

CONTENTS OF MINUTES

17 JANUARY 2019

ITEM	SUBJECT	PAGE NO
1.0	<u>ROLL CALL and WELCOME</u>	1
2.0	<u>CONFIRMATION OF MINUTES</u>	
2.1	<u>CONFIRMATION OF 20 DECEMBER MINUTES</u>	1
2.2	<u>CONFIRMATION OF 20 DECEMBER SPECIAL MINUTES</u>	1
3.0	<u>BUSINESS ARISING FROM MINUTES</u>	
4.0	<u>MAYOR'S REPORT</u>	
5.0	<u>DISCLOSURE OF ACTUAL OR PERCEIVED CONFLICT OF INTEREST</u> <u>DISCLOSURE OF MATERIAL CONFLICTS OF INTEREST</u>	
6.0	<u>REPORTS OF COUNCILLORS</u>	
6.1	<u>VERBAL REPORTS</u>	
6.2	<u>WRITTEN REPORTS</u>	
7.0	<u>COMMITTEES MINUTES / RECOMMENDATIONS / REPORTS</u>	
7.1	<u>SECTION 41 COMMITTEES MINUTES & RECOMMENDATIONS</u>	
7.2	<u>NON SECTION 41 COMMITTEE REPORTS FROM COUNCILLORS</u>	
8.0	<u>DEPUTATION</u> – Nil	
9.0	<u>MOTIONS</u>	

Section 74 of the Local Government Act 1999 states that members who have an interest in a matter before the Council must disclose the interest to the Council, and must provide full and accurate details of the relevant interest.

Section 6 – Principle role of a council

A council is, under the system of local government established by this Act, established to provide for the government and management of its area at the local level and, in particular-

- (a) *To act as a representative, informed and responsible decision-maker in the interests of its community; and*
- (b) *To provide and co-ordinate various public services and facilities and to develop its community and resources in a socially just and ecologically sustainable manner; and*
- (c) *To encourage and develop initiatives within its community for improving the quality of life of the community; and*
- (d) *To represent the interests of its community to the wider community; and*
- (e) *To exercise, perform and discharge the powers, functions and duties of local government under this and other Acts in relation to the area for which it is constituted.*

Section 7 – Functions of a council:

The functions of a council include-

- (a) *To plan at the local and regional level for the development and future requirements of its area;*
- (b) *To provide services and facilities that benefit its area, its ratepayers and residents, and visitors to its area (including general public services or facilities (including electricity, gas and water services, and waste collection, control or disposal services or facilities), health, welfare or community services or facilities, and cultural or recreational services or facilities);*
- (c) *To provide for the welfare, well-being and interests of individuals and groups within its community;*
- (d) *To take measures to protect its area from natural and other hazards and to mitigate the effects of such hazards;*

- (e) To manage, develop, protect, restore, enhance and conserve the environment in an ecologically sustainable manner, and to improve amenity;
- (f) To provide infrastructure for its community and for development within its area (including infrastructure that helps to protect any part of the local or broader community from any hazard or other event, or that assists in the management of any area);
- (g) To promote its area and to provide an attractive climate and locations for the development of business, commerce, industry and tourism.

Risk Management – Framework and Policy Provisions

- (a) Risk Consequences must be considered as per Appendix B of the Risk Framework;
- (b) The likelihood of the recognised risk occurring must be considered as per Appendix C of the Risk Framework;
- (c) Where risks are identified as Extreme or High (Appendix D), Council must ensure its decision reduces the recognised risk to Medium or Low (residual risk) depending on the agreed tolerance level (Appendix E).

Risk Matrix

Likelihood/Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium	High	High	Extreme	Extreme
Likely	Low	Medium	High	Extreme	Extreme
Possible	Low	Low	Medium	High	Extreme
Unlikely	Low	Low	Low	High	Extreme
Rare	Low	Low	Low	Medium	High

9.1 WITH NOTICE

9.2 WITHOUT NOTICE

10.0 QUESTIONS ON NOTICE

Rules from Local Government (Procedures at Meetings) Regulations 2013

- Questions and replies are not entered in the Minute Book unless expressly required by resolution prior to the question being asked.

