

WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in the Millicent Council Chamber, George Street, Millicent on 12 March 2024 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 S Cox

Cr J Drew

Cr P Dunicliff

Cr D Muhovics

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

Cr E Castine

4. DISCLOSURE OF INTERESTS

NIL

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 13 February 2024 (Folio 10959 – Folio 10965) – Not Fully Released

Cr Brodie moved that the Minutes of the Ordinary Meeting dated 13 February 2024 be taken as presented and confirmed.

Cr Price seconded

CARRIED

5.2 Audit & Risk Committee Meeting – 5 March 2024 (Folio 10966 – Folio 10970) – Minutes and Report

Cr Walshaw moved that the Minutes and Report of the Audit & Risk Committee dated 5 March 2024 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 Muhovics moved that Mayoral Communications be received and noted.

Cr Agnew seconded

CARRIED

9. DEPUTATIONS

NIL

10. PETITIONS

NIL

11. REPORTS FROM COUNCIL MEMBERS

Cr Brodie attended the following: Penola Coonawarra Acoustic Gathering from 1 – 3 March 2024; Coonawarra 2024 Vintage Launch on 6 March 2024; End of Year Function for Wattle Range Council on 24 February 2024.

Cr Cassidy attended the Beachport District Development Association (BDDA) Meeting held on 28 February 2024 where the recent Community Vision Session was unpacked.

[Cr Cox left the meeting at 5.12 pm]

Cr Drew advised that he spoke on ABC Radio in regard to volunteers needed for our Community.

Cr Walshaw and Mayor Noll met with Partners of Millicent Medical Clinic to discuss the need for more Doctors on 21 February 2024.

[Cr Cox resumed the meeting at 5.14 pm]

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 7 February 2024

Cr Drew moved that the Minutes of the Lake McIntyre Management Committee Meeting dated 7 February 2024 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 Brodie seconded

CARRIED

15.1.2 CEO Remuneration

Mr Ben Gower advised that he has noted his Conflict of Interest in his Report due to the subject being CEO's remuneration. He remained in the Chamber on advice from the CEO's Performance Review Committee.

Cr Dunnicliff moved that Council receive and note the report.

Cr Walshaw seconded

CARRIED

Cr Price moved that Council endorse the Wattle Range Council response to the South Australian Remuneration Tribunal's Consultation Paper on the Minimum and Maximum Remuneration Levels for Local Government Chief Executive Officers.

Cr Brodie seconded

CARRIED

15.1.3 Millicent Saleyards Update

Cr Cassidy moved that Council receive and note the report.

Cr Cox 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 commercial information.

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

Thank you

Cr Price moved that:

1. Pursuant to Sections 90(2) and 90(3)(b)(d) 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 15.1.3 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 CP Allen – Minute Taker

to enable the Council to consider Item 15.1.3 in confidence on the basis that 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 15.1.3:

Information the disclosure of which:

- (i) 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
- (ii) Would, on balance, be contrary to the public interest.

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 a third party; and
- (ii) Would on balance, be contrary to the public interest.

Specifically, the present matter relates to commercial information in regard to the Millicent Saleyards.

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 Walshaw seconded

CARRIED

Cr Muhovics moved that Council having considered Item 15.3.1 in confidence under Section 90(2) and 90(3)(b)(d) of the *Local Government Act 1999* invite the public to return to the Chamber and resume the meeting.

Cr Brodie seconded

CARRIED

Normal Meeting Procedures resumed at 5.41 pm.

Cr Muhovics moved that Council:

- (a) Continue to operate the truck wash ongoing for the trucking community.
- (b) Continue stock transfer through the soft stand area of the saleyards with no fees.
- (c) Install the double height elevated loading ramp and additional fixed ramp and any other yarding infrastructure that is yet to be installed for stock transfer to larger transport.

Cr Cox seconded

DIVISION

Cr Muhovics called for a division:

The Mayor declared the result of the vote set aside.

Members voting in the affirmative:

Councillors Muhovics, Cox, Cassidy, Agnew

Members voting in the negative:

Councillors Walshaw, Price, Dunnicliff, Drew, Brodie

THE MAYOR DECLARED THE MOTION LOST

Cr Price moved that Council:

- a. Continues to operate the Truck Wash facility on a 'watch and act' basis for a period of 12 months.
- b. Ceases all stock transfers through the Millicent Saleyards facility immediately.
- c. Sells the double height elevated loading ramp and any other yarding infrastructure that is yet to be installed.
- d. Requests that a report be tabled to Council regarding the cost to demolish and remove the yards, ramps, overhead gantry's, Saleyards Office, Weighbridge Office, weighbridge scales and other ancillary infrastructure items that are surplus to Council's needs.
- e. Requests that a report be tabled to Council outlining future options for the saleyard's lands including property boundary realignments, and recommendations for retention, lease or sale of surplus lands.
- f. Requests that a report be tabled to Council outlining the feasibility of developing a "green waste to compost" facility, at the existing saleyards site.
- g. Discontinue the operation of the Section 41 - Millicent Saleyards Advisory Committee.

Cr Brodie seconded

DIVISION

Cr Price called for a division:

The Mayor declared the result of the vote set aside.

Members voting in the affirmative:

Councillors Walshaw, Price, Dunnicliff, Drew, Brodie

Members voting in the negative:

Councillors Muhovics, Cox, Cassidy, Agnew

THE MAYOR DECLARED THE MOTION CARRIED

15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Cr Cassidy moved that Council receive and note the 2023/24 February Financial Performance Report.

Cr Brodie seconded **CARRIED**

15.2.2 Naming of Roads Policy – Community Feedback

Cr Walshaw moved that Council receive and note the Report.

Cr Agnew seconded **CARRIED**

Cr Agnew moved that Council adopt the Road Naming Policy as presented.

Cr Dunicliff seconded **CARRIED**

15.2.3 Community Grants, Scholarship and Sponsorship Programs Guidelines - Amendment

Cr Muhovics moved that Council receive and note the report.

[Cr Walshaw left the meeting at 6.33 pm]

[Cr Walshaw resumed the meeting at 6.34 pm]

Cr Agnew seconded **CARRIED**

Cr Brodie moved that Council:

1. Endorse the revised Community Grants, Scholarship and Sponsorship Program Guidelines.
2. Cease the Youth Development Foundation Charter.

Cr Walshaw seconded **CARRIED**

[Cr Walshaw left the meeting at 6.38 pm]

[Cr Walshaw resumed the meeting at 6.38 pm]

ADJOURNMENT OF MEETING

Cr Cox moved that the meeting be adjourned for dinner until 7.10 pm.

Cr Agnew seconded **CARRIED**

The meeting adjourned at 6.40 pm.

The meeting reconvened at 7.14 pm.

15.2.4 Mid-Year Budget Review 2 – 2023/24

Cr Walshaw moved that Council:

1. Receive and note the mid-year 2023/24 Budget Review Report.

Cr Brodie seconded

CARRIED

Cr Walshaw moved that Council:

2. Adopt the 2023/24 Mid-Year Budget Review as presented.

Cr Brodie seconded

CARRIED

15.2.5 Motor Vehicle Procedure

Cr Cassidy moved that Council:

1. Receive and note the report.

Cr Brodie seconded

Cr Drew moved that Council adjourn this item until the April Council Meeting.

Cr Cox seconded

CARRIED

15.2.6 Treasury Management Policy

Cr Walshaw moved that Council:

1. Receive and note the report.

Cr Price seconded

CARRIED

Cr Muhovics moved that Council:

2. Adopt the Draft Treasury Management Policy as presented.

Cr Walshaw seconded

CARRIED

15.3 Director Development Services

15.3.1 Quarterly Development Services Performance Update

Cr Brodie moved that Council receive and note the report.

Cr Drew seconded

CARRIED

15.4 Director Engineering Services

15.4.1 Art Installation (Craypot) Beachport

Cr Cassidy moved that Council:

1. Receive and note the report.

[Cr Walshaw left the meeting at 7.45 pm]

Cr Cox seconded

CARRIED

Cr Cox moved that Council:

2. Approves the location of the craypot at the intersection of Beach Road and Millicent Road and write to the Beachport District Development Association that it can now seek development approval to allow for the installation.

Cr Drew seconded

CARRIED

15.4.2 Millicent Town Entrance

Cr Cox moved that Council receive and note the report.

[Cr Walshaw resumed the meeting at 7.46 pm]

Cr Muhovics seconded

CARRIED

Cr Drew moved that Council approve Option 1 Rotunda as the image feature on the town entrance signs.

Cr Walshaw seconded

CARRIED

16. CORRESPONDENCE

16.1 Limestone Coast Local Government Association - Minutes of GM Meeting and AGM dated 16 February 2024

Cr Drew moved that the Summary of the Meeting dated 16 February 2024 for the Annual General Meeting and the General Meeting be received and noted.

Cr Dunnicliff seconded

CARRIED

16.2 Letter from Her Excellency the Honourable Frances Adamson AC

Cr Brodie moved that the correspondence from Her Excellency the Honourable Frances Adamson AC dated 19 February 2024 regarding her recent visit be received and noted.

Cr Agnew seconded

CARRIED

17. MOTIONS ON NOTICE

17.1 Motion on Notice – Cr David Walshaw – Gladys Smith Early Learning Centre

Cr Walshaw moved Council review the admission criteria for childcare at the Gladys Smith Early Learning Centre to give priority for admission to children of Medical Doctors working in the Wattle Range Council area.

Cr Dunnicliff seconded

CARRIED

18. URGENT MOTIONS WITHOUT NOTICE

NIL

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

NIL

Meeting closed at 8.20 pm.

Taken as presented and confirmed.

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MAYOR

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DATE