaction of Council’s Environmental Health Officer and/or SA Health.

14. The collection, treatment, storage and removal of all wastes from all operations of the development must be to the satisfaction of the Council.
15. The conduct of the operations and activities on the subject land must not cause nuisance by reason of noise, vibration, odour, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, oil, light spill or electrical interference to neighbouring land or public roadways.

16. The vehicle crossover to Old Port Wakefield Road must be designed and constructed to the satisfaction of Council’s Depot Operations Coordinator.

17. The extension to existing kerbing and bitumen seal to the southern corner of the subject land on the Old Port Wakefield Road reserve must be designed and constructed to the satisfaction of Council’s Depot Operations Coordinator.

18. The provision of a right turn storage lane into the site from Old Port Wakefield Road must be designed and constructed to the satisfaction of Council’s Depot Operations Coordinator.

19. All access must be gained via Old Port Wakefield Road only. Direct vehicular access via Port Wakefield Road is not permitted.

20. Signage associated with the development must not contain any element of LED or LCD display that is viewable from the adjacent/nearby roads. LED lighting is permitted for internal illumination of a light box only.

21. Signage associated with the development must not contain any element that flashes, scrolls, moves or changes.

22. Signage associated with the development must not be permitted to operate in such a manner that could result in impairing the ability of a road user by means of high levels of illumination or glare. Subsequently, any illuminated sign must be limited to a maximum luminance of 200 cd/m².

23. Signage associated with the development must be finished in a material of low reflectivity to minimise the risk of sun/headlamp glare that may affect motorists’ perception of the road.

24. The content of advertisements must be limited to information relating to the legitimate use of the subject land, to the satisfaction of Council.
25. The utilisation of Trailer Mounted Variable Message Displays for advertising purposes must not occur on or adjacent to the subject site.

Notes:

This is not a building consent, and a Building Rules Consent is required to be submitted to Council before a Development Approval can be issued in relation to this application.

The approved plans have been stamped ‘Development Plan Consent’ and should be forwarded to any Private Certifier engaged for the Building Rules Assessment of this application.

The applicant is reminded of its general environmental duty, as required by Section 25 of the Environment Protection Act, to take all reasonable and practicable measures to ensure that the activities on the whole site, including during construction, do not pollute the environment in a way which causes or may cause environmental harm.

This property abuts a section of Port Wakefield Road that was proclaimed as a controlled access road on 17 November 1994 pursuant to Part 2A of the Highways Act 1926. Departmental records show that there is no proclaimed or permitted means of access by which persons and vehicles may directly enter or leave the controlled access road from/to this site. All access is to be gained via the local road network, clear of the controlled access road which is acceptable to DPTI.

The applicant is advised to contact Council’s Team Leader Horticulture to confirm that the species listed for planting are suitable for the Dublin locality and proposed development type.

The applicant is advised to contact Council’s Depot Operations Coordinator to discuss the direction of stormwater to the Old Port Wakefield Road drainage system prior to the construction of the development.

The applicant is required to contact Council’s Infrastructure Services Department prior to any work being undertaken on Council land.

The applicant is advised that pursuant to Section 40(3) of the Development Act 1993 and Regulation 48(2) of the Development Regulations 2008, the operative period of the Development Plan Consent granted in respect of this development application numbered 312/17/2014 is extended to midnight on 4 August 2020.”

Agreed
5.3.3 312/087/2015 – Bargain Steel Centre – Construction of storage and utility shed associated with the existing approved use of the land – Lot 10, 27 Bailey Road, Two Wells

Planning Officer, Megan Lewis addressed the Panel and gave a brief report on the application.

“that the Development Assessment Panel resolves that the proposal by Bargain Steel Centre for the construction of a storage and utility shed associated with the existing approved use of the land at Lot 10, 27 Bailey Road, Two Wells (312/087/2015) is not seriously at variance with the relevant provisions of the Development Plan consolidated 15 May 2014”

Agreed

“that the Development Assessment Panel resolves that the proposal by Bargain Steel Centre for the construction of a storage and utility shed associated with the existing approved use of the land at Lot 10, 27 Bailey Road, Two Wells (312/087/2015) be granted Development Plan Consent pursuant to Section 33(1)(a) of the Development Act, 1993, subject to the following Development Plan conditions:

1. The development must be undertaken, completed and maintained in accordance with the details, plans, specifications and correspondence submitted with and forming part of Application No. 312/087/2015, except where varied by any conditions listed below.

2. The conditions imposed herein, other than where they relate to maintenance, must be complied with to the reasonable satisfaction of the Council prior to the commencement of the use herein approved.

3. All stormwater from the development must be drained and retained on site, to the reasonable satisfaction of Council.

4. The development and development site must be kept in a neat, tidy and sanitary condition at all times, to the reasonable satisfaction of Council.

5. The verandah structure must not be enclosed with any solid material.

6. The external materials, colours and finishes of all external building materials must match or blend with existing buildings in the locality to the reasonable satisfaction of Council.
7. The external appearance of the shed and verandah must be maintained in a reasonable condition to the satisfaction of Council.”

Agreed

5.4 Updates

Nil

6. REPORTS – GENERAL MANAGER, INFRASTRUCTURE & PLANNING

Moved M Lawrence Seconded I O’Loan

“That the General Manager, Infrastructure & Planning report be received.”