11.0 OFFICER REPORTS

11.1 Reports from the Manager, Regulatory Services 7

11.11 R19/00617 – June Dog Registrations

11.12 R19/00618 – Online Burn-off and Fire Notification Solution

11.13 R19/00620 – Request for mowing fee to be waived

11.14 R19/00687 – Water Taps

11.2 Reports from the Manager, District Services – Nil

11.3 Reports from the Manager, Corporate Services11

11.31 R19/00621 – Monthly Finance Report

11.32 R19/00622 – Performance & Development Policy

11.4 Reports from the Community and Economic Development Team.....12

11.41 R19/00630 – Streaky Bay Community School Library – Funding Proposal 2018/19

11.42 R19/00633 –Streaky Bay Area School Funding Proposal

11.43 R19/00635 – Waiver of Bus Hire and Room Hire Visitor Centre

11.44 R19/00639 – Art Installations Eyre Avenue

11.5	<u>Reports from the Chief Executive Officer</u>	16
11.51	<u>R19/00642 – Delegated Powers</u>	
11.52	<u>R19/00644 – 2019 National General Assembly (NGA) Call for motions</u>	
11.53	<u>R19/00647 – Division 4 – Delegations 2019</u>	
11.54	<u>R19/00649 – Portfolio Plan</u>	
12.0	<u>ACTION REPORT</u>	
12.1	<u>R19/00694 – Action List</u>	
13.0	<u>QUESTIONS</u>	
13.1	<u>QUESTIONS WITH NOTICE</u>	
13.2	<u>QUESTIONS WITHOUT NOTICE</u>	
14.0	<u>LATE REPORTS</u>	
14.1	<u>R19/923 – Drought Communities Program Update – Information Only</u>	
14.2	<u>R19/1004 - Statement of Intent Streaky Bay Residential (Sustainable Living Policy Area)</u>	
15.0	<u>CORRESPONDENCE</u>	
15.1	<u>CORRESPONDENCE FOR INFORMATION</u>	
15.2	<u>CORRESPONDENCE EMAILED TO COUNCILLORS</u>	
16.0	<u>INFORMATION FOR NOTING</u>	
17.0	<u>URGENT BUSINESS</u>	
18.0	<u>CONFIDENTIAL</u>	
19.0	<u>CLOSURE</u>	



MINUTES

Minutes of the Ordinary Council Meeting of the District Council of Streaky Bay held at the Visitor Information Centre, 21 Bay Road, Streaky Bay on Thursday 17 January 2019 commencing at **3.30pm**.

1.0 ROLL CALL and WELCOME

1.1 Present

Cr TM Barber (Mayor), Cr PL Wheaton (Deputy Mayor), Cr NG Trezona, Cr LA Karp, Cr PIG Hackett, Cr CJ Pudney, Cr TJ McGowan, Cr GM Gunn.

1.2 Apologies

Nil

1.3 In Attendance

MJ Hentschke (Chief Executive Officer), KD Ewer (Manager, Corporate Services), JL (Manager, Regulatory Services), JJ Davis (Acting, Community and Economic Development Officer), JA Childs (Executive Assistant & Governance Officer/Minute Taker).

2.0 CONFIRMATION OF PREVIOUS MINUTES

2.1 CONFIRMATION OF 20 DECEMBER 2018 MINUTES

Council Resolution

01/19

Moved: Cr Wheaton, Seconded: Cr: Hackett

That the Minutes of the Ordinary Meeting held on 20 December 2018 be confirmed as circulated.

CARRIED

2.2 CONFIRMATION OF 20 DECEMBER 2018 SPECIAL MEETING MINUTES

Council Resolution

02/19

Moved: Cr Pudney, Seconded: Cr: McGowan

That the Minutes of the Special Meeting held on 20 December 2018 be confirmed as circulated.

