MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 9TH NOVEMBER, 2016 IN THE COUNCIL CHAMBERS, COMMENCING AT 2.00PM.

PRESENT: Mayor D N Johnson, Cr G J Baldock (Deputy Mayor), Cr G J Churchett, Cr A M Lienert, Cr B S Cant, Cr P S Rayson, Cr P T Arcus, D Larwood (CEO), M Inglis (Works Manager) and G Shirley (Office Manager).

APOLOGIES: Nil

The Mayor advised of current Local Government Meeting Procedures and encouraged robust debate and respectful behaviour with all comments to be addressed through the chair.

CONFIRMATION OF MINUTES:
177.2016 That the minutes of the Ordinary Council Meeting held on Wednesday 12th October 2016 at 2:00pm be confirmed as a true and correct record of that meeting.

Cr A M Lienert / Cr P T Arcus
CARRIED

178.2016 That the minutes of the Special Council Meeting held on Tuesday 25th October 2016 at 10:45am be confirmed as a true and correct record of that meeting.

Cr P S Rayson / Cr B S Cant
CARRIED

BUSINESS ARISING:
Action List
Refer Action List.

CONFLICT OF INTEREST:
The Members' were advised of provisions for conflict of interest in accordance with Section 73, 74, 75 & 75A of the Local Government Act 1999.

MEMBERS’ REPORTS:
179.2016 That the Members’ Reports as presented be endorsed and received.

Cr G J Churchett / Cr B S Cant
CARRIED

MAYOR’S REPORT – COUNCIL ACTIVITIES:
Mayor Johnson

17/10/16 Combined Councils Meeting at Cowell
20/10/16 LGA Conference
21/10/16 LGA Finance Authority AGM
LGA AGM
25/10/16 Special Meeting of Council
26/10/16 Interviews – Office Manager
Received interview from Andrew Linder – Journalism
University Student
Meeting with KAS Powerful Learners Students
27/10/16 Meeting with Peter Woolford re: Low to Intermediate Nuclear Waste Facility
Answered Questions from Ethan from Cleve School re: Project on Power Outages
28/10/16 Meeting with Richard Horgan re: TAFE Kimba Campus Closure
Meeting at Various Sites with Michael Richardson (Masterplan)
Lucky Bay Harbour Opening
Inspector Cowell Skate Park and attended Reception at Franklin Harbour Council
Farewell Function for Daryl and Catherine Cearns

02/11/16 Meeting with Pacific Pools re: Hydrotherapy Pool
04/11/16 Health Advisory Council Communications and Engagement Working Party Meeting
09/11/16 Informed of New Guidelines for Site Nominations by Department of Industry, Innovation and Science

Ordinary Council Meeting
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

180.2016 That Council put forward a notice of motion to the Eyre Peninsula Local Government Association seeking support through the South Australian Regional Organisation of Councils and the Local Government Association of South Australia to lobby against centralization of Government organisations and in particular TAFE SA campus closures in Rural SA.

Mayor D N Johnson / Cr P T Arcus
CARRIED

MEMBERS’ REPORTS – COUNCIL ACTIVITIES:

Cr Baldock 25/10/16 Special Meeting of Council
27/10/16 Bushfire Management Advisory Committee Meeting
Meeting with Peter Woolford re: Low to Intermediate Nuclear Waste Facility
28/10/16 Lucky Bay Harbour Opening
Farewell Function for Daryl and Catherine Cearns
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

Cr Churchett 09/11/16 Ordinary Council Meeting

Cr Cant 25/10/16 Special Meeting of Council
Conflict of Interest Training
27/10/16 Bushfire Management Advisory Committee Meeting
28/10/16 Farewell Function for Daryl and Catherine Cearns
09/11/16 Ordinary Council Meeting
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

Cr Lienert 20/10/16 LGA Conference
21/10/16 LGA Finance Authority AGM
LGA AGM
25/10/16 Special Meeting of Council
Conflict of Interest Training
27/10/16 Meeting with Peter Woolford re: Low to Intermediate Nuclear Waste Facility
03/11/16 Kimba Area School Finance Meeting
07/11/16 Kimba Area School Governing Council Meeting

181.2016 That a letter be written to Rowena Fox, Educational Director from the Department of Education and Children’s Services Port Lincoln, raising Council concerns regarding the closure of the Swimming Pool for the 2016-17 swimming season.

