

WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in the Millicent Council Chamber, George Street, Millicent on 9 May 2023 at 5.00 pm.

1. OPENING OF THE MEETING / CIVIC PRAYER / ACKNOWLEDGEMENT OF COUNTRY / RECORDING OF MEETINGS

2. PRESENT

His Worship the Mayor D Noll

Cr D Agnew

Cr C Brodie

Cr R Cassidy

Cr E Castine

Cr S Cox

Cr J Drew

Cr P Dunnicliff

Cr D Muhovics

Cr M Neagle

Cr D Price

Cr D Walshaw

Mr BJ Gower (Chief Executive Officer)

Mr PA Duka (Director Corporate Services)

Mr PA Halton (Director Engineering Services)

Ms EF Clay (Director Development Services)

Ms CP Allen (Executive Assistant)

3. APOLOGIES

NIL

4. DISCLOSURE OF INTERESTS

Cr Brodie disclosed that he had a General Conflict of Interest in regard to Item 9.1.

Cr Cox disclosed that she had a Material Conflict of Interest in regard to Item 15.4.1.

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 11 April 2023 (Folio 10508 – Folio 10530)

Cr Price moved that the Minutes of the Ordinary Meeting dated 11 April 2023 be taken as presented and confirmed.

Cr Brodie seconded

CARRIED

5.2 Confidential Meeting of Council – 11 April 2023 (CM 1021 – CM 1035) – Fully Released

Cr Dunnicliff moved that the Minutes of the Confidential Meeting dated 11 April 2023 be taken as presented and confirmed.

Cr Walshaw seconded

CARRIED

5.3 Audit & Risk Committee Meeting – 11 April 2023 (Folio 10504 – Folio 10507)

Cr Drew moved that the Minutes of the Audit & Risk Committee Meeting dated 11 April 2023 be taken as presented and confirmed.

Cr Cassidy seconded

CARRIED

5.4 Special Meeting of Council – 2 May 2023 (Folio 10531 – Folio 10535)

Cr Muhovics moved that the Minutes of the Special Meeting dated 2 May 2023 be taken as presented and confirmed.

Cr Brodie seconded

CARRIED

5.5 Confidential Special Meeting of Council – 2 May 2023 (CM 1036 – CM 1039) – Fully Released

Cr Castine moved that the Minutes of the Confidential Special Meeting dated 2 May 2023 be taken as presented and confirmed.

Cr Cassidy seconded

CARRIED

6. MATTERS ARISING FROM THE MINUTES

NIL

7. ADJOURNMENTS

NIL

8. MAYORAL COMMUNICATIONS

8.1 Mayoral Communications

Cr Neagle moved that Mayoral Communications be received and noted.

Cr Dunnicliff as Acting Mayor advised that he attended the following in Mayor Noll's absence:

04/05/2023 – Attended the Visit by John Whelan, CEO of Department of Infrastructure and Transport

28/04/2023 – Attended Police Foundation Ceremony Day

28/04/2023 – Attended Rivoli Bay Jetties Junior Fishing Competition

23/04/2023 - Kalangadoo Remembers Service

22/04/2023 – First Home Game of Mount Burr versus Tantanoola – Under Lights

17/04/2023 - Rivoli Bay Jetties – Junior Fishing – Briefing & Workshops

16/04/2023 – Millicent Racing Club Draw for 600 Club Sponsors

Cr Price seconded

CARRIED

9. DEPUTATIONS

Cr Brodie advised that he had a General Conflict of Interest in regard to Stand Like Stone as his wife Janet is an active member and fundraiser for the Penola Sub-Branch of Stand Like Stone.

Cr Brodie remained in the chamber throughout the discussions.

[Mr Roger Babolka and Mr Steve Duldig commenced their deputation at 5.11 pm]

9.1 Deputation – Stand Like Stone – Mr Roger Babolka and Mr Steve Duldig – Sponsorship Request for 2023/24

Mr Babolka and Mr Duldig made a presentation to Council requesting ongoing support of the Stand Like Stone Foundation throughout 2023/24.

