MINUTES

Tuesday, 8 October 2019
Ordinary Council Meeting
PRESENT: Mayor Graham Excell, Cr Liz Goossens, Cr Miles Hannemann, Cr Jamie Jackson, Cr Cathy Langley, Cr Ken McInerney, Cr Robert Mock, Cr Diana Penniment (AM)

IN ATTENDANCE: Anne Champness (Chief Executive Officer), Aaron Hillier (Director Infrastructure & Operations), Judi Molineux (Finance Manager), Mandy Clarke (Executive Assistant)

The Mayor welcomed all present and acknowledged the traditional owners of the land on which we meet and pay our respects to their elders, both present and past.

1 APOLOGIES

RESOLUTION 2019/323
Moved: Cr Robert Mock
Seconded: Cr Miles Hannemann

That apologies from Cr David Edwards and Cr Maureen Oliver be received and accepted. CARRIED

2 DISCLOSURE OF INTEREST

Nil.
3 PUBLIC FORUM / DEPUTATIONS

- Andrew Rowett from the Tatiara Karting Club addressed council foreshadowing a community grant:
  - Foreshadowing a community grant for facility upgrades.
  - Have some major events coming up e.g. Masters Games and Dirt Kart Masters.
  - Trying to promote junior development and driver safety training.
  - Have three projects they would like to achieve:
    - would like to finish off the new entrance/roadway
    - lining of the clubrooms
    - airconditioning for clubrooms

- Dale Beck and Mark Verco from the Bordertown Football Club addressed Council foreshadowing a community grant:
  - Looking at installing a new 4 m x 3 m electronic video scoreboard.
  - Would also require a structure to hold the scoreboard and personnel required to complete the installation.
  - Can be used not only as a scoreboard but as live feed tv, promotional purposes at the local show etc.
  - Have been invited by Tony Pasin MP to apply for a Stronger Communities Grant in the vicinity of $15,000. Outcome of this application will not be known until January 2020.
  - Would be seeking the maximum of $10,000 under the facilities grant of the Tatiara Community Grant Guidelines, with the club funding the balance.

- Ben Harding (Frances Road Resident) addressed Council regarding the sheep pellet production facility on Frances Road.
  - His family’s rural lifestyle has been affected by the very unpleasant smell coming from the facility.
  - Embarrassing for visitors to his home.
  - Dust has increased substantially.
  - Has concerns for his family’s health. The noise is constant and not just seasonally.
  - Noticed an increase in mice and birds, especially galahs and corellas who are attracted to the ingredients used in the pellets.
  - Feels that this is now a commercial enterprise and is not appropriate for the rural living setting.

- Darryl Napper from the CFS will be addressed Council regarding fire prevention:
  - Believes that more needs to be done to reduce the fuel load on roadsides.
  - The roadside spraying that has been undertaken by Council is good, but not nearly enough.
  - While understanding the large road network makes slashing/spraying all roadsides difficult, it would be beneficial to reduce vegetation and create safe areas on roadways in the Tatiara where cars can pull off the road safely. This could build on current works on major intersections or on either side of driveways to reduce the additional work required.
  - Other Councils do have the same problems, however, they have not had the exceptional growing conditions that we have had in the Tatiara.
  - Darryl discussed past practice in Victoria where the CFA burnt vegetation on roadsides as a training exercise.
  - Perhaps need to liaise with Council and the Native Vegetation Council in relation to similar approach and areas that could be burnt back to provide safe areas.
ADJOURNMENT OF MEETING

RESOLUTION 2019/324
Moved: Cr Jamie Jackson  
Seconded: Cr Diana Penniment  
That Council adjourn the meeting.  
CARRIED

5.39 pm the meeting was adjourned for supper.

RESUMPTION OF MEETING

RESOLUTION 2019/325
Moved: Cr Ken McInerney  
Seconded: Cr Diana Penniment  
That Council resume the meeting.  
CARRIED

5.58 pm the meeting was resumed.

4 CONFIRMATION OF THE MINUTES

4.1 MINUTES OF COUNCIL MEETING HELD 10 SEPTEMBER 2019

RESOLUTION 2019/326
Moved: Cr Diana Penniment  
Seconded: Cr Liz Goossens  
That the Minutes of the Council Meeting held on 10 September 2019 and the Minutes of the Confidential Council Meeting held on 10 September 2019 be taken as read and confirmed as an accurate record of the proceedings of the meeting.  
CARRIED

5 MATTERS LAID ON THE TABLE FROM PREVIOUS MEETINGS

Nil

6 COMMUNICATIONS BY THE MAYOR

- Wednesday 11 September, we met with Sports SA reps from Masters Games.
- Thursday 12 September, I presented Rae Bromley with a Certificate of Service, thanked Rae and wished her well in her retirement.
- Friday 13 September, I attended the Audit Committee meeting.
- Wednesday 18 September, we had a very successful Strategic Planning Workshop at Glenda Rowett’s Art Studio.
Friday 25 September, we met and enjoyed afternoon tea with the Judges for the Tatiara Art Prize. That night I attended with approximately 100 other people the announcement of the winners of the Tatiara Art Prize.