Cr A M Lienert / Cr G J Churchett
CARRIED
Contact to be made with Eddie Hughes, Member for Giles, regarding concerns with the closure of the pool. Further investigation to be undertaken as to opportunities available to ensure the ongoing provision of a swimming pool in Kimba.

09/11/16 Ordinary Council Meeting
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

Cr Rayson 25/10/16 Special Meeting of Council
Conflict of Interest Training
28/10/16 Farewell Function for Daryl and Catherine Cearns
Phone Conversation with Toni Scott re: Low to Intermediate Nuclear Waste Facility
09/11/16 Ordinary Council Meeting
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

Cr Arcus 25/10/16 Conflict of Interest Training
28/10/16 Farewell Function for Daryl and Catherine Cearns
09/11/16 Ordinary Council Meeting
Conversations with Public throughout the month regarding the Potential Low to Intermediate Nuclear Waste Facility

DEFERRED ITEMS:
Nil.

QUESTIONS WITH OR WITHOUT NOTICE:
Nil.

NOTICES OF MOTION:
Nil.

PETITIONS/DEPUTATIONS:
Nil.

RECEIPT OF COMMITTEES REPORTS AND RECOMMENDATIONS:
182.2016 That the minutes of the Bushfire Management Advisory Committee Meeting held on Thursday 27th October 2016 and the recommendations contained therein be accepted.
Cr A M Lienert / Cr B S Cant CARRIED

183.2016 That the minutes of the Audit Committee Meeting held on Wednesday 12th October 2016 and the recommendations contained therein be accepted.
Cr A M Lienert / Cr B S Cant CARRIED

PETITIONS/DEPUTATIONS:
3.00pm Community Grant Presentations
The following recipients for the 2016-17 Community Grants were presented with their cheques:

- Powerful Learners – Kimba Gymnastics Club Meagan Lienert
  - Elke Moseby Read
  - Charlie Powell
  - Chelsea Beinke
  - Daniella Yates
  - Rebecca Clifford
- Kimba Community Development Group – Heather Baldock
- Returned & Services League Inc – Bev Clements
- Waddikee Community Sport Club Inc – Aaron Johnson
Kimba & Gawler Ranges Historical Society – Pat Beinke
Kimba Pony Club – Kerri Cliff and Gabi Ashmeade
Kimba Health and Fitness Centre – Mayor Dean Johnson and Gabi Ashmeade
Buckleboo Club Inc – Kasey Woolford
Kimba Bowling Club Inc – Heather Baldock
Kimba Mental Health & Wellbeing Group – Meagan Lienert
Kimba Parents Group – Ashleigh Inglis

3.15pm

‘Igniting Kimba Arts Program’ Working Group
A presentation was provided by members from the ‘Igniting Kimba Arts Program’ Working Group representatives Heather Baldock and Sue Woolford outlining an upcoming project.

OFFICERS/ STAFF REPORTS:

184.2016 That the Chief Executive Officer Report, Manager Corporate Services Report, Works Manager Report and Manager of Development Services Report presented, be received.

Cr A M Lienert / Cr B S Cant
CARRIED

CHIEF EXECUTIVE OFFICER REPORT:

Bank Summaries

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Account</td>
<td>$102,075.93</td>
</tr>
<tr>
<td>24 Hour at Call Account</td>
<td>$877,284.23</td>
</tr>
<tr>
<td>Reserve Accounts</td>
<td>$824,459.76</td>
</tr>
</tbody>
</table>

Income & Expenditure Report

Period from 1/7/2016 to 31/10/2016.

LG Professionals Australia National Congress & Business Expo

185.2016 That approval be given for the Mayor and the Chief Executive Officer to attend the LG Professional Australia National Congress & Business Expo in Hobart from the 22nd - 24th May 2017.

Cr G J Churchett / Cr B S Cant
CARRIED

2015-2016 Annual Report

186.2016 That the 2015-2016 Annual Report be adopted as presented and distributed in accordance with Section 131 of the Local Government Act 1999.

Cr A M Lienert / Cr B S Cant
CARRIED

Office Manager Appointment

Georgina Shirley has been appointed in the position of Office Manager following an application and interview process.