[Mr Roger Babolka and Mr Steve Duldig ended their deputation at 5.33 pm]

[Cr Neagle left the meeting at 5.34 pm]

[Cr Neagle resumed the meeting at 5.34 pm]

10. PETITIONS

NIL

11. REPORTS FROM COUNCIL MEMBERS

Cr Dunnicliff advised that he attended the morning tea and congratulated Peter on 10 year's service to Wattle Range Council.

Cr Cox and Cr Cassidy advised that they laid wreaths at the ANZAC Day Memorial Service in Beachport.

Cr Agnew, Cr Price and Acting Mayor Peter Dunnicliff laid wreaths at Kalangadoo Remembers ANZAC Service.

Cr Price advised that he laid a wreath at the ANZAC Day Memorial Service at Glencoe.

Cr Brodie and Cr Castine advised that they attended the Wine Selectors Magazine – Coonawarra Cabernet Tasting – 8 May 2023

Cr Muhovics advised that he had attended Lake McIntyre Management Committee meeting held on 12 April 2023; Chaired the Millicent Saleyards Advisory Committee Meeting on 24 April 2023; and attended the Fifth Street Art and Craft Precinct Opening on 5 May 2023.

Cr Castine attended the McCorquindale Park Committee Meeting held on 2 May 2023.

12. QUESTIONS WITH NOTICE

NIL

13. QUESTIONS WITHOUT NOTICE

Various questions were asked but there was no resolution that entry be made into the Minutes.

14. REPORTS FROM COUNCIL COMMITTEES

14.1 Lake McIntyre Management Committee - Minutes of Meeting held on 12 April 2023

Cr Walshaw moved that the Minutes of the Lake McIntyre Management Committee Meeting dated 12 April 2023 be received and noted.

Cr Muhovics seconded

CARRIED

15. REPORTS FROM COUNCIL OFFICERS

15.1 Chief Executive Officer

15.1.1 Monthly Project Status Report

Cr Agnew moved that Council receive and note the report.

Cr Castine seconded

CARRIED

15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Cr Brodie moved that Council receive and note the 2022/23 April Financial Performance Report.

Cr Cassidy seconded

CARRIED

15.2.2 Internal Control Policy

Cr Walshaw moved that Council:

1. Receive and note the Report.

Cr Drew seconded

CARRIED

Cr Brodie moved that Council:

2. Adopt the Internal Control Policy as presented.

Cr Castine seconded

CARRIED

15.2.3 Public Interest Disclosure Procedure

Cr Muhovics moved that Council:

1. Receive and note the Report.

Cr Dunnicliff seconded

CARRIED

Cr Walshaw moved that Council:

2. Adopt the Public Interest Disclosure Procedure as presented.

Cr Brodie seconded

CARRIED

15.2.4 Rendelsham Community Hall Management Committee

Cr Agnew moved that Council:

1. Receive and note the Report.

Cr Cassidy seconded

CARRIED

Cr Cox moved that Council:

2. Approves the change in name of the Committee to the Rendelsham Community Hall Advisory Committee and adopts the amended Terms of Reference as presented.

Cr Cassidy seconded

CARRIED

Cr Cassidy moved that Council:

- 3 Pursuant to Section 41(3) of the *Local Government Act 1999*, appoints:

Graeme Menzies Smith	Community Representative
Cherie Marie Foran	Community Representative

as members of the Rendelsham Community Hall Advisory Committee for a period coinciding with the four-year term of Council ending November 2026.

Cr Cox seconded

CARRIED

15.2.5 Remuneration of Committee Independent Members

Cr Drew moved that Council:

1. Receive and note the Report.

Cr Castine seconded

CARRIED

Cr Dunnicliff moved that Council:

2. Endorse the allowances for the:
 - Independent Presiding Member be set at \$450 per meeting and
 - Independent Members be set at \$400 per meeting.

and that the allowances be indexed annually by Adelaide CPI March quarter for the term of the current Council concluding November 2026.

Cr Walshaw seconded

CARRIED

15.2.6 Employee Behavioural Standards

Cr Castine moved that Council:

1. Receive and note the Report.

Cr Brodie seconded

CARRIED

15.2.7 Behavioural Support Policy

Cr Cassidy moved that Council:

1. Receive and note the Report.

Cr Castine seconded

CARRIED

Cr Brodie moved that Council:

2. Approve the release of the draft Behavioural Support Policy for public consultation.

Cr Cox seconded

CARRIED

15.3 Director Development Services

15.3.1 Youth Advisory Council

Cr Castine moved that Council:

1. Receive and note the Report.

Cr Cox seconded

CARRIED

15.3.2 Wattle Range Council Wayfinding Signage Strategy – Consultation Summary

Cr Agnew moved that Council:

1. Receive and note the Report.

Cr Cassidy seconded

CARRIED

Cr Muhovics moved that Council:

2. Adopt the Wattle Range Council Wayfinding Strategy, Audit and Implementation Plan and Style Guide.

Cr Brodie seconded

CARRIED

15.4 Director Engineering Services

15.4.1 Beachport Entry Statement Sign

Cr Cox advised that she had a Material Conflict of Interest regarding the Beachport Entry Statement Sign as her father is the President of the Beachport – Rivoli Bay Lions Club.

Cr Cox remained in the chamber throughout the discussions.

Cr Cox refrained from voting

The majority of the members voted in the affirmative

Cr Cassidy moved that Council:

1. Receive and note the Report.

Cr Brodie seconded

CARRIED

Cr Cassidy moved that Council:

2. Support the development of a new Beachport Entrance Statement by the Beachport Rivoli Bay Lions Club and confirm acceptance of the asset on its completion which will include any future maintenance.

[Cr Walshaw left the meeting at 6.24 pm]

Cr Muhovics seconded

CARRIED

[Cr Walshaw resumed the meeting at 6.25 pm]

15.4.2 Wattle Range Council Asset Management Strategy

Cr Price moved that Council:

1. Receive and note the Report.

Cr Brodie seconded

CARRIED

Cr Walshaw moved that Council:

2. Adopt the Wattle Range Council Asset Management Strategy as presented with minor amendments.

Cr Cox seconded

CARRIED

15.4.3 Millicent Swimming Lake

Cr Brodie moved that Council:

1. Receive and note the Report.

Cr Agnew seconded

CARRIED

Cr Drew moved that Council:

2. Refer funds of \$132,000 from the capital project in renewing the Chlorine Dosing (deferring this project to a future budget) to undertake a detailed assessment of the Millicent Swimming Lake including providing options for addressing any leaks in the surface and associated estimates of cost.

[Cr Cox left meeting at 6.44 pm]

[Cr Cox resumed meeting at 6.44 pm]

Cr Brodie seconded

CARRIED

Cr Dunnicliff moved that Council:

3. Write to the Minister for Climate, Environment and Water the Deputy Premier Susan Close MP:
 - a. Seeking an increase in the allocation of 30ML for the water licence relating to the recreation use of the Millicent Swimming Lake.
 - b. Informing the Minister of the issue with the Millicent Swimming Lake and the investigation being undertaken.
 - c. Seeking the withdrawal of the penalty for the overuse of the water allocation relating to licence 12892.

Cr Brodie seconded

CARRIED

ADJOURNMENT OF MEETING

Cr Dunnicliff moved that the meeting be adjourned for dinner until 7.20 pm

Cr Cox seconded

CARRIED

The meeting adjourned at 6.44 pm.

The meeting reconvened at 7.21 pm.

15.4.4 Millicent Town Entrance

Cr Dunnicliff moved that Council:

1. Receive and note the Report.

Cr Castine seconded

CARRIED

Cr Neagle moved that Council:

2. Prepare photographs using the theme of Millicent Murals to develop two Millicent entrance photographic signs.

Cr Walshaw seconded

AMENDMENT

Cr Castine moved that Council:

2. Prepare photographs using the theme of things that are bright to develop two Millicent entrance photographic signs.

Cr Drew seconded

LOST

AMENDMENT

Cr Dunnicliff moved that Council:

2. Prepare photographs using the theme of Millicent Domain to develop two Millicent entrance photographic signs.

Cr Cox seconded

**THE AMENDMENT WAS PUT AND BECAME THE MOTION
THE MOTION WAS PUT AND WAS CARRIED**

15.4.5 Stormwater Asset Management Plan

Cr Cox moved that Council:

1. Receive and note the Report.

Cr Walshaw seconded

CARRIED

Cr Walshaw moved that Council:

2. Adopt the Stormwater Asset Management Plan.

Cr Brodie seconded

CARRIED

16. CORRESPONDENCE

16.1 Personal Mobility Device

Cr Cassidy moved that the correspondence from Hon Joe Szakacs MP dated 11 April 2023 regarding the use of Personal Mobility Devices (PMDs) be received and noted.