Monday 23 September, I attended the Tatiara Business Association meeting.

Tuesday 24 September the CEO and myself attended the Limestone Coast Economic Development Group meeting in Naracoorte. In the afternoon we had a Tatiara Council Executive meeting.

Thursday 26 September, I conducted a Citizenship ceremony.

Wednesday 2 October, I attended the Tatiara District Council Audit Committee meeting. At 3pm the CEO and myself met with JBS for the quarterly update.

Thursday 3 October, I conducted a Citizenship ceremony for a Nigerian family, it was well attended by twenty people.

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**RESOLUTION 2019/327**

Moved: Mayor Graham Excell  
Seconded: Cr Ken McInerney  

That the Communications by the Mayor be received.  

**CARRIED**

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**7 REPORTS OF MEMBERS**

Cr Liz Goossens reported on the following:

- 17 September – Attended Cross Border Tourism Collaboration in Nhill. Biddie Shearing from LCLGA also attended which was invaluable. Great to see the facilities in Nhill.
- 18 September – Attended Strategic Planning Day at Glenda Rowett’s Studio.
- 20 September – Attended the Tatiara Art Prize Opening at the Walkway Gallery.
- 24 September - Attended Executive Committee Meeting.
- 30 September – Attended Tatiara Road Safety Group Meeting to discuss the roles and future of the Group.
- 3 October – Attended Citizenship Ceremony.

Cr Miles Hannemann reported on the following:

- 18 September – Attended Strategic Planning Day at Glenda Rowett’s Studio.
- 20 September – Attended the Tatiara Art Prize Opening at the Walkway Gallery.

Cr Cathy Langley reported on the following:

- 11 September – Attended Masters Games ROC Meeting with Sports SA.
- 17 September – Attended Cross Border Tourism Collaboration in Nhill.
- 18 September – Attended Strategic Planning Day at Glenda Rowett’s Studio.
- 18 September – Attended Bordertown on the Move Meeting.
- 20 September – Attended the Tatiara Art Prize meet the Judges afternoon tea and the Art Prize Opening at the Walkway Gallery.
- 23 September – Attended the Health Advisory Committee Meeting.
- 4 October - Manned an information booth at the Australian Masters Games. They have over 6,000 competitors registered.
Cr Jamie Jackson reported on the following:

- Attended Men’s Health Night in Keith. Approximately 140-150 people attended.
- Manned an information booth at the Australian Masters Games.
- 18 September – Attended Strategic Planning Day at Glenda Rowett’s Studio.

Cr Diana Penniment reported on the following:

- 3 October – Attended Bordertown Health Hub Meeting.

Cr Ken McInerney reported on the following:

- 18 September – Attended Strategic Planning Day at Glenda Rowett’s Studio.
- Was involved with the Rotary in bringing the National Boys Choir to the Tatiara Civic Centre.

8 QUESTIONS ON NOTICE

Nil

9 QUESTIONS WITHOUT NOTICE


ANSWER: CEO RESPONDED THAT WE HAVE HAD MANY LEADS IN RELATION TO POTENTIALLY SUITABLE APPLICANTS, HOWEVER, THESE HAVE NOT COME TO FRUITION. WE WILL NEED TO REAPPOINT EXTERNAL MEMBERS IN NOVEMBER, THEREFORE THIS WILL BE COVERED IN A COUNCIL REPORT FOR THAT MEETING.

QUESTION: CR HANNEMANN ENQUIRED AS TO WHETHER SHIELD RESOURCES HAD PAID OUTSTANDING AMOUNTS.

ANSWER: FINANCE MANAGER RESPONDED THAT IN ACCORDANCE WITH AGREED PAYMENT SCHEDULES, ONE THIRD OF THE OUTSTANDING AMOUNT HAD BEEN PAID.

10 PETITIONS

Nil

11 MOTIONS ON NOTICE

Nil
12 MOTIONS WITHOUT NOTICE

Nil.