Agreed

7. OTHER BUSINESS

Cemetery

Sandra Foote asked that Council give consideration and investigate possible sites for the establishment of a new Cemetery within the District given the residential expansion.

8. NEXT MEETING

Tuesday 1st September 2015 (To be confirmed)

9. CLOSURE OF MEETING

The Presiding Member closed the meeting at 8:23 pm

Confirmed as a true record:

Presiding Member: ...........................................

Trevor White

Date: ..........................................................
9. ASSOCIATED ORGANISATIONS

MONDAY 17 August 2015

Items:

9. ASSOCIATED ORGANISATIONS

9.1 Gawler River Floodplain Management Authority
   9.1.1 No Minutes

9.2 Central Local Government Region
   9.2 No Minutes
Items:

10. QUESTIONS WHICH NOTICE HAS BEEN GIVEN

10.1 Questions on Notice
    10.1.1 No Questions on Notice

10.2 Notice of Motion
    10.2.1 No Notice of Motion
Items:

11. **QUESTIONS WHICH NOTICE HAS NOT BEEN GIVEN**

   *Rules from Local Government Act 1999 Regulations:*-

   Questions and replies are not entered in the minute book unless expressly required by resolution.

   No debate shall be allowed on any question or reply to any question.

12. **PETITIONS**

   12.1 No Petitions

13. **DEPUTATIONS**

   13.1 No Deputations

14. **ADJOURN INTO STANDING COMMITTEE**

   14.1 No Agenda for Strategic Planning and Development Policy Committee

15. **ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**

   15.1 No Recommendations
Items:

16.1 Items for Information / Noting
16.1.1 Finance Report (CON12/491)
16.1.2 Proposed Relocation of Council’s Principal Office to Two Wells (CON12/957)

16.2 Activity Reports
16.2.1 No Activity Reports
<table>
<thead>
<tr>
<th>Report Date:</th>
<th>17 August 2015</th>
<th>Prepared by:</th>
<th>Finance Co-ordinator</th>
</tr>
</thead>
</table>

**Corporate Objective:**

5.5.2 Develop and maintain long term financial planning, management and reporting ensuring resources are provided to deliver services and manage Council’s assets.

**Purpose:**

To provide Council with an update of Financial Position as at 31 July 2015 including funds and performance against budget.

**Recommendation:**

“that Council, having considered Item 16.1.1 - Finance Report, dated 17 August 2015, notes and receives the Finance Report as at 31 July 2015.”
## Impact Summary

### Organisational & Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Financial</strong></td>
<td>Provision of a total cash balance to enable Council to meet their monthly financial commitments and monitor financial performance.</td>
</tr>
<tr>
<td>Legislation</td>
<td>Nil</td>
</tr>
<tr>
<td>Risk</td>
<td>Nil</td>
</tr>
<tr>
<td>Consultation</td>
<td>Nil</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
The Bank Reconciliation Statements show the following account balances, inclusive of investments and overdraft, as at 31 July 2015:

<table>
<thead>
<tr>
<th>Account</th>
<th>$ Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) District Fund Account</td>
<td>165,223</td>
</tr>
<tr>
<td>(1.a) LGFA 24hr Investment</td>
<td>29,628</td>
</tr>
<tr>
<td>Sub total</td>
<td>$ 194,851</td>
</tr>
<tr>
<td>(2) Other</td>
<td>115,421</td>
</tr>
<tr>
<td>Sub total</td>
<td>$ 115,421</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$ 310,272</strong></td>
</tr>
</tbody>
</table>

**Note**

(1.b) LGFA Cash Advance Debenture 123* $ 5,000,000  
(1.c) LGFA Overdraft Debenture 124* $ 700,000

Total Council debt as at 31 July 2015 $ 9,617,859

Cash balance at the end of each month:

![2015/16 Cash Balance - EOM](chart.png)
## Capital Work Projects For Period Ending July 2015

<table>
<thead>
<tr>
<th>Capital Project</th>
<th>YTD Actuals</th>
<th>Annual Current Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Foot Paths</td>
<td>0</td>
<td>51,800</td>
</tr>
<tr>
<td>Land &amp; Buildings</td>
<td>0</td>
<td>433,800</td>
</tr>
<tr>
<td>Office &amp; ICT Equipment</td>
<td>0</td>
<td>18,500</td>
</tr>
<tr>
<td>Minor Capital Projects</td>
<td>0</td>
<td>52,200</td>
</tr>
<tr>
<td>Plant, Machinery &amp; Vehicles</td>
<td>12,879</td>
<td>475,950</td>
</tr>
<tr>
<td>Roads - Arterial Construction</td>
<td>78,713</td>
<td>354,140</td>
</tr>
<tr>
<td>Roads - Sealed</td>
<td>0</td>
<td>99,100</td>
</tr>
<tr>
<td>Roads - Unsealed Re-sheeting</td>
<td>14,365</td>
<td>891,953</td>
</tr>
<tr>
<td>Mallala CWMS</td>
<td>4,287</td>
<td>0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>110,244</strong></td>
<td><strong>2,377,443</strong></td>
</tr>
</tbody>
</table>