Cr Agnew seconded

CARRIED

Cr Drew moved that Council write to the Hon Joe Szakacs MP expressing its concern about the use of these vehicles on the footpaths in shopping areas.

Cr Dunicliff seconded

CARRIED

16.2 PIRSA Management Group - Regional Visit to the Limestone Coast

Cr Muhovics moved that the correspondence from Prof Mehdi Doroudi dated 6 April 2023 thanking Mayor Noll for attending the informal networking function with the PIRSA Management Group during their regional visit to the Limestone Coast on 16 March 2023 be received and noted.

Cr Castine seconded

CARRIED

16.3 WHS Best Practice Merit Award 2022/23 - The Resilience Project

Cr Brodie moved that the correspondence from Tony Gray, dated 14 April 2023 congratulating Wattle Range Council as the winner of the 2022/23 WHS Best Practice Merit Award for the Resilience Project be received and noted.

Cr Dunicliff seconded

CARRIED

16.4 Mullins Swamp

Cr Cassidy moved that the correspondence from Kathryn Nicolai dated 13 April 2023 advising of a proposal by the Department for Environment and Water to proclaim a new

Conservation Park being a wetland known as Mullins Swamp be received and noted.

Cr Dunnicliff seconded

CARRIED

16.5 2022 Local Government Periodic Elections - Campaign Donation Returns

Cr Brodie moved that the correspondence from Hon Geoff Brock MP dated 24 April 2023 regarding casual vacancies that were caused by some Council Members' failure to submit campaign donations returns with the statutory deadline be received and noted.

Cr Cassidy seconded

CARRIED

16.6 Limestone Coast Regional Grouping Representative to SAROC

Cr Agnew moved that the correspondence from Clinton Jury dated 3 May 2023 regarding Mayor Des Noll's election to the Limestone Coast Regional Grouping of the SAROC Committee 2022-23 be received and noted.

Cr Cassidy seconded

CARRIED

17. MOTIONS ON NOTICE

NIL

18. URGENT MOTIONS WITHOUT NOTICE

NIL

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

19.1 Confidential – Greenrise Public Toilet & Rotunda Lighting – Tender Evaluation

Cr Brodie moved that:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.1, excepting the following persons:

- Mr BJ Gower – Chief Executive Officer
- Mr PA Duka – Director Corporate Services
- Mr PA Halton – Director Engineering Services
- Ms EF Clay – Director Development Services
- Ms C Allen – Executive Assistant / Minute Taker

To enable the Council to consider Item 19.1 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 19.1 Tenders for the supply of goods, the provision of services and the carrying out of works.

Specifically, the present matter relates to the Greenrise Public Toilet Design & Construct and Rotunda Lighting Installation Tender.

2. 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 matter confidential.

Cr Cassidy seconded

CARRIED

Mayor Noll stated:

To all members of the gallery, I advise that Council has resolved that this matter is to be considered in confidence pursuant to section 90 of the Local Government Act 1999 because the matter relates to the Greenrise Public Toilet Design & Construct and Rotunda Lighting Installation Tender.

Accordingly, I have to ask all members of the public and press to leave the Council Chambers.

Thank you

Cr Cassidy moved that Council:

1. Receive and note the report.

Cr Walshaw seconded

CARRIED

Cr Dunicliff moved that Council:

2. Delegate to the Chief Executive Officer (CEO) to enter into contract negotiations with Tenderer 6, ACM Plumbing for the Greenrise Public Toilet Design & Construct and Rotunda Lighting Installation Tender.

Cr Brodie seconded

CARRIED

Cr Walshaw moved that Council:

1. Having considered Item 19.1 in confidence under section 90(2) and (3)(k) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of the Act orders **that the Report and Minutes related to this item be released to the public.**

Cr Cassidy seconded

CARRIED

Meeting closed at 8.18 pm.

Taken as presented and confirmed.

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MAYOR

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DATE