CARRIED

3.0 BUSINESS ARISING FROM MINUTES – Nil**4.0 MAYOR'S REPORT**

- 20 December 2018 – Attended Council Ordinary Meeting
 - Met with Manager, Community and Economic Development
 - Phone calls with:
 - Trevor Gilmore
 - Gordon Patton (DPTI)
 - Minister Knolls Office
 - Peter Treloar (Member for Flinders)
- 21 December 2018 – Phone calls with the following regarding Streaky Bay New Year's Eve Fireworks:
 - Peter Treloar (Member for Flinders)
 - Gordon Patton (DPTI)
 - Trevor Gilmore
 - Manager, Community and Economic Development
- 24 December 2018 – Phone call regarding Tractor Beach toilet
- 26 December 2018 – Spoke to resident from Poochera regarding No camping sign at Poochera Oval
- 29 December 2018 – Ashley from EPA regarding Sceale Bay Road Dump feedback
- 29 December 2018 – Phone calls from residents regarding Campbell Landing Artwork removal
- 31 December 2018 – Phone call regarding Eyre Avenue Artwork
- 1 January 2019 – Attended Streaky Bay Jetty to inspect go ahead of fireworks (twice)
- 1 January 2019 – Spoke with SAPOL regarding Dunes Party outcome
- 2 January 2019 – Spoke with McArthurs regarding CEO Recruitment
- 2 January 2019 – Phone call regarding sails at Doctors Beach
- 3 January 2019 – Spoke with organisers regarding "Beats on Bay"
- 5 January 2019 – Attended Family Fish Day
- 6 January 2019 – Spoke with Manager, District Services regarding Illegal Dumping at Boat Ramp
- 9 January 2019 – Helped rubbish collector disposal of illegal dumping at Boat Ramp
- 9 January 2019 – Passed on contacts to Streaky Bay Medical Clinic
- 10 January 2019 – Spoke to McArthurs regarding CEO Recruitment
- 11 January 2019 – Spoke to Brenton Lynch regarding Streaky Bay Medical Clinic
- 11 January 2019 – Spoke to Noel Box regarding Sailing Boat Club
- 12 January 2019 – Spoke to Rate Payer regarding "Fight the Bight" (Deputation Against)
- 13 January 2019 – Spoke to Rate Payer regarding "Fight the Bight" (Deputation For)

Council Resolution

03/19

Moved: Mayor Barber, Seconded: Cr: Hackett

That the Mayor's Report be received and noted.

CARRIED

5.0 DISCLOSURE OF ACTUAL OR PERCEIVED CONFLICT OF INTEREST / DISCLOSURE OF MATERIAL CONFLICTS OF INTEREST

PERCEIVED INTEREST

Cr Karp declared perceived interest in item 11.41 and remained in the Chambers.

Cr Karp declared perceived interest in Item 11.42 and remained in the Chambers.

Cr Wheaton declared perceived interest in Item 14.2 and remained in the Chambers.

CONFLICT OF INTEREST

Cr Karp declared an interest in Item 11.44 being paid as an artist in the construction of "Oceanic Space" Visual Arts and left the Chambers at 6.36pm.

6.0 REPORTS OF COUNCILLORS

6.1 VERBAL REPORTS

Cr Wheaton

- Attended Perlubie Sports Day Event
- Attended two fires in the Council area
- Attended two Streaky Bay Medical Clinic Inc meetings
- Met with Manager, Community and Economic Development
- Met with Manager, District Services, Manager
- Met with Manager, Regulatory Services
- Received several comments regarding Visual Arts Project

Cr Gunn

- Attended Royal Flying Doctor Service Board Meeting
- Meeting with the Hon. John Darley (Independent Member Legislative Council)
- Meeting with Peter Treloar (Member for Flinders)

Cr Karp

- 1 December 2018 – 8 January 2019 – Visible Festival
 - Artist helper with Edwina Cooper on the art installation called Oceanic Space
 - Santa by the Sea: Volunteer Christmas Tree Decorator
 - 31 December 2018 – Children's Festival Volunteer Face Painter
 - 5 – 8 January 2019 – Send sculpture volunteer and masterclass attendee
 - 8 January 2018 – Artist, Collaborator and Leading Light in Port to Port Projection