## Income Statement for Period Ending July 2015

<table>
<thead>
<tr>
<th></th>
<th>YTD Actual $'000</th>
<th>YTD Budget $'000</th>
<th>YTD Variance $'000</th>
<th>Original Budget $'000</th>
<th>Current Budget $'000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Revenue</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Rates</td>
<td>8,026</td>
<td>8,018</td>
<td>9</td>
<td>8,049</td>
<td>8,049</td>
</tr>
<tr>
<td>Statutory Charges</td>
<td>61</td>
<td>52</td>
<td>9</td>
<td>373</td>
<td>373</td>
</tr>
<tr>
<td>User Charges</td>
<td>7</td>
<td>6</td>
<td>1</td>
<td>77</td>
<td>77</td>
</tr>
<tr>
<td>Operating Grants &amp; Subsidies</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>685</td>
<td>685</td>
</tr>
<tr>
<td>Investment Income</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Reimbursements</td>
<td>57</td>
<td>53</td>
<td>4</td>
<td>264</td>
<td>264</td>
</tr>
<tr>
<td>Other Revenue</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>31</td>
<td>31</td>
</tr>
<tr>
<td><strong>Total Revenue</strong></td>
<td><strong>8,152</strong></td>
<td><strong>8,129</strong></td>
<td><strong>23</strong></td>
<td><strong>9,479</strong></td>
<td><strong>9,479</strong></td>
</tr>
<tr>
<td><strong>Expenses</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Employee Costs</td>
<td>389</td>
<td>421</td>
<td>32</td>
<td>4,517</td>
<td>4,517</td>
</tr>
<tr>
<td>Materials, contracts &amp; other expenses</td>
<td>535</td>
<td>587</td>
<td>52</td>
<td>4,556</td>
<td>4,556</td>
</tr>
<tr>
<td>Finance Charges</td>
<td>9</td>
<td>9</td>
<td>0</td>
<td>493</td>
<td>493</td>
</tr>
<tr>
<td>Depreciation</td>
<td>171</td>
<td>171</td>
<td>0</td>
<td>2,056</td>
<td>2,056</td>
</tr>
<tr>
<td><strong>Total Expenses</strong></td>
<td><strong>1,104</strong></td>
<td><strong>1,188</strong></td>
<td><strong>84</strong></td>
<td><strong>11,308</strong></td>
<td><strong>10,625</strong></td>
</tr>
</tbody>
</table>

**NET SURPLUS /(DEFICIT)**

- **Ordinary Council Meeting**
  - **Page 40 of 72**
  - **17 August 2015**
Variance explanations (over $15,000 or 10% of item budget)

Year to 31 July 2015

Employee Costs favourable variance $32,000 due primarily to leave being taken and the resignation of the General Manager Infrastructure and Planning.

Material, contracts and other expenses $52,000 favourable variance arising from the timing of budgeted expenditure across Council.
16.1.2 Proposed Relocation of Council’s Principal Office to Two Wells

Container No: CON12/957
Document No: D15/14776

Report Date: 17 August 2015
Prepared by: Chief Executive Officer

Corporate Objective:

5.1.3 Ensure governance and operational policies, procedures and activities align with organizational, legislative requirements and best practice

5.2.1 Promote transparent, open and honest communication and cooperation within Council, the community and its stakeholders

5.3.1 Provide and promote professional corporate and administrative services supporting Council operations and the needs of the community

5.4.2 Plan for, and manage Council’s strategic and operational risks

Purpose:
This report provides Council with information on the consultation process to be conducted on the proposed relocation of the Council’s principal office from Mallala to Two Wells.

Recommendation 1:
“that the Council, having considered Item 16.1.2 – Proposed Relocation of Council’s Principal Office to Two Wells, dated 17 August 2015, receive and note the report.”
## Impact Summary

### Organisational and Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial</td>
<td>$250,000 endorsed as part of the adopted Annual Business Plan and Budget (ABP&amp;B) for 2015-2016.</td>
</tr>
<tr>
<td>Legislation</td>
<td>Compliance with the <em>Local Government Act 1999</em> section 45(3).</td>
</tr>
<tr>
<td>Risk</td>
<td>Nil</td>
</tr>
<tr>
<td>Consultation</td>
<td>Level 4 consultation, District Council of Mallala, Public Consultation Policy v2.1.</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
Background

On 27 July 2015, the Council adopted its Annual Business Plan and Budget (ABP&B) for 2015-2016. Council endorsed a provision of $250,000 for the proposed relocation.

In accordance with the Local Government Act 1999 s45(3), public consultation is mandatory for significant changes about the manner, places and times at which Council’s principal office will be open to the public for transaction of business.

Further, the District Council of Mallala Public Consultation Policy v2.1 requires a Level 4 consultation process per below:

Where the Act requires the CEO / Council Officers will:

- Prepare a report to Council which outlines Council’s proposal in relation to the matter;
- Publish a notice: detailing the issue under consideration; in the Bunyip, The Plains Producer and The Echo newspapers and Council’s website www.mallala.sa.gov.au
- invite the community to make written submissions within twenty-one (21) days (inclusive of weekends and public holidays) (to be stated in the notice).

When written submissions have been received following the stated closure date the responsible Council Officers will:

- compile and summarise the received written responses;
- prepare a detailed report for Council’s consideration which;
- summarises the consultation outcomes;
- presents the information in the broader context of the matter under consideration;
- makes recommendations for Council to consider when making a decision on the matter, and is provided to the Executive Assistant for inclusion in the next available Council Agenda.
- Council will consider the report and its recommendations and decide on the matter accordingly.
The table below shows a summary of the process.