13 REPORTS OF COMMITTEES

13.1 MINUTES OF THE BORDERTOWN ON THE MOVE COMMITTEE MEETING HELD ON 18 SEPTEMBER 2019

RESOLUTION 2019/328
Moved: Cr Diana Penniment
Seconded: Cr Liz Goossens
That the Minutes of the Bordertown on the Move Committee Meeting held on 18 September 2019 be received.

CARRIED

13.2 MINUTES OF THE TATIARA DISTRICT COUNCIL AUDIT COMMITTEE MEETING HELD ON 13 SEPTEMBER 2019

RESOLUTION 2019/329
Moved: Cr Jamie Jackson
Seconded: Cr Ken McInerney
That the Minutes of the Tatiara District Council Audit Committee Meeting held on 13 September 2019 be received.

CARRIED

13.2.1 INTERNAL CONTROL POLICIES

RESOLUTION 2019/330
Moved: Cr Liz Goossens
Seconded: Cr Jamie Jackson
That the following policies have been reviewed by the Audit Committee and are recommended to Council for adoption:

- 5.1 Rates Rebates
- 5.2 Grants
- 5.3 User Pay Income – Fees for Service
- 5.4 Investment/Interest Income
- 5.5 Receipting
- 5.6 Other Revenue
- 3.4 Debtors
13.3 MINUTES OF THE TATIARA DISTRICT COUNCIL EXECUTIVE COMMITTEE MEETING HELD ON 24 SEPTEMBER 2019

RESOLUTION 2019/331
Moved: Cr Jamie Jackson
Seconded: Cr Liz Goossens
That the Minutes of the Tatiara District Council Executive Committee Meeting held on 24 September 2019 and Minutes of the Confidential Executive Committee Meeting held 24 September 2019 be received.

CARRIED

13.4 MINUTES OF THE TATIARA DISTRICT COUNCIL AUDIT COMMITTEE MEETING HELD ON 2 OCTOBER 2019

RESOLUTION 2019/332
Moved: Cr Liz Goossens
Seconded: Cr Robert Mock
That the Minutes of the Tatiara District Council Audit Committee Meeting held on 2 October 2019 be received.

CARRIED

14 INFORMAL GATHERINGS

14.1 INFORMAL GATHERINGS

RESOLUTION 2019/333
Moved: Cr Jamie Jackson
Seconded: Cr Diana Penniment
That the notes from the Informal Gatherings held 10 September 2019 and 18 September 2019 be received.

CARRIED

15 CORRESPONDENCE

15.1 HAWKE HOUSE

15.2 NGARKAT HIGHWAY AND FRANCES, NARACOORTE AND ROWNEY ROADS
16 REPORTS OF OFFICERS FOR DECISION

16.1 REFORMING LOCAL GOVERNMENT IN SOUTH AUSTRALIA DISCUSSION PAPER

RESOLUTION 2019/334
Moved: Cr Robert Mock
Seconded: Cr Ken McInerney
That Council make a submission to the State Government’s Reforming Local Government in South Australia Discussion Paper, as provided in Attachment 1.) 20191001 Tatiara District Council Submission Reforming LG in SA Discussion Paper.

CARRIED

16.2 CODE OF PRACTICE ACCESS TO COUNCIL AND COMMITTEE MEETINGS AND DOCUMENTS

RESOLUTION 2019/335
Moved: Cr Ken McInerney
Seconded: Cr Diana Penniment
That Council adopt the draft Code of Practice Access to Council and Committee Meetings and Documents Revision 8 (1 October 2019) for public consultation in accordance with its Public Consultation Policy.

CARRIED

16.3 COMMUNITY GRANTS - YOUTH SPONSORSHIP REQUEST

RESOLUTION 2019/336
Moved: Cr Robert Mock
Seconded: Cr Ken McInerney
That Council provides $500 sponsorship to Ramesh Ghimire and Priyata Ghimire Kunwar, to help cover the cost of their son, Aaryan Ghimire, to represent the South Australian Under 16 Regional Boys State Soccer Team at the SingaCup 2019, held from 4 to 8 November 2019.

CARRIED

16.4 WELCOMING CITIES

RESOLUTION 2019/337
Moved: Cr Liz Goossens
Seconded: Cr Miles Hannemann
That Council
1. Commit to join and participate in the Welcoming Cities network as a free member;
2. Following assessment and outcomes of membership consider at a later date to join network at the Premium level.

