

MINUTES

of

Ordinary Council Meeting



Pursuant to the provisions of section 84 (1) of the
Local Government Act 1999

HELD IN

**Council Chambers
Redbanks Road,
Mallala**

on

Monday, 17 July 2017

Mayor Flaherty formally declared the meeting open at 6.30pm.

1. ATTENDANCE RECORD

1.1 Present:

Mayor A J (Tony) Flaherty OAM JP

Cr Melville Lawrence

Cr S M (Marcus) Strudwicke

Cr Terry-Anne Keen

Cr Eddie Stubing

Cr Stephen Jones

Cr P D (Joe) Daniele

Cr Carmine Di Troia

Also in Attendance:

Chief Executive Officer

General Manager, Governance and Communications

General Manager, Development and Community

General Manager, Infrastructure

General Manager, Finance and Economic Development

Minute Secretary

Administration Officer – Governance and Communications

Mr James Miller

Ms Sheree Schenk

Mr Robert Veitch

Mr Martin Waddington

Mr Rajith Udugampola

Ms Andrea Post

Ms Vicki Weaver

1.2 Apologies:

Cr Karen McColl

1.3 Not Present / Leave of Absence:

Nil

Moved Cr Lawrence

Seconded Cr Keen

2017/ 198

“that Council receives and notes the Mayor’s Report dated 17 July 2017 as submitted to the Ordinary Council meeting.”

CARRIED20 June 2017

Mayor / Acting Chief Executive Officer Meeting

26 June 2017

Pre Special Council Meeting – Mayor / Executive Management

Special Council Meeting - Adjourned

29 June 2017

Pre Special Council Meeting – Mayor / Executive Management

Special Council Meeting - Adjourned

4 July 2017

Mayor / Acting Chief Executive Officer Meeting

8 July 2017

Mayor / Chief Executive Officer Meeting - Adelaide

10 July 2017

Citizenship Ceremony

Pre Special Council Meeting – Mayor / Executive Management

Special Council Meeting

11 July 2017

Agenda settlement meeting – Mayor / Chief Executive Officer and Executive Assistant

12 July 2017

Northern Adelaide Irrigation Scheme (NAIS) Announcement – Federal Labor Party at Wingate Road Dam with Chief Executive Officer

13 July 2017Meeting /Chief Executive Officer and Legatus Group Chief Executive Officer,
Mr Simon Millcock17 July 2017Pre Council meeting - Mayor / Chief Executive Officer and General Manager Governance
and Communications

Ordinary Council Meeting

8. REQUESTED DOCUMENTS/CORRESPONDENCE TO BE TABLED

Nil

9. DEPUTATIONS

14.4 Moved Cr Daniele Seconded Cr Keen 2017/ 207

“that Council, having considered Item 14.4 – *Council Confidential Items Register Review*, dated 17 July 2017, resolves that:

- a. Pursuant to Section 91(9)(a) of the *Local Government Act 1999*, having reviewed the confidential order made on 18 April 2017 under Section 90(2) and 90(3)(d) of the *Local Government Act 1999*, the Council, pursuant to Section 91(7) of the *Local Government Act 1999* orders that the agenda report and annexures to Item 16.1.1 – Legal Services Fee Proposals dated 18 April 2017 continue to be retained in confidence and not available for public inspection under further order of the Council, and that this order be reviewed every 12 months on the basis that it contains commercial information, and that the minutes in relation to this item be released and made available for public inspection; and
- b. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to revoke this confidentiality order.”

CARRIED

14.5 Review of Council’s Delegations

Moved Cr Keen Seconded Cr Lawrence 2017/ 208

“that Council adjourn Item 14.5 - *Review of Council’s Delegations* to the 21 August 2017 Ordinary Council meeting.”

CARRIED

14.6 Allied Food Industries Land Supply Study

Moved Cr Keen Seconded Cr Lawrence 2017/ 209

“that Council, having considered Item 14.6 – *Allied Food Industries Land Supply Study*, dated 17 July 2017, endorses the Draft Allied Food Industries Land Supply Study.”

CARRIED

14.7 Coastal Settlements Adaptation Options – Proposed Implementation

Moved Cr Jones Seconded Cr Lawrence 2017/ 210

“that Council, having considered Item 14.7 – *Coastal Settlements Adaptation Study – Proposed Implementation*, dated 17 July 2017;

1. receives and notes the report, and
2. authorises the Chief Executive Officer to proceed with the preparation of a risk

- Increase the seven days maximum stay to fourteen days in Clause 3 – Definitions – ‘Short Stay’ and in Clause 5.1.5.”

CARRIED

14.11 Allocation of Rural Addressing to Old Port Wakefield Road, Two Wells

Moved Cr Keen

Seconded Cr Jones

2017/ 214

“that Council, having considered Item 14.11 – Allocation of Rural Addressing to Old Port Wakefield Road, Two Wells, 17 July 2017:-

1. receives and notes the report , and
2. approves the introduction of Rural Addressing on Old Port Wakefield Road for properties south of Halstead Road East/Hayman Road intersection with Old Port Wakefield Road, Two Wells to Council’s southern boundary as advised by the Department of Planning, Transport and Industry (DPTI).”

CARRIED

15. REPORTS FOR INFORMATION

15.1 Council Resolutions/Actions Report

Moved Cr Jones

Seconded Cr Stubing

2017/ 215

“that Council, having considered Item 15.1 – Council Resolutions/Action Report, dated 17 July 2017, receives and notes the report.”

CARRIED

15.2 Resignation of Council Member and Notice of Supplementary Election

Moved Cr Keen

Seconded Cr Jones

2017/ 216

“that Council, having considered Item 15.2 – Resignation of Council Member and Notice of Supplementary Election, dated 17 July 2017, receives and notes the report.”

CARRIED

15.3 Update on Current Event Applications

Moved Cr Keen

Seconded Cr Lawrence

2017/ 217

“that Council, having considered Item 15.3 – Update on Current Event Applications, dated 17 July 2017, receives and notes the report.”

CARRIED

15.4 Coastal Fencing

Moved Cr Keen

Seconded Cr Daniele

2017/ 218

16. QUESTIONS ON NOTICE

Nil

17. QUESTIONS WITHOUT NOTICE

Not recorded in Minutes in accordance with Regulation 9(5) of the *Local Government (Procedures at Meetings) Regulations 2013*.

18. MOTIONS ON NOTICE

No Motions on Notice

19. MOTIONS WITHOUT NOTICE

19.1 Lewiston Playground – Surveillance Cameras

Moved Cr Di Troia

Seconded Cr Jones

2017/ 222

“that a report be brought back to Council with updated costings for the installation of security cameras and signage at the Lewiston Playground, 210 Hayman Road, Lewiston.”

CARRIED

19.2 Donation to Northern Plains Food Festival

Moved Mayor Flaherty

Seconded

“that Council donate \$1000 to the Northern Plains Food Festival.”

WITHDRAWN

20. URGENT BUSINESS

20.1 Letter and Gift of Thanks

Moved Cr Lawrence

Seconded Cr Di Troia

2017/ 223

“that Council instructs the Chief Executive Officer and Mayor on behalf of Council, to prepare a letter of thanks to former Councillor Anne Picard for her 11 years of dedicated service to the Adelaide Plains Council community, and authorises the purchase of a gift commensurate for her years of service .”

CARRIED

21. CONFIDENTIAL ITEMS

21.1 Rubble Raising and Crushing

Moved Cr Jones

Seconded Cr Stubing

2017/ 224

“that, under the provisions of Section 90(2) of the *Local Government Act 1999*, an order be made that the public with the exception of the Chief Executive Officer, General Manager Governance and Communications, General Manager Finance and Economic Development, General Manager Infrastructure, General Manager Development and Community, Administration Support Officer and Minute Secretary, be excluded from attendance at the meeting of the Council in order to consider in confidence this item.

21.1 – Rubble Raising and Crushing:

The Council is satisfied that it is necessary that the public be excluded to enable the Council to consider the report at the meeting:

- on the grounds provided by Section 90(3)(d), commercial information of a confidential nature (not being a trade secret) the disclosure of which-
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on the third party; and
 - (ii) would, on balance, be contrary to the public interest; and
- on the basis that information within the report and attachments:
 - contains information about the commercial information, constituting information relevant to the potential appointment and suitability for being awarded the Rubble Raising & Crushing Services 2017 - 2022
 - it would be unreasonable to disclose this information as part of the confidential tender process.

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.”

CARRIED


21.1 Moved Cr Daniele Seconded

“that Council, having considered Item 21.1 – *Rubble Raising and Crushing*, dated 17 July 2017, receives and notes the report and in doing so resolve to:-

1. reject all tenders for Rubble Raising and/or Crushing Services 2017 to 2023 Tender No: BRPG 002-2017,
2. call tenders for the suitable replacement of the current rubble crushing machine in the 2018/19 financial year, acknowledging that the recent repairs carried out on the current rubble crushing machine will likely provide fair service until replaced,
3. dispose of the current rubble crushing machine and associated generator set once the replacement rubble crushing and stacking machine is purchased at an approximate value of \$150,000 - \$200,000,
4. contract out future rubble ripping and raising activities acknowledging that the current Council owned D9L dozer is no longer reliable for this purpose, and
5. dispose of the current D9L dozer at an approximate value of \$100,000.”

LAPSED FOR WANT OF A SECONDER

Moved Cr Di Troia Seconded Cr Keen 2017/ 225

“that it now being 9.28 pm, the meeting be extended for an additional 30 minutes.”

CARRIED

At this juncture, 9.30pm, the Mayor called the chamber to order.

At this juncture, 9.33pm, Cr Jones left the chamber.

21.1 Moved Cr Stubing Seconded Cr Daniele 2017/ 226

“that Council, having considered Item 21.1 – *Rubble Raising and Crushing*, dated 17 July 2017, receives and notes the report and in doing so resolve to:-

1. reject all tenders for Rubble Raising and/or Crushing Services 2017 to 2023 Tender No: BRPG 002-2017,
2. call tenders for the suitable replacement of the current rubble crushing machine in the 2018/19 financial year, acknowledging that the recent repairs carried out on the current rubble crushing machine will likely provide fair service until replaced,
3. dispose of the current rubble crushing machine and associated generator set once the replacement rubble crushing and stacking machine is purchased at an approximate value of \$150,000 - \$200,000,

22. CLOSURE

There being no further business, the Mayor declared the meeting closed at 9.50 pm.

Confirmed as a true record.

Mayor: 

Date: 21 AUG 2017