<table>
<thead>
<tr>
<th>District Issues – Consultation Process</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Compliance with statutory requirements where identified</td>
</tr>
<tr>
<td>• Budgetary considerations for consultation process</td>
</tr>
<tr>
<td>• Advertisement in The Bunyip, The Plains Producer, The Echo and District Communicator or other relevant local press where practicable</td>
</tr>
<tr>
<td>• Media Release</td>
</tr>
<tr>
<td>• Allow minimum 21 days for responses</td>
</tr>
<tr>
<td>• Specific publication to identified residents via letterbox drop</td>
</tr>
<tr>
<td>• As identified by Council, conduct workshops, forums, displays focus groups or surveys</td>
</tr>
<tr>
<td>• Relevant details placed on Councils Website and Noticeboards</td>
</tr>
<tr>
<td>• Copies of major reports and plans being made available at Council Offices and Two Wells Library</td>
</tr>
<tr>
<td>• Consider responses and report to Council summarising responses for Council decision.</td>
</tr>
</tbody>
</table>

Discussion

Following the endorsement of the ABP&B, the CEO has convened an internal staff working group to now refine and provide detailed plans, costs, logistics and timeframes for the proposed relocation. This draft documentation will be presented to Council in due course in order to seek Council’s endorsement of the draft plans for the purposes of public consultation.

To that end, Administration is currently looking to present the draft documentation for Council’s review at its September 2015 meeting, and failing that at the October 2015 meeting at the latest.
<table>
<thead>
<tr>
<th>17.1</th>
<th>Financial Assistance Grants to Local Government – campaign to maintain and restore indexation (CON12/575)</th>
</tr>
</thead>
<tbody>
<tr>
<td>17.2</td>
<td>Proposal to Lease Community Land – Public Consultation Outcome (CON12/959)</td>
</tr>
<tr>
<td>17.3</td>
<td>Australia Day Ambassador Program (CON12/127)</td>
</tr>
<tr>
<td>17.4</td>
<td>LGFA Financial Services – Appointment of Council Representative (CON12/421)</td>
</tr>
<tr>
<td>Corporate Objective:</td>
<td>5.5 Effective financial management that ensures Council’s financial sustainability.</td>
</tr>
<tr>
<td>---------------------</td>
<td>--------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Purpose:</td>
<td>To acknowledge the importance of the Commonwealth’s Financial Assistance Grants in assisting Councils to provide important community infrastructure</td>
</tr>
<tr>
<td>Recommendation 1:</td>
<td>“that the Council, having considered Item 17.1 – Financial Assistance Grants to Local Government – campaign to maintain and restore indexation, dated 17 August 2015, receive and note the report.”</td>
</tr>
<tr>
<td>Recommendation 2:</td>
<td>“that the Council, having considered Item 17.1 – Financial Assistance Grants to Local Government – campaign to maintain and restore indexation, dated 17 August 2015,</td>
</tr>
<tr>
<td></td>
<td>1. Acknowledges the importance of Commonwealth funding through the Financial Assistance Grants program for the continued delivery of councils services and infrastructure;</td>
</tr>
<tr>
<td></td>
<td>2. Acknowledges that the council will receive $658,872 in 2015 – 16, being 50% of total allocation ; and</td>
</tr>
<tr>
<td></td>
<td>3. Will ensure that this funding, and other funding provided by the Commonwealth Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in council publications, including annual reports.”</td>
</tr>
</tbody>
</table>
## Impact Summary

### Organisational and Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial</td>
<td>Nil</td>
</tr>
<tr>
<td>Legislation</td>
<td>Nil</td>
</tr>
<tr>
<td>Risk</td>
<td>Nil</td>
</tr>
<tr>
<td>Consultation</td>
<td>Nil</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
**Background**


**Discussion**

Financial Assistance Grants (FAGs) are a vital part of the revenue base of all councils, and this year councils will receive $1.14 billion from the Commonwealth Government under this important program, 50% of the entitlement as a result of the bring forward decision on 29 June 2015.

Australian Local Government Association (ALGA) and the state local government associations are seeking the support of Council for advocacy to have the Commonwealth Government reverse the decision to freeze the indexation for FAGs.

While the FAGs are paid through each state’s Local Government Grants Commission, the funding originates with the Commonwealth and it is important it is recognized as such. Council, and every other council in Australia, have been asked to pass a resolution acknowledging the importance of the Commonwealth’s FAGs in assisting Council to provide important Community Infrastructure.

Council is also being asked to acknowledge the receipt of FAGs from the Commonwealth in media releases and council publications, including our annual report and to highlight to the media a council project costing a similar size to the FAGs received by Council so that the importance and impact of the grants can be more broadly appreciated.

**Summary**

Financial Assistance Grants are not currently keeping pace with demand for services and infrastructure in local communities and the freeze of indexation will worsen this.

Council has an opportunity to support ALGA’s advocating efforts to have the Commonwealth reverse the decision to freeze indexation of FAGs.
<table>
<thead>
<tr>
<th>Corporate Objective:</th>
<th>Purpose:</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.1.2 Manage and maintain Council’s community land, reserves and open space.</td>
<td>To provide a summary of the public consultation process and seek endorsement on the negotiation of a lease agreement.</td>
</tr>
<tr>
<td>5.2.1 Promote transparent, open and honest communication and cooperation within Council, the community and its stakeholders.</td>
<td></td>
</tr>
</tbody>
</table>

**Recommendation 1:**

“that the Council, having considered Item 17.2 – *Proposal to Lease Community Land – Public Consultation Outcome*, dated 17 August 2015, receive and note the report.”