CARRIED
16.5 MONTHLY FINANCIAL REPORT - SEPTEMBER 2019

RESOLUTION 2019/338
Moved: Cr Diana Penniment
Seconded: Cr Liz Goossens
That the Monthly Financial Comparison Statement for September 2019 be received.
CARRIED

16.6 2019/2020 BUDGET REVIEW 1

RESOLUTION 2019/339
Moved: Cr Robert Mock
Seconded: Cr Diana Penniment
That Council adopts the 2019-20 1st Quarter Budget Review, showing a Budgeted Cash Surplus of $138,949 and an Operating Deficit of $1,124,263.
CARRIED

16.7 AUDITED EOY FINANCIAL STATEMENTS 2018/19

RESOLUTION 2019/340
Moved: Cr Liz Goossens
Seconded: Cr Jamie Jackson
That Council
- Adopt the 2018-19 Audited Financial Statements
- Authorise the Mayor to sign the Certification of Financial Statement and that a copy of the Statements be forwarded to
  - The Minister for Local Government
  - Presiding Member of the Local Government Grants Commission;
- Having considered the report on the 2018-19 audited financial results against the budget, adopt the report.
CARRIED

16.8 SNAPSHOT OF CASH BALANCES

RESOLUTION 2019/341
Moved: Cr Ken McInerney
Seconded: Cr Diana Penniment
That Council agrees to deposit $2,000,000 into higher interest bearing accounts.
CARRIED
16.9 BRUCE AVENUE, KEITH - FOOTPATH AND KERB UPGRADE

RESOLUTION 2019/342
Moved: Cr Robert Mock
Seconded: Cr Diana Penniment
That Council consult with the residents on Wirrega Avenue, Smith Street and Bruce Avenue to ascertain the community value for the footpath/kerbing project on Bruce Avenue, Keith, and report back to Council prior to giving final approval for the project to proceed.
CARRIED

SUSPENSION OF MEETING PROCEDURES

RESOLUTION 2019/343
Moved: Cr Miles Hannemann
Seconded: Cr Jamie Jackson
That Council suspend meeting procedures.
CARRIED

7.10 pm meeting procedures were suspended.

RESUMPTION OF MEETING PROCEDURES

RESOLUTION 2019/344
Moved: Cr Ken McInerney
Seconded: Cr Diana Penniment
That Council resume meeting procedures.
CARRIED

7.19 pm meeting procedures were resumed.

16.10 FRANCES ROAD & STOTT ROAD INTERSECTION SAFETY IMPROVEMENT

RESOLUTION 2019/345
Moved: Cr Liz Goossens
Seconded: Cr Cathy Langley
That Council staff continue to investigate the options to realign the Frances Road and Stott Road intersection and engage a consultant to carry out a native vegetation survey of the areas impacted by the proposed intersection realignment of Stott Road, Watson Road, Hutchings Road, Pooginagoric Road and Frances Road.
CARRIED
16.11 KEITH WAR MEMORIAL COMMUNITY CENTRE - BOOK EXCHANGE - DON MOSELEY PARK KEITH

RESOLUTION 2019/346
Moved: Cr Miles Hannemann
Seconded: Cr Jamie Jackson
That Council allocate $3,000 in this year’s budget to install one picnic table in Don Moseley Park as per the proposed plan supplied by the KWMCC dated Sept 2019.
CARRIED

17 REPORTS OF OFFICERS FOR INFORMATION

17.1 CEO - MEETINGS AND EVENTS ATTENDED - SEPTEMBER 2019

17.2 DCCS - MEETINGS AND EVENTS ATTENDED - SEPTEMBER 2019

17.3 DIO - MEETINGS AND EVENTS ATTENDED - SEPTEMBER 2019

17.4 WORKS UPDATE

17.5 DDES - MEETINGS AND EVENTS ATTENDED - SEPTEMBER 2019

17.6 DEVELOPMENT ACTIVITY - SEPTEMBER 2019

18 CONFIDENTIAL ITEMS

18.1 REPLACEMENT OF JOHN DEERE 6530 4X4 TRACTOR

Reason for Confidentiality
The Council is satisfied that, pursuant to Section 90(2) & (3) of the Local Government Act 1999, the information to be received, discussed or considered in relation to this agenda item is:

(k) tenders for the supply of goods, the provision of services or the carrying out of works.

RESOLUTION 2019/347
Moved: Cr Robert Mock
Seconded: Cr Liz Goossens
It is recommended to Council that:

1. Pursuant to Section 90(2) & (3) of the Local Government Act 1999, Council orders, that the public be excluded from attendance at so much of the meeting as is necessary to receive,
discuss and consider in confidence, information contained within the confidential report Item 18.1 Replacement of John Deere 6530 4x4 tractor, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of tender for the supply of goods.

2. At the completion of the confidential session the meeting be re-opened to the public.

CARRIED

7.19 pm the meeting moved into confidence.

Confidential Motion – 2019/348

7.35 pm the meeting moved out of confidence.