Cr Pudney

- Attended New Year's Eve Fire Works representative Streaky Bay Tourist Promotions and District Council of Streaky Bay
- Concerns regarding condition the MASSAS Sign and Boardwalk
- Met with Tourists staying at the RV Park and discussed several issues
- Submitted Streaky Bay Hospital Advisory Committee Form as Council representative
- 8 January 2019 – Attended Building Asset Workshop
- 15 January 2019 – Attended Building Asset Workshop

Cr Hackett

- 8 January 2019 – Attended Building Asset Workshop

Cr Trezona

- 8 January 2019 – Attended Building Asset Workshop
- Attended New Year's Eve Fireworks display
- Attended Perlubie Sports Day event

6.2 WRITTEN REPORTS

Cr McGowan

- December 2018 – Discussion with some Perlubie residents & tourists about speeding motorbikes on the beach & in the sand dunes.
- 31 December 2018 – volunteered on the tourism promotions stall at the New Year's Eve family event.
- 5 January 2019 – met with the organisers of Beats on the Bay & viewed the fencing to protect the artwork. Discussions afterwards advised it was a very successful event with 240 attendees & no incidents. The artwork was not affected.
- 8 January 2019 – Building Assets Workshop
- 15 January 2019 – Building Assets Workshop
- January – Discussions with residents concerned about the proposed drilling in the Great Australian Bight.

7.0 COMMITTEES MINUTES / RECOMMENDATIONS / REPORTS

7.1 SECTION 41 COMMITTEES MINUTES & RECOMMENDATIONS

CEO RECRUITMENT PANEL – MINUTES – 20 DECEMBER

Received.

7.2 NON SECTION 41 COMMITTEE REPORTS FROM COUNCILLORS

STREAKY BAY MEDICAL CLINIC INC

Council's representative Cr Wheaton provided an update on the activity of the Streaky Bay Medical Clinic.

8.0 DEPUTATION – Nil**9.0 MOTIONS****9.1 WITH NOTICE – Nil****9.2 WITHOUT NOTICE****Council Resolution**

04/19

Moved: Cr Wheaton, Seconded: Cr Gunn

That Council, and its role under Section 6, 7 and 8 of the Local Government Act 1999 that Council support the printing of 500 A4 sheet flyers for the Streaky Bay Medical Clinic Inc with a price capping of \$500.00.

CARRIED**10.0 QUESTIONS ON NOTICE****Cr McGowan**

I would like to discuss the option of having some beach rules for Perlubie Beach. I am concerned about particularly motorbikes driving through the sand dunes & speeding along the beach. As tourism increases I believe this will become more of an issue & we should be proactive. I have attached as an example only, what the City of Onkaparinga has for their beaches. I would like to propose we survey the Perlubie Beach community & get their views.

Response from Manager Regulatory Services:

Within South Australia beaches are considered to be roads and come under the jurisdiction of the Australian Road Rules. As beaches unlike local roads are not under Council jurisdictions the Council's capability to close or restrict access would be difficult. Council does have care and control of doctor's beach.

Like most beach areas Council does not have ownership of Perlubie Beach and the current beach access is via private land. Discussions are being held with the land owner about the transfer of the ownership of the access to Council. Once these discussions have concluded Council will then be in the position to make formal decisions about the use of this access. Such considerations will likely require additional information and legal advice which will not be obtained until ownership has been obtained.

Cr Wheaton

“What is Council’s Policy regarding the water tanker for weekends, public holidays and holidays during the fire danger period?”

Response from Manager District Services:

Council do have a policy on assisting emergency services DCSB-SCC-17.01 Council Role in Disaster and Emergency Response.

The practise is that the CFS will activate Council by contacting the CEO or Manager of District Services.

The mobile contact number for the Manager of District Services is displayed on the board in the CFS comms room.

Cr Wheaton left the Chambers at 4.31pm.

Cr Pudney left the Chambers at 4.39pm.

Cr Wheaton and Cr Pudney returned to the Chambers at 4.43pm.

11.0 OFFICER REPORTS

11.1 Reports from the Manager, Regulatory Services

ITEM NO:	11.11 Manager, Regulatory Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	June Dog Registrations
FILE NUMBER	F19/21 - Manager, Regulatory Services
RECORD NUMBER:	R19/617
AUTHOR:	Jennifer Brewis
ATTACHMENT (S):	Nil

Council Resolution

05/19

Moved: Cr Karp, Seconded: Cr Gunn

That Council, having considered Report No 11.11, June Dog Registration, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 set all dog registrations for the month of June 2019 at \$0 as requested by the Dog & Cat Management Board.