Kimba GP Services

The meeting noted the time and commitment of the Mayor in securing the services of a GP for the Kimba Community.

187.2016 That the $24,000 of funds remaining from the budget for the advertising of a doctor along with an additional $21,000 from the General Reserve be allocated to fund the provision of medical equipment and other goods for the medical centre as agreed to by Council at October’s meeting.

Cr B S Cant / Cr A M Lienert
CARRIED

Acting Chief Executive Officer

188.2016 That:

1) The Works Manager, Michael Inglis, is suitable to act in the office of Chief Executive Officer in her absence.
2) For the next 12 months periods of planned absence that are longer than two days (through annual leave or where the Chief Executive Officer is on duty but not available e.g. interstate travel), Works Manager, Michael Inglis, shall act in the office of Chief Executive Officer.

Dean Newbery & Partners Audit Report
The meeting noted the Audit Report from Dean Newbery and Partners following the 2015-16 Annual Audit.

AWU Enterprise Bargaining Agreement No. 9 2016

CEO declaration
Pursuant to Section 120(1)(a) of the Local Government Act 1999 I disclose to the Council that I have an interest in the execution of the AWU Enterprise Bargaining Agreement No 9 (2016) (the EA) being a matter in which I am required or authorised to act in the course of official duties by reason of the fact that my husband is an employee of the Council and stands to gain a pecuniary benefit from the execution of the EA.

4.20pm Following the declaration of a conflict of interest the CEO left the chambers.

189.2016 That pursuant to Section 120(1)(b) of the Local Government Act 1999, Council:
- notes the Chief Executive Officer's disclosure of her interest in the execution of the AWU Enterprise Bargaining Agreement No 9 (2016) (the EA) being a matter in which she is required or authorised to act in the course of official duties by reason of the fact that her husband is an employee of the Council and stands to gain a pecuniary benefit from the execution of the EA; and
- determines that the Chief Executive Officer may act in relation to the execution of the EA and associated approval documents.

4.25pm The CEO re-entered the chambers.

Appointment of Authorised Officers
That all previous authorizations be cancelled and that Council appoint the following officers for the District Council of Kimba under the following Acts:

190.2016 Local Government Act 1999 Sect. 260:
- Debra Larwood (Chief Executive Officer)
- Michael Inglis (Works Manager)

191.2016 Development Act 1993 Sect. 18:
- Laurie Collins (Development Officer)

- Debra Larwood (Chief Executive Officer)
- Michael Inglis (Works Manager)
- Michael Kemp (Team Leader Town Supervisor)

193.2016 Dog and Cat Management Act, Sections 27 and 68:
- Debra Larwood (Chief Executive Officer)
- Michael Inglis (Works Manager)
- Michael Kemp (Team Leader Town Supervisor)
194.2016  **Impounding Act 1920, Sect. 14(2):**
Michael Inglis  (Works Manager)
Michael Kemp  (Team Leader Town Supervisor)

Cr P S Rayson / Cr A M Lienert  CARRIED

Debra Larwood  (Chief Executive Officer)
Michael Inglis  (Works Manager)
Michael Kemp  (Team Leader Town Supervisor)

Cr G J Churchett / Cr A M Lienert  CARRIED

196.2016  **Fire and Emergency Services Act 2005 105B(1):**
Paul Rogers  (Fire Prevention officer)

Cr P T Arcus / Cr B S Cant  CARRIED

197.2016  **Burial and Cremation Act 2013 58(2):**
Debra Larwood  (Chief Executive Officer)
Michael Inglis  (Works Manager)

Cr P T Arcus / Cr B S Cant  CARRIED

**Work for the Dole Program**
198.2016  **That a letter be written to Senator the Hon Michaelia, Minister for Employment,**
*acknowledging the value of the Work for the Dole Program.*

Mayor D N Johnson / Cr A M Lienert  CARRIED

4.00pm – 4.15pm  Afternoon tea was taken.
4.15pm  Paul Rogers entered the chambers.

**WORKS MANAGER REPORT:**
The Works Manager provided information on the following items:

**Fire prevention Officer**
A verbal report was provided by councils Fire Prevention Officer, Paul Rogers.

4.25pm  Paul Rogers left the chambers.