**Recommendation 2:**

“that the Council, having considered Item 17.2 – *Proposal to Lease Community Land – Public Consultation Outcome*, dated 17 August 2015, authorise the Chief Executive Officer to negotiate a lease agreement with Mallala & District Mens Shed Inc. for a period not exceeding 21 years, and that the draft lease agreement be brought back to Council for final endorsement prior to the execution of the agreement.”

## Impact Summary

### Organisational and Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial</td>
<td>Lease document preparatory costs; building insurance</td>
</tr>
<tr>
<td>Legislation</td>
<td>Compliance with the <em>Local Government Act 1999</em> section 202, alienation of community land.</td>
</tr>
<tr>
<td>Risk</td>
<td>Construction supervision, managing volunteers; end of useful life financial impact.</td>
</tr>
<tr>
<td>Consultation</td>
<td>Complete</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
Background

*Local Government Act 1999 (the Act), Section 202*, provides Council with the ability to lease community land for a term not exceeding 21 years, requiring adherence to Council’s public consultation policy.

Council received and supported report item 17.4 Proposal to Lease Community Land of 13 July 2015 (2015/215).

Discussion

The site commonly known as Mallala CFS and Museum (part allotment 740 of part section 276 Hundred of Grace, Mallala) is proposed for construction and fit out of a ‘Men’s Shed’ by the Mallala & District Mens Shed Inc.

The Development Application is in progress with Councils Planning Services staff which will ensure integrity of the Heritage listed building currently occupying the site.

Public Consultation was undertaken in accordance with Council’s policy with no feedback received by closing time of 5pm Tuesday 11 August 2015.

Summary

Council Administration (Chief Executive Officer or delegate) will undertake negotiations with the community group capturing the requirements of both parties within prescribed regulation and Council’s expectations, and provide a final draft agreement back to Council for formal endorsement prior to execution.
### 17.3 Australia Day Ambassador Program

<table>
<thead>
<tr>
<th>Corporate Objective:</th>
<th>1.2.1 Investigate, develop and promote initiatives and facilities which enhance the identity of individual communities and the District as a whole</th>
</tr>
</thead>
</table>

**Purpose:** To provide Council with information pertaining to the Australia Day Ambassador Program.

**Recommendation 1:**

“that Council having considered Item 17.3 – *Australia Day Ambassador Program*, dated 17 August 2015, register for the Australia Day Ambassador Program and:

A) nominate 5 Ambassadors as suggested by Administration, or

B) Councillors provide Administration with 5 alternative Ambassadors names from the Ambassador list.”
## Impact Summary

### Organisational and Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial</td>
<td>Nil – pending if Ambassador requests accommodation</td>
</tr>
<tr>
<td></td>
<td>The Australia Day Ambassador Program is included in Councils annual subscription to the Australia Day Council</td>
</tr>
<tr>
<td>Legislation</td>
<td>Nil</td>
</tr>
<tr>
<td>Risk</td>
<td>Nil</td>
</tr>
<tr>
<td>Consultation</td>
<td>Nil</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
Background

The Australia Day Ambassador Program is an initiative that sees high achieving and proud Australians participate in local Australia Day celebrations, to inspire citizens and help increase community spirit and involvement.

Participation of an Australia Day Ambassador in community events is regularly cited as one of the highlights of community celebrations as outlined in (Attachment 1).

Discussion

Australia Day Ambassadors volunteer their time and energy to inspire pride and celebration in hundreds of local communities in cities, regional areas and in the country.

The benefits of having an Australia Day Ambassador at your Australia Day celebrations include:

• The opportunity for your local community to meet and listen to Australians who have distinguished themselves by their contribution to their country
• They are a drawcard for regional celebrations
• The chance to hear stories of the Ambassador’s achievements which illustrate the many opportunities Australia offers
• The opportunity to reinforce the diversity of achievers in Australia.

To register for the opportunity to host an Ambassador, Council must nominate five (5) preferred ambassadors. Suggested nominees are listed below:

Dorinda Hafner

Dorinda started “Africa in Schools”, a very successful program to bring cultural understanding to the future adults who would go on to be influential in the Australian fabric of life. She brought us all things "African" including the African Dance Troupe and a greater understanding of the fact that Africa is a continent, not a country. To this day, she is still educating, but on a much larger scale.

Dorinda is now broadcasting her amazing talents and skills via the internet, as not just a food anthropologist and author but a public speaker, a designer, an artist and storyteller - not just for kids but for all ages who love to see and hear the soul of a true free spirit.

Gill Hicks

London bombing survivor, author, Founding Director of MAD for Peace.

Gill was the last living victim rescued in the London bombings. Both her legs were amputated below the knee, and her injuries were so severe that she was initially not
expected to live. She was admitted to St Thomas' Hospital without an identity - she was labelled only as ‘One Unknown’.

She was honoured with an MBE for her services to charity in the Queen’s New Year’s Honours List 2008-09, and became both Australian of the Year in the UK and Australian Woman of the Year in the UK for 2009. That year she was also awarded an Honorary Doctorate in Philosophy from London Metropolitan University in recognition of her outstanding contribution to architecture and design, and her work in promoting the importance of establishing sustainable peace.

Her work as a peacemaker was most recently acknowledged when in March 2010 she became recipient of the Iman Wa Amal Special Judges Award at the 10th Annual Muslim News Awards for Excellence.

Deane Hutton - Futurist and science show presenter
Deane is a FUTURIST who has worked professionally as a teacher, lecturer, writer, television presenter, film producer and entertainer in Australia, New Zealand and Singapore.

He gives keynote presentations to business conferences, seminars and schools – speaking about science, technology and the future. Deane uses graphics, video, models, demonstrations and audience interaction. Audience members find out how to recognize future trends, overcome the insecurity of change, and create the future they want.

Deane has degrees in Science and Education from the University of Adelaide and a PhD in Visual Perception and Message Design from Indiana University. He has particular interests in brain structure and function and interpersonal communication. Deane has a CSP (Certified Speaking Professional) – the highest level of accreditation from the International Federation for Professional Speakers. Deane is a Fellow of the Australian College of Educators (FACE) and a member of the World Future Society.

David Malinda - Agricultural Scientist & Educator
David was born and educated in Kenya. He obtained a scholarship to study in the former Soviet Union acquiring his Bachelor of Agricultural Engineering Degree in 1969. He moved to Australia to do his post graduate degrees in 1979.

David progressed through University, to scientist, to international presenter, to community leader, to retirement and back to work as a teacher. As a scientist, he developed a new farming system which is not only widely sought in Australia but also overseas. As a community leader, he has contributed significantly to the healthy growth of the community and for many years was the African Community Leader in SA. He is the co-ordinator for the School participation component of Africa Week
working with artists visiting schools and performing and conducting workshops for school children.

David has written a number of books and scientific papers and presented papers at numerous international conferences.

Samela Harris - South Australian journalist, critic and blogger

In a career spanning three continents and forty years, Samela has written on everything from the depths of international political analysis to gossip. She was the first woman employed to work full-time on the news floor of The News and, by odd chance, the first woman general reporter also at The Evening News in Edinburgh, Scotland.

She was the first woman Aussie Rules football columnist in Australia. She was an Internet pioneer from the days before the WWW, wrote years of Internet columns and was inaugural online editor of The Advertiser when it went digital.

Her professional diversity includes years of food writing and reviewing, including a weekly recipes column which turned into a popular cookbook "On a Shoestring - Recipes from the House of the Raising Sons". Until recent retirement, she was senior features writer and theatre critic for The Advertiser and she continues to review theatre for a fashionable arts website, the Barefoot Review.

She is union President of Journalists in South Australia. She was long-time chair of the Adelaide Critics Circle and continues as an active member. She is also special events organiser for the Lyceum Club, Adelaide.

Summary

The Australia Day Council of South Australia encourages all councils to participate in this initiative.

Participation of an Australia Day Ambassador in community events is regularly cited as one of the highlights of community celebrations.
Attachment 1
to report 17.3
dated 17 August 2015

Australia Day Ambassador Program
Mr Peter Sellar  
Chief Executive Officer  
District Council of Mallala  
PO Box 18  
MALLALA SA 5502

Dear Peter,

**Australia Day Ambassador Program**

The Australia Day Ambassador Program is your opportunity to have a high-achieving Australian participate in your local Australia Day celebration to inspire local citizens and help increase community spirit and involvement.

We have just finalised our list of available Ambassadors for 2016 and are delighted to have such distinguished people as Bill Denny, Dorinda Hafner, Carole Whitelock and Jock Zonfrillo join with us. A full list of Ambassadors is enclosed and further details can be found at [http://sa.australiaday.org.au/administration/](http://sa.australiaday.org.au/administration/).

Australia Day Ambassadors volunteer their time and energy attending celebrations in hundreds of local communities in cities, regional areas and in the country.

Registration for participation in the Australia Day Ambassador Program is now open and we would like to encourage all Councils to participate in this initiative.

I have enclosed a registration form that is due back by 28 August 2015. This form can also be downloaded from [http://sa.australiaday.org.au/administration/](http://sa.australiaday.org.au/administration/), completed electronically and returned via email to bill.bell@sa.gov.au.

If you have any questions regarding this program please do not hesitate to contact either Bill or myself on telephone (08) 8463 5436.

Please do not miss out on this fantastic opportunity. Register today!

Regards

Matthew Miles  
Executive Officer
2016 Australia Day Ambassadors

Due to work commitments for 2016 some of our Ambassadors are not able to visit Councils outside the metropolitan\local proximity. Ambassadors who may be affected by this have been indicated with an asterisk (*) next to their name:

**Edgar Agius OAM**: Councillor and President, Maltese Community Council

**Wayne Anthony**: Actor, theatre director, acting teacher, stand-up comedian, clown and magician

**Dr Lynn Arnold AO**: Former CEO of Anglicare and retired SA Premier

* **Maggie Beer**: Business Woman, cooking author and TV presenter

**John (Jack) Cahill**: AFL player, Coach and Sporting personality

**Rima Chahoud**: Mental Health activist

**Ralph Clarke**: Industrial Relations Consultant, former Government Minister and Councillor for Adelaide City Council

**Francene Connor**: Businesswoman, marketing and tourism expert

**Ivan Copley OAM**: Indigenous community worker and SA Australian of the Year 2009

**Bill Denny AM BM**: Veteran & Community advocate

**Anthony Fioravanti**: SA Police Superintendent of Eastern Adelaide Local Service area

**Steve Foster**: International award-winning songwriter, singer & guitarist

**Cate Fowler**: Theatre producer and director

* **Mem Fox**: Children’s book author

**Peter Goers**: Theatre critic, newspaper columnist and radio host

**Dorinda Hafner**: Story-teller, teacher, motivator and free-spirit

* **John Halbert AM MBE**: Australian rules legend and SA Senior Australian of the Year 2009