CARRIED

ITEM NO:	11.12 Manager, Regulatory Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	On-line Burn off and Fire Notification Solution
FILE NUMBER	F19/21 - Manager , Regulatory Services
RECORD NUMBER:	R19/618
AUTHOR:	Jennifer Brewis
ATTACHMENT (S):	Attachment 1 – (R19/619) Brochure – Adroit Creations

Council Resolution

06/19

Moved: Cr Wheaton, Seconded: Cr Karp

That Council, having considered Report No 11.12, On-line Burn off and Fire Notification Solution, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 budget \$1,200 for the implementation of the online burn off and fire notification solution in the 2019-2020 budget and on-going annual subscription of \$960.

CARRIED

ITEM NO:	11.13 Manager, Regulatory Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Request for mowing fee to be waived
FILE NUMBER	F19/21 - Manager, Regulatory Services
RECORD NUMBER:	R19/620
AUTHOR:	Jennifer Brewis
ATTACHMENT (S):	Attachment 1 – R19/684 – Email

Council Resolution

07/19

Moved: Cr Karp, Seconded: Cr McGowan

That Council, having considered Report No 11.13, Request for mowing fee to be waived, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 advise the land owner and contractor that they are not willing to waive the fee for an error made by the contractor.

CARRIED

ITEM NO:	11.14 Manager, Regulatory Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Water Taps
FILE NUMBER	F19/21 - Manager , Regulatory Services
RECORD NUMBER:	R19/687
AUTHOR:	Jennifer Brewis
ATTACHMENT (S):	Nil

Council Resolution

08/19

Moved: Cr McGowan, Seconded: Cr Hackett

That Council, having considered Report No 11.14, Water Taps, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 not install signage to restrict the taking of water from the following water taps in accordance with Council By-law 3 clause 7.9 and By-law 4 clause 9.37.

Amendment

09/19

Moved: Cr Wheaton, Seconded: Cr Gunn

That Council, having considered Report No 11.14, Water Taps, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 not install signage to restrict the taking of water from the following water taps in accordance with Council By-law 3 clause 7.9 and By-law 4 clause 9.37 and install 7 second push taps where possible as per the below table.

Doctors Beach	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Blancheport Reserve	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Lions Park	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Streaky Bay Jetty	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Public Toilets	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Haslam Foreshore toilets	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”

Roundabout near the VIC	Water can only be taken by authorised persons. Expiations apply should water be taken for an unauthorised use”
Cemetery taps	Water can only be taken for the watering of plants within the cemetery or authorised persons. Expiations apply should water be taken for an unauthorised use.
<p>The Amendment was PUT and became the Motion</p> <p style="text-align: right;"><u>CARRIED</u></p> <p>Cr Trezona called for a <u>DIVISION</u>:</p> <p><u>FOR</u>:</p> <p>Cr McGowan Cr Gunn Cr Wheaton Cr Pudney Cr Hackett</p> <p><u>AGAINST</u>:</p> <p>Cr Trezona Mayor Barber Cr Karp</p>	

11.2 Reports from the Manager, District Services and Operations – Nil

11.3 Reports from the Manager, Corporate Services

ITEM NO:	11.31 Manager, Corporate Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
M	Monthly Financial Report – December 2018
FILE NUMBER	F19/24 - Manager , Corporate Services
RECORD NUMBER:	R19/621
AUTHOR:	Sandra Brice
ATTACHMENT (S):	Nil

Council Resolution

10/19

Moved: Cr Wheaton, Seconded: Cr Gunn

That Council, having considered Report No 11.31, Monthly Financial Report, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 receives and notes the report.