**Landfill Environmental Management Plan**
199.2016  **That the Landfill Environmental Management Plan as reviewed be adopted.**

Cr A M Lienert / Cr P S Rayson  CARRIED

**High Street Upgrade – South Terrace to Martin Terrace**
200.2016  **That Mid North Tree and Stump Removal be engaged to remove and grind stumps as per quote.**

Cr G J Churchett / Cr P S Rayson  CARRIED

201.2016  **That council purchase PGH Desert Sand clay pavers from J&M Hardware for use in High Street,**
*giving consideration to the following as per councils purchasing policy:*

- Local supplier of goods
- Competitive pricing compared to earlier quotation (see attached)
- Local freight company utilised
- Benefits to local economy

Cr B S Cant / Cr G J Baldock  CARRIED
High Street Upgrade – North Terrace to South Terrace

4.33pm Cr P T Arcus declared a Conflict of Interest based on him being a property owner in High Street and left the meeting.

A request has been received from a property owner in High Street to remove a tree that is causing damage. This issue is to be considered as part of new design work being undertaken for this section of High Street.

4.37pm Cr P T Arcus returned to the chambers.

Storm Damage
Council staff have been cleaning up and repairing damage following recent storm events.

Cows Head Corner Road
Works to eliminate access to the Eyre Highway from this road have been completed, with signage and physical barriers installed.

Shade Sails
It is anticipated the erection of the shade sail at the Lions/Apex Central Park will be completed by the end of November. The sail cloth at the Recreation Reserve playground has been removed for repairs to the outer cable following the recent extreme winds.

Department of Planning Transport and Infrastructure
Council has been asked to provide a quotation for maintenance grading on a number of DPTI outback roads bordering our district.

Patrol Grading
Grading has now been completed on district roads prior to harvest, with a number of roads being graded twice due to rainfall events.

External Power Supply

That a further quote be sought by the Works Manager for the provision of external power to the Administration Office, Medical Centre and Kimba Power Memorial Village during power outages for consideration at the December meeting.

Cr P T Arcus / Cr G J Churchett
CARRIED

DEVELOPMENT REPORT:

• Applications Approved
• Year to Date – Value of Applications

CORRESPONDENCE:

203.2016
That correspondence for discussion/decision, for information and available on request be received, including late correspondence.

Cr P S Rayson / Cr G J Churchett
CARRIED

FOR DISCUSSION/DECISION:

Kimba Christmas Tree Committee

204.2016
That the District Council of Kimba exercise the power subject to Section 33 of the Road Traffic Act 1961 and clause F of the instrument of general approval of the Minister dated 22nd August 2013 to make an order that High Street from Martin Terrace to the southern side of North Terrace be closed between 4.00 pm and 8.30 pm and that High Street between Cross Street and the southern side of North Terrace remain closed between 8.30 pm and 10.30 pm on Saturday 17th December 2016 for the purpose of holding Kimba’s Christmas pageant and festivities.

Cr A M Lienert / Cr B S Cant
CARRIED

205.2016
That pursuant to Section 33(1)(b) of the Road Traffic Act 1961, make an order directing that persons taking part in the event be exempted, in relation to roads, from the duty to observe the Australian Road Rules specified and attached to the exemption: Rule 230 – Crossing a
Road – General Rule 298 – Driving with a person in a trailer provided the speed of the vehicle does not exceed 25 km/h.

City of Tea Tree Gully
The meeting noted a letter received from the City of Tea Tree Gully’s CEO John Moyle seeking support for Mayor Kevin Knight to be elected onto the Board of the LGA of SA.

Kimba Parents Group – Lions/Apex Central Park Playground
206.2016
That Council provide in principal and in-kind support to the erection of a fence around the Lions Apex Central Park playground and request further information be provided regarding specific works and additional costings.