RESOLUTION 2019/349

Moved: Cr Jamie Jackson
Seconded: Cr Liz Goossens

1. In accordance with Sections 91(7) and 91(9) of the Local Government Act 1999 the Council orders that the report 18.1 Replacement of John Deere 6530 4x4 tractor, the minutes arising from the report, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(2) & (3) (k) be kept confidential and not available for public inspection until after the purchase is finalised, on the basis that the information received, discussed and considered in relation to this agenda item is:

   tenders for the supply of goods, the provision of services or the carrying out of works.

2. Further that Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the Local Government Act 1999.

CARRIED

18.2 SERVER REPLACEMENT AND CONFIGURATION AND ONGOING IT MAINTENANCE, MAINTENANCE AND SUPPORT - REDISTRIBUTION OF FUNDS

Reason for Confidentiality

The Council is satisfied that, pursuant to Section 90(2) & (3) of the Local Government Act 1999, the information to be received, discussed or considered in relation to this agenda item is:

   (k) tenders for the supply of goods, the provision of services or the carrying out of works.

RESOLUTION 2019/350

Moved: Cr Miles Hannemann
Seconded: Cr Liz Goossens

It is recommended to Council that:

1. Pursuant to Section 90(2) & (3) of the Local Government Act 1999, Council orders, that the public be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 18.2 Server Replacement and Configuration and Ongoing IT Maintenance, Maintenance and Support - Redistribution of Funds, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of To
CARRIED

7.35 pm the meeting moved into confidence.

Confidential Motion – 2019/351
7.37 pm the meeting moved out of confidence.

RESOLUTION 2019/352
Moved: Cr Diana Penniment
Seconded: Cr Robert Mock
1. In accordance with Sections 91(7) and 91(9) of the Local Government Act 1999 the Council orders that the report 18.2 Server Replacement and Configuration and Ongoing IT Maintenance, Maintenance and Support - Redistribution of Funds, the minutes arising from the report, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(2) & (3) (k) be kept confidential and not available for public inspection until contracts are signed, on the basis that the information received, discussed and considered in relation to this agenda item is:

- tenders for the supply of goods, the provision of services or the carrying out of works.

2. Further that Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the Local Government Act 1999.

CARRIED

18.3 CONFIDENTIAL MINUTES OF THE TATIARA DISTRICT COUNCIL EXECUTIVE COMMITTEE MEETING HELD ON 24 SEPTEMBER 2019

Reason for Confidentiality
The Council is satisfied that, pursuant to Section 90(2) & (3) of the Local Government Act 1999, the information to be received, discussed or considered in relation to this agenda item is:

(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

RESOLUTION 2019/353
Moved: Cr Miles Hannemann
Seconded: Cr Liz Goossens
It is recommended to Council that:
1. Pursuant to Section 90(2) & (3) of the Local Government Act 1999, Council orders, that the public be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 18.3 Confidential Minutes of the Tatiara District Council Executive Committee Meeting held on 24 September 2019, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of unreasonable disclosure of information concerning the personal affairs of any person.

2. At the completion of the confidential session the meeting be re-opened to the public.
7.38 pm the meeting moved into confidence.

**SUSPENSION OF MEETING PROCEDURES**

**RESOLUTION 2019/354**

Moved: Cr Jamie Jackson  
Seconded: Cr Diana Penniment  
That Council suspend meeting procedures.

CARRIED

7.39 pm meeting procedures were suspended.

**RESUMPTION OF MEETING PROCEDURES**

**RESOLUTION 2019/355**

Moved: Cr Miles Hannemann  
Seconded: Cr Liz Goossens  
That Council resume meeting procedures.

CARRIED

7.45 pm meeting procedures were resumed.

**Confidential Motion – 2019/356**

**Confidential Motion – 2019/357**

7.50 pm the meeting moved out of confidence.

**RESOLUTION 2019/358**

Moved: Cr Ken McInerney  
Seconded: Cr Diana Penniment

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 18.3 Confidential Minutes of the Tatiara District Council Executive Committee Meeting held on 24 September 2019, the minutes arising from the report, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until December 2019, on the basis that the information received, discussed and considered in relation to this agenda item is:

   information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

2. Further that Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED
19 LATE ITEMS

20 URGENT ITEMS

- Cr McInerney stated that the condition of the Bordertown Railway Station waiting room was terrible. He requested that Bordertown on the Move look at it.

- Cr Hannemann queried whether we could question Minister Knoll at the LGA State Conference about our State roads. The Mayor will ask the LCLGA if that can be done.

21 CLOSE

The Meeting closed at 7.55 pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 12 November 2019.

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CHAIRPERSON