CARRIED

ITEM NO:	11.32 Manager, Corporate Services
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT	Performance and Development Policy
FILE NUMBER	F19/24 - Manager , Corporate Services
RECORD NUMBER:	R19/622
AUTHOR:	Karina Ewer
ATTACHMENT (S):	Attachment 1 – Performance and Development Policy – R19/624 Attachment 2 – Performance Management Framework – R19/626 Attachment 3 – Performance and Development Procedure (Draft for comment) – R19/628

Council Resolution

11/19

Moved: Cr Pudney, Seconded: Cr McGowan

That Council, having considered Report No 11.32, Title Performance and Development Policy, dated 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999, adopt the Performance and Development Policy as presented.

CARRIED

PERCEIVED INTEREST

Cr Karp declared perceived interest in Item 11.41 and remained in the Chambers.

11.4 Reports from the Community and Economic Development Team

ITEM NO:	11.41 Community and Economic Development Team
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Streaky Bay Community School Library – Funding Proposal 2018/2019
FILE NUMBER	F19/25 - Manager , Community & Economic Development
RECORD NUMBER:	R19/630
AUTHOR:	Penny Williams
ATTACHMENT (S):	Attachment 1 - Funding Proposal Letter – (R19/632)

Council Resolution

12/19

Moved: Cr Gunn, Seconded: Cr McGowan

That Council, having considered Report No 11.41, Streaky Bay Community School Library – Funding Proposal 2018/2019, 17 January 2018 and its role under Section 6, 7 and 8 of the Local Government Act 1999 agree to include the increased funding proposal of \$22,452.04 in the draft 2019/2020 Annual Business Plan for consideration.

CARRIED

PERCEIVED INTEREST

Cr Karp declared perceived interest in Item 11.42 and remained in the Chambers.

ITEM NO:	11.42 Community and Economic Development Team
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Streaky Bay Area School Funding Proposal
FILE NUMBER	F19/25 - Manager , Community & Economic Development
RECORD NUMBER:	R19/633
AUTHOR:	Penny Williams
ATTACHMENT (S):	Attachment 1 - Funding Proposal Request – (R19/634)

Council Resolution

13/19

Moved: Cr Wheaton, Seconded: Cr Gunn

That Council, having considered Report No 11.42, Streaky Bay Area School Funding Proposal, 17 January 2018 and its role under Section 6, 7 and 8 of the Local Government Act 1999 agree to include the additional funding of \$12,500 for consideration in the 2019/2020 Draft Annual Business Plan.

CARRIED

ADJOURNMENT

The meeting adjourned at 6.00pm for Dinner.

RESUMPTION

The meeting resumed at 6.29pm.

ITEM NO:	11.43 Community and Economic Development Team
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Waiver of Bus Hire and Room Hire Visitor Centre
FILE NUMBER	F19/25 - Manager , Community & Economic Development
RECORD NUMBER:	R19/635
AUTHOR:	Penny Williams
ATTACHMENT (S):	Attachment 1 - Letter of Waiver Request – (R19/637)

Council Resolution

14/19

Moved: Cr McGowan, Seconded: Cr Pudney

That Council, having considered Report No 11.43, Waiver of Bus Hire and Room Hire Visitor Centre, 17 February 2018 and its role under Section 6, 7 and 8 of the Local Government Act 1999 authorise the waiving of fees associated with Community Bus Hire and the Visitor Centre Training Room to enable the delivery of the Tumbelin “Awake and Live” program to the youth of Streaky Bay.

CARRIED

CONFLICT OF INTEREST

Cr Karp declared an interest in Item Number 11.44 due to being an Art installations at Eyre Avenue and was paid as an artist in the construction of Oceanic Space and left the Chambers at 6.36pm.

ITEM NO:	11.44 Community and Economic Development Team
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Art Installations Eyre Avenue
FILE NUMBER	F19/25 - Manager , Community & Economic Development
RECORD NUMBER:	R19/639
AUTHOR:	Penny Williams
ATTACHMENT (S):	Attachment 1 - Installations Information Spreadsheet – (R19/641)

Council Resolution

15/19

Moved: Cr Wheaton, Seconded: Cr Hackett

That Council, having considered Report No 11.44, Art Installations – Eyre Avenue, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 agree to retain installation 9 as outlined in the report on the condition that they are regularly inspected and shall be removed when deterioration occurs. That Council invite the Arts and Cultural Facilitator to provide a Deputation to Council at the February 2019 meeting of Council outlining the outcomes of the Visible Festival.