Establishment of a Low/Intermediate Level Radioactive Waste Facility
Letters received from the following residents were noted:
- ‘No Radioactive Waste On Agricultural Land in Kimba or in SA’ Group
- Justine Major
- Toni and Cameron Scott
- Andrew and Tiffany Congdon
- Christine and Andrew Scott
- Rachel Yates
- Tom Harris

FOR INFORMATION:
LGA Weekly Index Report
- Index for Report No. 40
- Index for Report No. 41
- Index for Report No. 42
- Index for Report No. 43

Regional Development Australia Whyalla and Eyre Peninsula
- Regional News October 2016

Regional Development Australia Whyalla and Eyre Peninsula
- Regional News November 2016

AVAILABLE ON REQUEST: Nil

LATE ITEMS: Nil

OTHER BUSINESS:
Department of Industry, Innovation and Science
Advise has been received that the Department will be in Kimba on 21st & 22nd of November, 2016 and 28th – 30th November, 2016 and have requested a meeting with Council. A letter is to be written to Bruce Wilson from the Department requesting the Agenda for the meeting and whether any additional information will be provided to that previously received.

‘Igniting Kimba Arts Program’ Working Group
5.20pm Deputy Mayor G J Baldock declared a Conflict of Interest based on him being a relative to a member of the governing body of the Kimba Community Development Group and left the chambers.

207.2016
That Council approve an interest free loan to the Kimba Community Development Group for an amount of $10,000 for the purposes of proceeding with the Silo Art Project.

5.30pm Deputy Mayor Graeme Baldock returned to the chambers.
NEXT ORDINARY COUNCIL MEETING: December 14th 2016, 2pm in the Council Chambers.

CLOSURE: Meeting closed at 5.40pm.

CONFIRMED THIS ____________________ DAY OF ______________________ 2016

..............................................................

MAYOR

DRAFT MINUTES for confirmation - at the next Council Meeting to be held in December 2016.
<table>
<thead>
<tr>
<th>Outcomes from Previous Meetings of Council</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>11/03/15</strong></td>
<td>New Doctor model – ongoing discussions and review.</td>
</tr>
<tr>
<td><strong>11/04/16</strong></td>
<td>Information to be provided to elected members regarding Kimba Pioneer Memorial Village Upgrades and expressions of interest to rent the units.</td>
</tr>
<tr>
<td><strong>13/07/2016</strong></td>
<td>Council staff to organise the upgrade of the Halfway Across Australia Sign with RosSigns.</td>
</tr>
<tr>
<td><strong>14/09/2016</strong></td>
<td><strong>134.2016</strong> A letter be sent to the Minister requesting Triple J FM Radio coverage in Kimba.</td>
</tr>
<tr>
<td><strong>135.2016</strong></td>
<td>That a letter be sent to the Minister detailing the disadvantage to Kimba of no SA Water staff residing in Kimba.</td>
</tr>
<tr>
<td><strong>14/09/2016</strong></td>
<td><strong>141.2016</strong> That a letter be written to the Minister and the Local Government Association of South Australia expressing concern at the difficulties faced by Councils with the current conflict of interest provisions in place.</td>
</tr>
<tr>
<td><strong>14/09/2016</strong></td>
<td><strong>143.2016</strong> That a letter be written Country Health asking for assistance with negotiations to recruit a doctor for Kimba.</td>
</tr>
</tbody>
</table>
### OUTSTANDING ITEMS: From previous meetings: OCTOBER

<table>
<thead>
<tr>
<th>Date</th>
<th>Reference</th>
<th>Action</th>
<th>Responsible</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>12/10/2016</td>
<td>153.2016</td>
<td>A letter be written to Eyre Western Local Service Area Superintendent supporting the provision of generators to all police stations in the Local Service Area. A second letter to be written to the Minister for Emergency Services re: the communication tower generator.</td>
<td>CEO</td>
<td>Letters sent, awaiting replies.</td>
</tr>
<tr>
<td>25/10/2016</td>
<td>176.2016</td>
<td>A letter be written to the Officer in charge of Eyre Western Local Service area Superintendent, Andrew Thiele, enquiring as to the possibility of a police presence in Kimba when the stationed officer is away.</td>
<td>CEO</td>
<td>Letter sent, awaiting reply. Further investigation to be undertaken with the Operations Inspector Whyalla.</td>
</tr>
<tr>
<td>9/11/2016</td>
<td>202.2016</td>
<td>Seek further quotes for the provision of external power to the Administration Office, Medical Centre and Kimba Power Memorial Village.</td>
<td>WM</td>
<td></td>
</tr>
</tbody>
</table>