**Samela Harris**: Senior features writer and senior theatre critic at The Advertiser.

**Dr Gill Hicks**: London Bomb survivor and Founding Director of MAD for Peace

* **Dr Deane Hutton**: Futurist and science show presenter

**Neil Kerley OAM**: AFL player, Coach and Sporting personality

**Prof Peter Langridge**: Plant Molecular Biologist specialising in the science of plant breeding

**Bruce Macky**: Yachtsman, former CGM of State Bank of SA and Chief Commissioner of Scouts SA

**Mandy Macky AO**: Businesswoman and former Chief Commissioner Girl Guides

**David Malinda**: Agricultural Scientist and educator

**Bruce Mellett**: Breakfast Host & Regional Manager for ABC Radio, Riverland

**Belal Moraby**: Lawyer and Muslim commentator

* **Prof Rob Morrison OAM**: Science communicator, TV personality and SA Senior Australian of the Year 2008

* **Richard Neagle**: Disability Advocate

**Michael O'Connell APM**: Commissioner for Victims' Rights

**Des Ryan**: e-Journalist and writer

**Chris Schacht**: President of Volleyball Australia and former Senator

**John Shepherd AM**: CEO, Operation Flinders

* **Phyllis Skinner OAM**: Dancer, actress & comedienne

**Heidi Van Gerven**: Belgian Consul to South Australia

* **Katrina Webb**: Paralympian and Motivational Speaker

* **Carole Whitlelock**: Columnist, MC & former Radio ABC commentator

* **Jock Zonfrillo**: Celebrity Chef specialising in native foods & host of “Restaurant Revolution”
Ambassadors Awaiting Confirmation for 2016

Matthew Cowdrey OAM: Paralympian
Legh Davis: Investment adviser, former Parliamentarian and Fundraiser
Phil Herron: Disability mentor and Senior Australian of the Year 2007
Lynn Hill: Founder of Dragon Boat Racing for survivors of breast cancer
Barry Lewis: Police Superintendent and SANFL Umpire
Gillian Rolton OAM: Olympic Equestrian

If you know of anyone who you believe would make a good Australia Day Ambassador please let us know and we will gladly approach them to join our program.
Australia Day
Ambassador Program

2016 REGISTRATION FORM - COUNCIL
Please return via email, fax or post by 28 August 2015

* Please note that this form can also be completed and returned electronically. *

Council Details:
Council: .........................................................................................................................
Address: ............................................................................................................................

Australia Day Contact:
Name: ..............................................................................................................................
Title: .....................................................................................................................................
Phone: ............................................................................................................................... Fax:
Mobile: ...............................................................................................................................
E-mail: .................................................................................................................................
Web address: .......................................................................................................................

Preferred Ambassadors (or Ambassador credentials) for your Council for Australia Day 2016:
Check www.australiaday.org.au/sa and then click the "Ambassadors" tab to see the full list of participating Ambassadors.

1. ........................................................................................................................................
2. ........................................................................................................................................
3. ........................................................................................................................................
4. ........................................................................................................................................
5. ........................................................................................................................................

Proposed location of celebration: (eg town\suburb) ...............................................................  

What dates/times will you require your Ambassador: (general estimate)
Eg: from 25\textsuperscript{th} January 6:00pm to 26\textsuperscript{th} January 2:00pm

Please provide a brief idea of what duties you would like your Ambassador to undertake:
Eg: 10 minute speech on ..., assist with Citizenship ceremony, help on the breakfast BBQ
If you were required to share an Ambassador with a neighbouring council area, which area/s would be best to share with:

How do you recommend the Ambassador travels to your area?

☐ Car - please indicate the following
Distance from Adelaide (kms):
Travel time from Adelaide:

☐ Plane - please indicate the following
Recommended airport:
Approx travel time from airport to destination:
Means of transport from airport eg: met by LGA, taxi, hire car.
If LGA arranging meeting at airport, where and by whom:

Is accommodation required for your Ambassador?
☐ Yes ☐ No

Can you confirm that your Council will accept responsibility for any accommodation costs?
☐ Yes ☐ No

Please provide details of the accommodation you will book for your Ambassador:
Hotel name:
Address:
Hotel phone:
Hotel fax:
Cost/night:

Any additional comments/notes:

Please return this completed form by 28 August, 2015
Australia Day Council of SA
GPO Box 2343
ADELAIDE SA 5001

E-mail: bill.bell@sa.gov.au
Ph: (08) 8463 5436
Fax: (08) 8463 5449
Web: http://sa.australiaday.org.au/

An electronic copy of this form is available at http://sa.australiaday.org.au/administration/
**Corporate Objective:**
5.1 Effective governance, leadership and teamwork

**Purpose:**
The Local Government Financial Authority (LGFA) are seeking the appointment of a Council Representative to represent Council at the Annual General Meeting of the Authority.

**Recommendation 1:**
“that the Council having considered Item 17.4 - LGFA Financial Services – Appointment of Council Representative, dated 17 August 2015 nominates:

A) Mayor Duncan Kennington as Council Representative for the Annual General Meeting of the LGFA, or

B) Cr .................... as Council’s Representative for the Annual General Meeting of the LGFA.”
### Impact Summary

#### Organisational and Governance

<table>
<thead>
<tr>
<th>Category</th>
<th>Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial</td>
<td>Nil</td>
</tr>
<tr>
<td>Legislation</td>
<td>Section 15(1) of the <em>Local Government Finance Authority of South Australia Act 1983</em></td>
</tr>
<tr>
<td>Risk</td>
<td>Nil</td>
</tr>
<tr>
<td>Consultation</td>
<td>Nil</td>
</tr>
<tr>
<td>Asset Management Plans</td>
<td>Nil</td>
</tr>
<tr>
<td>Service Standards</td>
<td>Nil</td>
</tr>
</tbody>
</table>
Background

Attached is correspondence from Paul Slater, Chief Executive Officer of the Local Government Finance Authority (LGFA) - Financial Services (Attachment 1), calling for the appointment of a Council Representative to attend the Annual General Meeting (AGM) of the Authority.

Discussion

In accordance with Section 15(1) of the Local Government Finance Authority of South Australia Act 1983 provides that:

“Every Council is entitled to appoint a person to represent it at a general meeting of the Authority.”

As per the attached advice it is suggested that the same person be appointed to represent Council on the Local Government Association and the Local Government Finance Authority, as both meetings will be held on Friday 30 October 2015.

At the 27 January 2015 Ordinary Council meeting the Elected Body resolved;

14.6 LGA Call for Nominations for Board Members and Deputy Board Members (CON12/574)

Moved Cr Stubing Seconded Cr Keen

“that the Council having considered Item 14.6 LGA Call for Nominations for Board members and Deputy Board Members nominate Mayor Kennington as a LGA Board Member representing the Central Local Government Region.”

CARRIED (2015/015)

Mayor Duncan Kennington is at present a LGA Deputy Board Member representing the Central Local Government Region, and therefore it is recommended that he be appointed as the representative of Council to the Local Government Finance Authority AGM.

The LGFA Financial Services advice includes a form, instructions for the specification for the provision of the Council Representative and a template to provide this information.

Summary

The recommendation provides for two options being that Mayor Kennington be appointed or that Council nominate another representative.
Attachment 1
to report 17.4
dated 17 August 2015

LGFA Financial Services – Appointment of Council Representative
TO: Chief Executive Officers  
   Secretaries - Regional Associations  

FROM: Chief Executive Officer  

RE: Annual General Meeting – Friday, 30 October 2015  

Advance notice is hereby given that the Annual General Meeting of the Local Government Finance Authority of South Australia will be held on Friday 30 October 2015 at the Adelaide Oval, Memorial Drive, Adelaide. This meeting will again coincide with the Meetings of the Local Government Association of S.A. with the commencement time to be advised.

1. Appointment of Council Representative  

Section 15(1) of the Local Government Finance Authority of South Australia Act 1983, provides that:-  

"Every Council is entitled to appoint a person to represent it at a general meeting of the Authority."  

As the Meetings of the Local Government Association of South Australia will also be held on the above day, it is suggested that the same person be appointed to represent your Council on the Association and the Authority.

A form is attached for your convenience to notify us of your representative. Please return same to this Authority no later than Friday 21 August 2015.

2. Nominations for Members of the Board  

A representative member of the Board currently holds office for a term of two years and, as an election took place last year, nominations for members of the Board are not being sought this year.

3. Notice of Motion  

The Rules of the Authority in relation to Annual General Meeting procedures require that a Notice of Motion specifying the resolution which is to be proposed has been given in writing to the Chief Executive Officer not less than forty two days prior to the meeting and to comply with this Rule, it is necessary for Notices of Motion to be submitted to the Local Government Finance Authority of South Australia office on or prior to Friday 21 August 2015.

Member Councils are requested to lodge the Notice of Motion in the following manner:-

(a) Notice of Motion  
(b) Reason  
(c) Suggested Action

A copy of the appropriate form is attached for your convenience.

P. A. Slater  
Chief Executive Officer  
3 July 2015
APPOINTMENT OF COUNCIL REPRESENTATIVE

2015 ANNUAL GENERAL MEETING

I advise that Mayor/Alderman/Councillor/Officer/ or any other person


(Full Name)


(Home Address)

is appointed Council Representative to the Local Government Finance Authority of South Australia.


(Signature of Chief Executive Officer)


(Corporation/District Council)

CLOSING DATE: Friday 21 August 2015
NOTICE OF MOTION

2015 ANNUAL GENERAL MEETING

NAME OF COUNCIL: ...........................................................................................................

NOTICE OF MOTION:
..........................................................................................................................
..........................................................................................................................
..........................................................................................................................

REASON:
..........................................................................................................................
..........................................................................................................................
..........................................................................................................................
..........................................................................................................................

SUGGESTED ACTION:
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..........................................................................................................................
..........................................................................................................................

NOTICES OF MOTION TO BE SUBMITTED TO THE
LOCAL GOVERNMENT FINANCE AUTHORITY OF SOUTH AUSTRALIA OFFICE
ON OR PRIOR TO FRIDAY 21 AUGUST 2015
Items:

18. **URGENT BUSINESS**
   18.1

19. **CONFIDENTIAL ITEMS**
   19.1 No Confidential Items