CARRIED

Cr Karp returned to the Chamber at 6.47pm.

11.5 Reports from the Chief Executive Officer

ITEM NO:	11.51 Chief Executive Officer
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Delegated Powers
FILE NUMBER	F18/323 - CEO Delegated Powers
RECORD NUMBER:	R19/642
AUTHOR:	Joy Hentschke
ATTACHMENT (S):	Delegated Powers listing – December 2018 (R19/643)

Council Resolution

16/19

Moved: Cr Trezona, Seconded: Cr: Pudney

That Council, having considered Report No 11.51, Delegated Powers, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 receives and notes the report.

CARRIED

ITEM NO:	11.52 Chief Executive Officer
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	2019 National General Assembly (NGA) – Call for Motions
FILE NUMBER	F19/22 - Chief Executive Officer
RECORD NUMBER:	R19/644
AUTHOR:	Joy Hentschke
ATTACHMENT (S):	Attachment 1 (R19/645) Australian Local Government Association calling for Notice of Motions Attachment 2 (R19/646) NGA Call for Motions Discussion Paper 2019

Council Resolution

17/19

Moved: Cr Wheaton, Seconded: Cr: Karp

That Council, having considered Report No 11.52, 2019 National General Assembly (NGA) – Call for Motions, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 to form a working party to formulate motions for Council to consider.

CARRIED

ITEM NO:	11.53 Chief Executive Officer
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Division 4 – Delegations 2019
FILE NUMBER	F19/22 - Chief Executive Officer
RECORD NUMBER:	R19/647
AUTHOR:	Joy Hentschke
ATTACHMENT (S):	Excerpt from Appendix 15 – Local Government Act 1999 (Full Delegation Manual available at Council Office and at www.streakybay.sa.gov.au Council Documents/Reports & Publications) (R19/648)

Council Resolution

18/19

Moved: Cr McGowan, Seconded: Cr Pudney

That Council, having considered Report No 11.53, Division 4 – Delegations 2019, dated 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 and reviewing the Council’s Delegations Register in accordance with Section 44(6) of the Local Government Act 1999 adopt the District Council of Streaky Bay 2019 Delegations.

CARRIED

ITEM NO:	11.54 Chief Executive Officer
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Portfolio Plan
FILE NUMBER	F19/22 - Chief Executive Officer
RECORD NUMBER:	R19/649
AUTHOR:	Joy Hentschke
ATTACHMENT (S):	Attachment 1 Strategic Management Plan 2016 – 2026 V3 (R18/13480), Attachment 2 Organisational Structure – Responsible Areas (R18/15240)

Council Resolution

19/19

Moved: Cr Karp, Seconded: Cr McGowan

That Council, having considered Report No 11.54, Portfolio Plan, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 do not adopt the Portfolio Plan subject to the review of the Strategic Management Plan as per the Local Government Act 1999 Sec 122 (4) “A council may review its strategic management plans under this section at any time but must – (a) undertake a review of – (i) its long term financial plan; and (ii) any other elements of its strategic management plans prescribed by the regulations for the purposes of this paragraph, as soon as is practicable after adopting the council’s annual business plan for a particular financial year; and (b) in any event, undertake a comprehensive review of its strategic management plans within 2 years after each general election of the council.” and (5) state “A council may amend its strategic management plans or adopt new plans.”

CARRIED

12.0 ACTION LIST

ITEM NO:	12.0 Chief Executive Officer
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Outstanding Action Report – 17/01/2019
FILE NUMBER	F19/31 - Outstanding Action Reports
RECORD NUMBER:	R19/694
AUTHOR:	Joy Hentschke
ATTACHMENT (S):	Outstanding Action List (R19/696)

Council Resolution

20/19

Moved: Cr Hackett, Seconded: Cr: Wheaton

That Council, having considered Report No 12.0, Outstanding Action Reports, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 receives and notes the list of outstanding actions.

CARRIED**13.0 QUESTIONS****13.1 QUESTIONS WITH NOTICE – Nil****13.2 QUESTIONS WITHOUT NOTICE**Cr McGowan

I would like to discuss the process Council will follow to develop a position on drilling in the GAB. I have been contacted by a number of people in the community & want to clarify that Council will follow the views of the majority of its constituents. I think it's important we discuss this & are all on the same page as we will be receiving submissions from community members.

Mayor Barber reply:

The process would be similar to that used for the netting issue where Council will take to Deputation for and against.

Cr McGowan left the Chambers at 7.24pm.

Cr McGowan returned to the Chamber at 7.26pm.

14.0 LATE REPORTS

ITEM NO:	14.1 Late Report
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Drought Communities Program – Update – Information Only
FILE NUMBER	F19/25 - Manager, Community and Economic Development
RECORD NUMBER:	R19/923
AUTHOR:	Penny Williams
ATTACHMENT (S):	Nil

Council Resolution

21/19

Moved: Cr Gunn, Seconded: Cr Hackett

That Council, having considered Report No 14.1, Drought Communities Program, 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 that Council receives and notes the report.

CARRIED

PERCEIVED INTEREST

Cr Wheaton declared perceived interest in item 14.2 and remained in the Chambers.

ITEM NO:	14.2 Late Report
MEETING TYPE	Ordinary Council
MEETING DATE:	17 January 2019
SUBJECT:	Statement of Intent Streaky Bay Residential (Sustainable Living Policy Area)
FILE NUMBER	F19/21 - Manager, Regulatory Services
RECORD NUMBER:	R19/1004
AUTHOR:	Jennifer Brewis
ATTACHMENT (S):	Attachment 1 – Statement of Intent (R19/999) Attachment 2 – DPA Funding Deed (R19/1000) Attachment 3 – Original 2015 Statement of Intent (R19/1001) Attachment 4 – Original 2015 DPA Funding Deed (R19/1002)

Council Resolution

22/19

Moved: Cr Gunn, Seconded: Cr Hackett

That Council, having considered Report No 14.2, Statement of Intent Streaky Bay Residential (Sustainable Living Policy Area), 17 January 2019 and its role under Section 6, 7 and 8 of the Local Government Act 1999 lay on the table in order to prepare a Special Council Meeting on Wednesday 23 January 2019 at 3.00pm.

CARRIED

15.0 CORRESPONDENCE

15.1 CORRESPONDENCE FOR COUNCILLORS – Nil

15.2 CORRESPONDENCE FOR INFORMATION EMAILED TO COUNCILLORS

15.2.1 Emailed to Crs on 13.12.2018 – Beats on the Bay

15.2.2 Emailed to Crs on 14.12.2018 – Proposed amendment to Eyre Peninsula Natural Resources Management Plan

16.0 INFORMATION FOR NOTING

16.1 Manager, District Services – Nil

16.2 Manager, Corporate Services – Nil

17.0 URGENT BUSINESS – Nil

18.0 CONFIDENTIAL – Review of Confidential Issues under Section 91 of the Local Government Act 1999

Council Resolution

23/19

Moved: Cr Hackett, Seconded: Cr Trezona

That Council resolve:

Pursuant to Section 90(2) of the Local Government Act, 1999, the Council orders that all persons with the exception of MJ Hentschke (Chief Executive Officer), JL Brewis (Manager, Regulatory Services) KD Ewer (Corporate Service Manager), and JA Childs, (Executive Assistant & Governance Officer/Minute Taker).

- a) The Council is satisfied pursuant to Sections 90 (3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is related to “commercial information of a confidential nature (not being a trade secret) the disclosure of which:
 - a. Could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - b. Would, on balance, be contrary to the public interest.
- b) The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

CARRIED

Council Resolution

24/19

Moved: Cr Gunn, Seconded: Cr McGowan

That Council, having considered Report No 18.1, Review of Confidential Issues under Section 91 of the Local Government Act 1999, 17 January 2019, and its role under Section 6,7 and 8 of the Local Government Act 1999 release Sceale Bay Landfill Site and Surfers Beach Access previous confidential documents.

CARRIED

19.0 CLOSURE

The meeting closed at 8.07pm.

Cr Travis Barber

MAYOR

Dated: