MINUTES OF THE MEETING OF COUNCIL HELD
IN THE COUNCIL CHAMBERS, MAIN STREET, CAMBRAI
ON TUESDAY 14 JUNE 2011

PRESENT:

IN ATTENDANCE:
Mr D H Gollan, Chief Executive Officer,
Mr R S Bourne, Director, Corporate & Financial Services,
Mr K L Goldstone, Director, Development & Environmental Services,
Mr J P Fry, Director, Infrastructure Services,
Mr G D Parsons, Manager, Development Services (until 10-15 A M),
Mrs R G Sloper, Minute Secretary.

COMMENCEMENT AND WELCOME: 9-35 A M
The Mayor declared the meeting open and welcomed all present.

APOLOGIES: Were received from Cr J L Howie and Cr B J Taylor.
12627/1 Cr Sayers moved that the apologies be received.
Seconded Cr Myers.
CARRIED.

CONFIRMATION OF PREVIOUS MINUTES:
(Page 12584 & Confidential Minutes Page 548 - 9/5/2011)
12627/2 Cr Raison moved that the Minutes of the Council Meeting held on the 9 May 2011 be taken as read and confirmed.
Seconded Cr Sayers.
CARRIED.

(Page 12623 - 8/6/2011)
12627/3 Cr Hall moved that the Minutes of the Council Meeting held on the 8 June 2011 be taken as read and confirmed.
Seconded Cr Bormann.
CARRIED.

BUSINESS DEFERRED: Nil.
REPORTS BY OFFICERS

INFRASTRUCTURE SERVICES REPORT: See Minute Book Pages 12662 – 12665.

12628/1 Cr Bormann moved that the report be received.
Seconded Cr Hall.

CARRIED.

BUSINESS ARISING FROM REPORT:

DH Ridley:

12628/2 Cr Sayers moved that a survey be carried out so that a design can be drawn up and the estimated cost be presented to the next meeting of Council.
Seconded Cr Raison.

CARRIED.

Neil Rosenberg:

Refer Minute Book Page 12661/1.

DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT: See Minute Book Pages 12666 – 12678.

12628/3 Cr Yeates moved that the report be received.
Seconded Cr Myers.

CARRIED.

BUSINESS ARISING FROM REPORT:

Section 270 of the Local Government Act 1999
Review of Decision – C Hollitt, Lot 47 Pelican Point:

12628/4 Cr Bormann moved that having conducted an internal review of its decision in accordance with Section 270 of the Local Government Act 1999 Council:-

(i) considers the decision to refuse to allow Lot 47 Pelican Point to be connected to the Pelican Point community wastewater management system to be consistent with Council’s long standing position of only allowing the connection of dwellings to community wastewater management systems;

(ii) resolve to reaffirm the decision;

(iii) request Council’s CWMS Advisory Committee to formulate and present to Council for adoption a formal policy on the connection of properties to community wastewater management systems.

Seconded Cr Sayers.

CARRIED.
BUSINESS ARISING FROM REPORT CONT’D:

Sedan Drainage Assessment:

12629/1 Cr Bormann moved that Council endorse an approach to the Stormwater Management Authority for funding to prepare a stormwater management plan for the Sedan township.
Seconded Cr Jennings.
CARRIED.

Funding Application – Truro Stormwater Management Plan Implementation:

12629/2 Cr Bormann moved that Council endorse the draft Stormwater Management Fund application and supporting documentation, and authorise lodgement with the Stormwater Management Authority.
Seconded Cr Jennings.
CARRIED.

SA Water – Relocation of Mannum Wastewater Treatment Plant:

12629/3 Cr Myers moved that in regard to the upgrade of Piggery Road Council advise SA Water that it will contribute an amount of 25% (in kind) of the estimated construction cost.
Seconded Cr Hall.
CARRIED.

Application for Consent for the Deposit of a Plan of Division – Land Division 711/D008/10 – Pieces 60, 61, 62 & 63 in Deposited Plan 82592, Hundred of Younghusband, Certificate of Title Volume 6068 Folio 698:

12629/4 Cr Bormann moved that
1. pursuant to Clause 3.6 of the Land Management Agreement registered over land comprised in Certificate of Title Volume 6068 Folio 698, Council agrees to waive compliance with Clause 5.4 of the Land Management Agreement; and
2. pursuant to the Local Government Act 1999, Council authorises the Mayor and Chief Executive Officer to execute under common seal of Council the Consent for the Deposit of the Plan of Division for land division application 711/D008/10.
Seconded Cr Yeates.
CARRIED.

Application for Consent for the Deposit of a Plan of Division – Land Division 711/D035/09 – Allotment 100 and Pieces 102 & 103, Redbanks Road, Cambrai, Certificates of Title 5860/166 & 5860/165:

12629/5 Cr Bormann moved that
1. pursuant to Clause 5.2 of the Land Management Agreement registered over land comprised in Certificates of Title 5860/166 & 5860/165, Council agrees to waive compliance with Clause 2.1 of the Land Management Agreement;
2. Council authorises the rescission of the Land Management Agreement from proposed Allotment 1 as noted on the plan of division prepared by Symonds Ryan & Cornish (dated 24 January 2011); and
BUSINESS ARISING FROM REPORT CONT’D:

Application for Consent for the Deposit of a Plan of Division – Land Division 711/D035/09 – Allotment 100 and Pieces 102 & 103, Redbanks Road, Cambrai, Certificates of Title 5860/166 & 5860/165 Cont’d:

3. pursuant to the Local Government Act 1999, Council authorises the Mayor and Chief Executive Officer to execute under common seal of Council the Consent for the Deposit of the Plan of Division for land division application 711/D035/09.

Seconded Cr Yeates. CARRIED.

CONFIDENTIAL ITEM - MORPHETT FLAT ENFORCEMENT MATTER:

Confidential Item pursuant to Section 90 –

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) - matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.

10-05 AM

12630/1 Cr Jennings moved that

(1) Under the provision of Section 90(3)(f) & (g) of the Local Government Act 1999 an order be made that with the exception of Mr Dean Gollan, Mr Robin Bourne, Mr Kelvin Goldstone, Mr Jon Fry, Mr Geoff Parsons and Mrs Rose Sloper, all other persons present and the public be excluded from attendance at the meeting in order to receive a report and to consider matters under Section 90(3)(f) & (g).

(2) The Mid Murray Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting could cause significant damage to the interest of the Council, because of the public disclosure or discussion relating to the subject could reasonably be expected to present an unreasonable disclosure of information concerning the personal affairs of any person.

(3) Accordingly, on this basis, the principle that meetings of Mid Murray Council should be conducted in a place open to the public has been outweighed by the need to keep the discussion confidential.

Seconded Cr Myers. CARRIED.

10-09 AM

12630/2 Cr Bormann moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Pages 549 - 553 of the meeting held on 14 June 2011, the Morphett Flat Enforcement Matter and all discussions relating to the matter which were considered in confidence pursuant to Section 90(3)(f) & (g) remain confidential and not available for public inspection until the outcome of the prosecution proceedings are known.

Seconded Cr Hall. CARRIED.
DEVELOPMENT & ENVIRONMENTAL SERVICES LATE REPORT:
See Minute Book Pages 12679 – 12682.

12631/1 Cr Myers moved that the report be received.
Seconded Cr Milsom. CARRIED.

BUSINESS ARISING FROM REPORT:

Myall Place Development Plan Amendment:

12631/2 Cr Myers moved that Council:

1. endorse the amended Statement of Intent and instruct Council’s Planning Consultants and Council staff to prepare a final version to be submitted to the Minister for Urban Development, Planning and the City of Adelaide;

2. grant delegated authority to the Chief Executive Officer to authorise/sign the final version of the amended Statement of Intent;

3. grant delegated authority to the Director – Development and Environmental Services and Manager – Development Services to make any further minor changes to the Statement of Intent as might be necessary;

4. instruct Council’s Planning Consultants and Council staff to continue with preparation of the Development Plan Amendment, including facilitating the employment of private firms to undertake the investigation work required to satisfy the requirements of the various Government Agencies and Department for Planning and Local Government.

Seconded Cr Hall. CARRIED.

10-15 A M Mr Geoff Parsons, Manager, Development Services, left the meeting.

CORPORATE AND FINANCIAL SERVICES REPORT:
See Minute Book Pages 12683 – 12693.

12631/3 Cr Hall moved that the report be received.
Seconded Cr Peake. CARRIED.

BUSINESS ARISING FROM REPORT:

Financial Report:

Bank Reconciliation Statement as at 31 May 2011:

12631/4 Cr Hall moved that the bank reconciliation statement as at 31 May 2011 of $732,260.02 credit be received.
Seconded Cr Yeates. CARRIED.
BUSINESS ARISING FROM REPORT CONT’D:

Mannum Senior Citizens Club Inc – Lease:

12632/1 Cr Yeates moved that in accordance with its Public Consultation Policy the Council give public notice that it intends to grant the Mannum Senior Citizens Club Incorporated a lease over the premises known as the Mannum Senior Citizens Clubrooms for a period of ten years, on Wednesdays from 9.00am to 4.00pm and Fridays from 9.00am to midnight.
Seconded Cr Raison.
CARRIED.

Mannum Dock Museum:

12632/2 Cr Yeates moved that a letter be written to the Mannum Caravan Park Committee requesting they fund a contribution of $28,000 being two thirds of the slipping costs for the P.S. Marion for 2012.
Seconded Cr Raison.
CARRIED.

Vodafone Telecommunications Facility, Morgan:

12632/3 Cr Myers moved that Council support for Vodafone telecommunications facility to be added to the existing Optus mobile phone tower at Centenary Road, Morgan and seek public comment on the request from Vodafone to lease Council land, approximately 6 metres x 5 metres, adjacent to the Optus tower.
Seconded Cr Hall.
CARRIED.

CHIEF EXECUTIVE OFFICER’S REPORT: See Minute Book Pages 12694 – 12721.

12632/4 Cr Bormann moved that the report be received.
Seconded Cr Hall.
CARRIED.

BUSINESS ARISING FROM REPORT:

Election of LGA President:

A secret ballot was conducted.

12632/5 Cr Myers moved that Council cast its vote in favour of Mayor Kym McHugh.
Seconded Cr Peake.
CARRIED.

10-46 A M
12632/6 Cr Bormann moved that the meeting adjourn for morning tea.
Seconded Cr Sayers.
CARRIED.

11-06 A M
12632/7 Cr Myers moved that the meeting resume.
Seconded Cr Bormann.
CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY:

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(b) – 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.

90(3)(d) – 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.

90(3)(e) – matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

90(3)(h) – legal advice

90(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act;
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

11-10 A M
12634/1 Cr Raison moved that

(1) Under the provision of Section 90(2) and (3)(a) (b) (d) (e) (f) (g) (h) (i) (j) (k) and (m) of the Local Government Act 1999 an order be made that with the exception of Mr Dean Gollan, Mr Robin Bourne, Mr Kelvin Goldstone, Mr Jon Fry and Mrs Rose Sloper, all other persons present and the public be excluded from attendance at the meeting in order to receive a report and to consider matters under Section 90 (3)(a) (b) (d) (e) (f) (g) (h) (i) (j) (k) and (m).

(2) The Mid Murray Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting could cause significant damage to the interest of Council, because of the public disclosure or discussion relating to the subject could reasonably be expected to present an unreasonable disclosure of information concerning the personal affairs of any person.

(3) Accordingly, on this basis, the principle that meetings of Mid Murray Council should be conducted in a place open to the public has been outweighed by the need to keep the discussion confidential.

Seconded Cr Bormann. CARRIED.

Review of Confidential Order for Item:
Rob Loxton Road, Walker Flat
Page 162 – 8 August 2005

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice.

12634/2 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 555 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Sayers. CARRIED.

Review of Confidential Order for Item:
Norman Waterhouse
Res No 168/1 Pages 168 & 169 – 22 August 2005

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice

12634/3 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 556 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Hall. CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Rob Loxton Road, Walker Flat – Unauthorised Filling of Land
Page 171 – 5 September 2005

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice.

12635/1 Cr Bormann moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 557 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Jennings.

CARRIED.

Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Res No 185/1, Pages 185 to 190 – 12 December 2005

Confidential Item pursuant to Section 90 –

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

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

12635/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 558 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(a) and (i) remain confidential until June 2012. Seconded Cr Raison.

CARRIED.

Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Res No 203/1, Pages 203 & 204 – 14 March 2006

Confidential Item pursuant to Section 90 –

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

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

12635/3 Cr Peake moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 559 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(a) and (i) remain confidential until June 2012. Seconded Cr Yeates.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Page 205 – 10 April 2006

Confidential Item pursuant to Section 90 –

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

(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

12636/1 Cr Hall moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 560 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a)(g) and (i) remain confidential until June 2012. Seconded Cr Raison. CARRIED.

Review of Confidential Order for Item:
Mannum Waters – Future Ownership, Operation and Maintenance Responsibilities
Page 226 – 10 April 2007

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

12636/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 561 of the meeting held on 14 June 2011, and all documents relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Bormann. CARRIED.

Review of Confidential Order for Item:
Outstanding Legal Costs – D & N Formby
Page 235 – 14 May 2007

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

90(3)(h) – legal advice.

90(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Outstanding Legal Costs – D & N Formby Cont’d

12637/1 Cr Sayers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 562 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) (h) and (i) remain confidential until June 2012.
Seconded Cr Yeates.
CARRIED.

Review of Confidential Order for Item:
Tenders for Kerbside Garbage Collection
Pages 262 to 264 – 24 September 2007

Confidential Items pursuant to Section 90 –

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works.

12637/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 563 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(k) remain confidential until June 2012.
Seconded Cr Bormann.
CARRIED.

Review of Confidential Order for Item:
Correspondence - Attorney-General’s Department
Pages 265 to 267 – 8 October 2007

Confidential Item pursuant to Section 90

90(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

12637/3 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 564 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(i) remain confidential until the work has been carried out.
Seconded Cr Myers.
CARRIED.

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease
Res No 288/2, Pages 287 to 290 – 21 January 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease Cont’d

12638/1 Cr Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 565 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(a) and (h) remain confidential until June 2012.
Seconded Cr Hall.
CARRIED.

Review of Confidential Order for Item:
Confidential Item – Former Mannum Primary School site
Pages 294 to 296 – 11 February 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12638/2 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 566 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012.
Seconded Cr Hall.
CARRIED.

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 299/1, Pages 299 to 306 – 27 February 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12638/3 Cr Bormann moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 567 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012.
Seconded Cr Sayers.
CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 312/1, Pages 314 to 320 – 11 March 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12639/1 Cr Yeates moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 568 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012.
Seconded Cr Myers.
CARRIED.

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease
Pages 321 & 322 – 11 March 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

12639/2 Cr Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 569 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) and (h) remain confidential until June 2012.
Seconded Cr Sayers.
CARRIED.

Review of Confidential Order for Item:
Walker Flat Riverfront Store
Res No 327/1, Pages 327 to 329 – 14 April 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

12639/3 Cr Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 570 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) and (h) remain confidential until June 2012.
Seconded Cr Sayers.
CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT'D:

Review of Confidential Order for Item:
Former Mannum Primary School Site
Pages 330 and 331 – 14 April 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12640/1 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 571 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012.
Seconded Cr Yeates.
CARRIED.

Review of Confidential Order for Item:
Confidential Council Minutes
Page 333 – 12 May 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

12640/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 572 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(a) and (h) remain confidential until June 2012.
Seconded Cr Hall.
CARRIED.

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 335/1, Pages 335 to 339 – 12 May 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12640/3 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 573 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012.
Seconded Cr Sayers.
CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item: Submission to the Minister for Urban Development and Planning – Unlawful Development
Res No 340/2, Pages 340 to 342 – 10 June 2008

Confidential Items pursuant to Section 90 –

90(3)(h) – legal advice

12641/1 Cr Peake moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 574 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012.
Seconded Cr Myers.

CARRIED.

Review of Confidential Order for Item: Walker Flat Riverfront Store – Lease
Pages 372 and 373 – 19 January 2009

Confidential Items pursuant to Section 90 –

90(3)(h) – legal advice

12641/2 Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 575 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012.
Seconded Cr Sayers.

CARRIED.

Review of Confidential Order for Item: Confidential Item – Staff
Pages 378 and 379 – 14 April 2009

Confidential Item pursuant to Section 90 –

90(3)(e) – matters affecting employees of the Council.

12641/3 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 576 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(e) remain confidential until June 2012.
Seconded Cr Hall.

CARRIED.

Review of Confidential Order for Item: Walker Flat Riverfront Store – Lease
Res No 392/2, Pages 392 to 394 – 13 July 2009

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease Cont’d

12642/1 Cr Jennings moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 577 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012.
Seconded Cr Milsom.
CARRIED.

Review of Confidential Order for Item:
Heritage Review
Pages 395 and 396 – 13 July 2009

Confidential Item pursuant to Section 90 –

90(3)(d) – 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

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

12642/2 Cr Jennings moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 578 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(d) and (m) remain confidential until the release of the Heritage DPA.
Seconded Cr Hall.
CARRIED.

Review of Confidential Order for Item:
Former Rockleigh School
Res No 407/1, Pages 407 and 408 – 10 August 2009

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

12642/3 Cr Hall moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 579 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(m) remain confidential until June 2012.
Seconded Cr Bormann.
CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Mannum Waters Development Deed & Contributions Agreement
Pages 415 and 416 – 12 October 2009

Confidential Item pursuant to Section 90 –

90(3)(d) – 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

90(3)(h) – legal advice

12643/1 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 580 of the meeting held on 14 June 2011, and the following parts of the following document received, considered and discussed by the Council at its meeting held on 12 October 2009 in relation to Mannum Waters – Development Deed remain confidential pursuant to Section 90(2) and (3)(d) and (h) and not available for public inspection until the expiry or earlier determination of the Development Deed or June 2012:

- Clauses 11 and 20 of the Development Deed.

Seconded Cr Sayers.  CARRIED.

Review of Confidential Order for Item:
Rockleigh School House
Pages 421 to 423 – 9 November 2009

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

12643/2 Yeates moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 581 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(m) remain confidential until June 2012.  Seconded Cr Bormann.  CARRIED.

Review of Confidential Order for Item:
Mannum Waters – Affordable Housing & Rating Rebates
Pages 429 to 431 – 14 December 2009

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Mannum Waters – Affordable Housing & Rating Rebates Cont’d

12644/1 Cr Hall moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 582 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) remain confidential until June 2011. Seconded Cr Raison.

CARRIED.

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res Nos 435/2 & 435/3, Pages 434 to 436 – 1 March 2010

Confidential Item pursuant to Section 90 –

90(3)(b) – 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.

90(3)(d) – 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

12644/2 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Pages 583 and 584 of the meeting held on 14 June 2011, which was considered in confidence pursuant to Section 90(2) and (3)(b) and (d) remain confidential until June 2012. Seconded Cr Myers.

CARRIED.

Review of Confidential Order for Item:
Former Mannum Primary School Site Expression of Interest
Res No 442/2, Pages 441 to 443 – 18 March 2010

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

12644/3 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 585 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(j) remain confidential until June 2012 or the land is sold. Seconded Cr Yeates.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Heritage Places Development Plan Amendment (DPA)
Res No 444/1, Pages 444 and 445 – 12 April 2010

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

12645/1 Cr Hall moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 586 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(m) remain confidential until June 2012 and not available for public inspection until the Minister for Planning and Local Government releases the document for public consultation purposes. Seconded Cr Jennings.

CARRIED.

Review of Confidential Order for Item:
Works on Crown Land Adjacent to Morgan Caravan Park
Page 446 – 12 April 2010

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

12645/2 Cr Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 587 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Jennings.

CARRIED.

Review of Confidential Order for Item:
Mannum Waters – Rate Rebates
Pages 502 to 505 – 15 June 2010

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice

12645/3 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 588 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until June 2012. Seconded Cr Raison.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Mid Murray Community Support Service and Community Help for the Isolated with Personal Support (CHIPS)
Pages 506 and 507 – 12 July 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

12646/1 Cr Yeates moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 589 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) and (g) remain confidential until June 2012.
Seconded Cr Peake.

CARRIED.

Review of Confidential Order for Item:
Tenders for Construction of Mannum Skate Park
Pages 511 and 512 – 13 September 2010

Confidential item pursuant to Section 90 –

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works

12646/2 Cr Yeates moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 590 of the meeting held on 14 June 2011, including the consultant engineer’s report, and all discussions relating to the matter which were considered in confidence pursuant to Section 90(2) and (3) (k) remain confidential until June 2012.
Seconded Cr Jennings.

CARRIED.

Review of Confidential Order for Item:
Heritage Places Development Plan Amendment (DPA)
Res Nos 513/1 & 514/1, Pages 513 and 514 – 11 October 2010

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

12646/3 Cr Bormann moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 591 of the meeting held on 14 June 2011, the Heritage Places Development Plan Amendment (DPA) Report and all discussions relating to the matter which was considered in confidence pursuant to Section 90(3)(m) remain confidential and not available for public inspection until the Minister for Planning and Local Government releases the document for public consultation purposes.
Seconded Cr Hall.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Employees of Council
Pages 515 and 516 – 11 October 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

12647/1 Cr Peake moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 592 of the meeting held on 14 June 2011 and all discussions relating to the matters which were considered in confidence pursuant to Section 90(2) and (3)(a) remain confidential until June 2012. Seconded Cr Hall.

CARRIED.

Review of Confidential Order for Item:
Morphett Flat Enforcement Matter
Res No 517/1, Pages 517 to 522 – 8 November 2010

Confidential Item pursuant to Section 90 –

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.

12647/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 593 of the meeting held on 14 June 2011, the Morphett Flat Enforcement Matter and all discussions relating to the matter which were considered in confidence pursuant to Section 90(3)(f) & (g) remain confidential and not available for public inspection until the outcome of the prosecution proceedings are known. Seconded Cr Hall.

CARRIED.

Review of Confidential Order for Item:
River Lane, Mannum Development
Pages 523 to 527 – 8 November 2010

Confidential Item pursuant to Section 90 –

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

90(3)(h) – legal advice.

12647/3 Cr Jennings moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minute Page 594 of the meeting held on 14 June 2011, the River Lane, Mannum Development and all discussions relating to the matter which were considered in confidence pursuant to Section 90(3)(g) & (h) remain confidential and not available for public inspection until the development is completed and discussions with the Crown Solicitors Office and Department for Transport, Energy & Infrastructure have concluded. Seconded Cr Sayers.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Staff
Page 530 – 13 December 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

12648/1 Cr Peake moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 595 of the meeting held on 14 June 2011 and all discussions relating to the matter which were considered in confidence pursuant to Section 90(2) and (3)(a) remain confidential until June 2012. Seconded Cr Yeates.

CARRIED.

Review of Confidential Order for Item:
Tenders for Supply of New Grader and New Loader
Page 531 – 17 January 2011

Confidential item pursuant to Section 90 –

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

12648/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 596 of the meeting held on 14 June 2011 and the schedule of unsuccessful tenders and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(k) remain confidential until June 2012. Seconded Cr Sayers.

CARRIED.

Review of Confidential Order for Item:
Audit Committee – Independent Member Expressions of Interest
Page 532 – 14 February 2011

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

12648/3 Cr Bormann moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 597 of the meeting held on 14 June 2011 and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) remain confidential until June 2012. Seconded Cr Yeates.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Legal Advice – Floating Pontoons
Page 533 – 14 February 2011

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice.

12649/1 Cr Hall moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 598 of the meeting held on 14 June 2011, the Legal Advice – Floating Pontoons Report and all discussions relating to the matter which was considered in confidence pursuant to Section 90(3)(h) remain confidential other than where provided to Government departments/agencies in accordance with the resolution of the Strategic Planning and Development Policy Committee and not available for public inspection until June 2012. Seconded Cr Milsom.

CARRIED.

Review of Confidential Order for Item:
Caloote Landing – Shacks & Riverbank Collapse
Page 534 – 15 March 2011

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

12649/2 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 599 of the meeting held on 14 June 2011 and the confidential attachment to the Corporate and Financial Services Report and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(a) remain confidential until June 2012. Seconded Cr Bormann.

CARRIED.

Review of Confidential Order for Item:
Report on Proposed Works Structure
Page 539 – 15 March 2011

Confidential item pursuant to Section 90 –

90(3)(e) – matters affecting employees of the Council.

12649/3 Cr Sayers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 600 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(e) remain confidential until June 2012. Seconded Cr Peake.

CARRIED.
CONFIDENTIAL ITEMS – CONTINUATION OF CONFIDENTIALITY CONT’D:

Review of Confidential Order for Item:
Morphett Flat Enforcement Matter
Res No 541/1, Pages 540 to 543 – 11 April 2011

Confidential Item pursuant to Section 90 –

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

90(3)(h) – legal advice.

12650/1 Cr Myers moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 601 of the meeting held on 14 June 2011, the Morphett Flat Enforcement Matter and all discussions relating to the matter which were considered in confidence pursuant to Section 90(3)(f), (g) & (h) remain confidential and not available for public inspection until the outcome of the prosecution proceedings are known.
Seconded Cr Yeates.
CARRIED.

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Transfer Of Lease
Res No 544/1, Pages 544 to 547 – 11 April 2011

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

12650/2 Cr Milsom moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 602 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(h) remain confidential until the permit is signed by all parties.
Seconded Cr Yeates.
CARRIED.

Review of Confidential Order for Item:
Update and Review of Works Organisation Structure
Page 548 – 9 May 2011

Confidential Item pursuant to Section 90 –

90(3)(e) – matters affecting employees of the Council.

12650/3 Cr Raison moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Page 603 of the meeting held on 14 June 2011, and all discussions relating to the matter which was considered in confidence pursuant to Section 90(2) and (3)(e) remain confidential until June 2012.
Seconded Cr Myers.
CARRIED.
11-24 A M
12651/1 Cr Hall moved that the meeting now be opened to the public.
Seconded Cr Raison.
CARRIED.

BUSINESS ARISING FROM CHIEF EXECUTIVE OFFICER’S REPORT CONT’D:

Confidential Items – Release of Documents:
12651/2 Cr Bormann moved that the release of the confidential items listed on Minute Book Pages 12709 to 12716 be endorsed.
Seconded Cr Raison.
CARRIED.

Morgan Riverfront Precinct Project:
12651/3 Cr Myers moved that Council –

- Ratify changes to plan as detailed in the Chief Executive Officer’s Report
- Ratify continuation of existing steering committee
- Address stormwater issues within precinct as a matter of urgency in order that funding received for Stage 1 of the playground is retained.
- Consider funding to rectify stormwater issues and final playground design to commence stage 1 purchase of equipment and installation.

Seconded Cr Hall.
CARRIED.

CHIEF EXECUTIVE OFFICER’S LATE REPORT: See Minute Book Pages 12722 – 12723.
12651/4 Cr Bormann moved that the report be received.
Seconded Cr Jennings.
CARRIED.

BUSINESS ARISING FROM REPORT:

Murraylands Tourism:
12651/5 Cr Jennings moved that Mid Murray Council agrees to the formation of new tourism body as outlined in the Summary attached to the Chief Executive Officer’s Report, to be auspiced under Regional Development Australia Murraylands and Riverland.
Seconded Cr Bormann.
CARRIED.

MAYOR’S REPORT: See Minute Book Page 12724.
12651/6 Cr Myers moved that the report be received.
Seconded Cr Sayers.
CARRIED.
ELECTED MEMBERS’ REPORTS:

**Cr Myers:**

Cr Myers reported on his attendance at the following meetings and functions – Morgan Community Development & Tourism Association meetings, Morgan, Development Assessment Panel meeting, Cambrai, Budget workshops, Cambrai, Mannum & District Pistol & Shooting Club Inc BBQ, Murray Mallee Zone Emergency meeting, Swan Reach, Disability Access Review Working Party meeting, Mannum, Community Wastewater Management System (CWMS) Advisory Committee meeting, Reserves Management Advisory Committee meeting, Morgan Riverfront meeting, Morgan/Cadell Community Transport Committee meeting, Murray and Mallee LGA meeting, Mannum, Mid Murray Council meeting, Cambrai.

**Cr Bormann:**

Cr Bormann reported on her attendance at the following meetings and functions – Truro and Districts Community Association meeting, Truro, Audit Committee training, Adelaide, Mid Murray LAP meetings, Cambrai, Budget workshops, Cambrai, Truro Projects Advisory Committee meeting, Truro, Truro Pioneer Park discussion, Cambrai, Eastern Mount Lofty Ranges Water Allocation consultation session for Local Government, Hahndorf, Cambrai School/Community Library Board meeting, Cambrai, Cambrai Agricultural Museum meeting, Cambrai, Murray and Mallee Local Government Association meeting, Mannum, Audit Committee meeting, Mannum, Sedan Rural Community Access Service meeting, Sedan, Mid Murray Council meeting.

**Cr Jennings:**

Cr Jennings reported on her attendance at the following meetings and functions – Waste Management Advisory Committee meeting, Mannum, Council Budget workshop, Cambrai, Truro Projects Advisory Committee meeting, Truro, Kapunda Swap Meet (promoting Sedan Swap Meet), Kapunda, Sedan Park Committee, Sedan, Cambrai Community Market meeting, Cambrai, Cambrai School/Community Library Board meeting, Cambrai, Sedan Park meeting, Sedan, Sedan Rural Access Committee meeting, Sedan, Mid Murray Council meeting.

**Cr Hall:**

Cr Hall reported on his attendance at the following meetings and functions – Waste Management Advisory Committee meeting, Mannum, Budget workshops, Cambrai, Mannum Caravan Park Committee meeting and dinner, Mannum, Community Wastewater Management System (CWMS) Advisory Committee meeting, Mid Murray Council meeting.

**Cr Milsom:**

Cr Milsom reported on his attendance at the following meetings and functions – Waste Management Advisory Committee meeting, Mannum, Budget workshops, Cambrai, Waste Management Conference, Adelaide, Nildottie Progress Association meeting, Nildottie, Mid Murray Council meeting.
ELECTED MEMBERS’ REPORTS CONT’D:

Cr Peake:
Cr Peake reported on his attendance at the following meetings and functions – Waste Management Advisory Committee meeting, Mannum, Budget workshops, Cambrai, Lower Murray Reference Group meeting, Murray Bridge, Swan Reach Progress Association meeting, Eastern Mt Lofty Ranges Water Allocation Plan meeting, Hahndorf, Murray and Mallee Local Government Association AGM, Mannum, Riverland Tourism briefs, Mannum and Berri, Audit Committee meeting, Mannum, Mid Murray Council meeting, Cambrai, Blanchetown Rural Transaction Centre Committee meeting, Mannum, Riverland Tourism briefs, Mannum and Berri, Audit Committee meeting, Mannum, Mid Murray Council meeting, Cambrai, Blanchetown Rural Transaction Centre Committee meeting, Blanchetown, Morgan Community Development & Tourism Association meeting, Morgan.

Cr Sayers:
Cr Sayers reported on his attendance at the following meetings and functions – Waste Management Advisory Committee meeting, Mannum, Brookfield Advisory Committee meeting, Budget workshops, Cambrai, Eudunda Aged Care Hostel meeting, Eudunda, Aminya/Mid Murray Homes meeting, Mannum, Community Wastewater Management (CWMS) Advisory Committee meeting, Cambrai, Morgan/Cadell Community Transport Committee meeting, Morgan, Audit Committee meeting, Mannum, Blanchetown Hall Committee meeting, Mid Murray Council meeting, Cambrai, Blanchetown Rural Transaction Centre Committee meeting, Blanchetown, Blanchetown Health & Aged Care Centre Committee meeting, Blanchetown, Sporting Bodies Committee meeting, Blanchetown.

Cr Raison:
Cr Raison reported on his attendance at the following meetings and functions – Strategic Planning Conference, Adelaide, Budget workshops, Cambrai, Mannum Caravan Park Committee meeting and dinner, Mannum, Old Mannum School Steering Committee meeting, opening of season at Mannum Gun Club, guest speaker at the White Wreath Memorial Service, Palmer, Reserves Management Advisory Committee meeting, Cambrai, Community Wastewater Management System (CWMS) Advisory Committee meeting, Cambrai.

Cr Yeates:
Cr Yeates reported on her attendance at the following meetings and functions – Mannum Community Breakfast, Mannum, Mid Murray Council meetings, Cambrai, Budget workshops, Cambrai, farewell dinner for Mannum Caravan Park Managers, Mannum, Mannum Old Primary School Steering Committee meeting, Mannum, Mannum Leisure Centre Board of Management meeting, Mannum, Mannum Progress meeting Mannum, meeting with Shane Thompson and Chief Executive Officer regarding Mannum Leisure Centre.

12653/1 Cr Jennings moved that the elected members’ reports be received. Seconded Cr Hall. CARRIED.

QUESTIONS WITHOUT NOTICE – COUNCILLORS

QUESTIONS WITH NOTICE – COUNCILLORS: Nil.
12-19 P M  
12654/1 Cr Myers moved that the meeting adjourn for lunch.  
Seconded Cr Jennings.  
CARRIED.

1-03 P M  
12654/2 Cr Jennings moved that the meeting resume.  
Seconded Cr Yeates.  
CARRIED.

NOTICES OF MOTION:

Elected Members’ Allowances & Benefits Policy:

12654/3 Cr Hall moved that the following sentence be added at the end of point 4.2 “Other Expenses” in the Elected Members’ Allowances & Benefits Policy – ‘Conferences and seminars that are over extended periods where partners are included, partners meals are to be reimbursed.’  
Lapsed for want of a Seconder.

DEPUTATIONS: Nil.

PETITIONS: Nil.

MINUTES FROM COMMITTEES

MANNUM LEISURE CENTRE MANAGEMENT COMMITTEE:

12654/4 Cr Yeates moved that the Minutes of the Mannum Leisure Centre Management Committee meeting held on the 20 April 2011, be received.  
Seconded Cr Jennings.  
CARRIED.

12654/5 Cr Yeates moved that the Minutes of the Mannum Leisure Centre Management Committee meeting held on the 18 May 2011, be received.  
Seconded Cr Bormann.  
CARRIED.

MANNUM CARAVAN PARK COMMITTEE:

12654/6 Cr Raison moved that the Minutes of the Mannum Caravan Park Committee meeting held on the 16 May 2011 be received.  
Seconded Cr Hall.  
CARRIED.

12654/7 Cr Hall moved that the following recommendation from the meeting of the Mannum Caravan Park Committee held on the 16 May 2011 be adopted by Council -  

Bolto Reserve – Camping Signage:

12619/3 Cr Howie moved that it be recommended to Council that the signage for camping permits at Bolto Reserve be made more prominent.  
Seconded Mr Donaldson.  
CARRIED.

Seconded Cr Raison.  
CARRIED.
MID MURRAY COUNCIL COMMUNITY WASTEWATER MANAGEMENT SYSTEMS (CWMS) ADVISORY COMMITTEE:

12655/1 Cr Sayers moved that the Minutes of the Mid Murray Council Community Wastewater Management Systems (CWMS) Advisory Committee meeting held on the 30 May 2011 be received.
Seconded Cr Hall.
CARRIED.

12655/2 Cr Myers moved that the following recommendations from the meeting of the Community Wastewater Management Systems (CWMS) Advisory Committee held on the 30 May 2011 be adopted by Council -

Brenda Park Pump Replacement Program

31/2 Cr Raison moved that it be recommended to Council that the Brenda Park CWMS pump replacement program be cancelled and the Brenda Park Leaseholders Association be advised accordingly.
Seconded M Dyson.
CARRIED.

Wongulla Landing – Alternative Disposal System

31/3 Cr Hall moved that it be recommended to Council that based on the additional information received on a possible alternative waste control system, a further survey of Wongulla Landing shack owners be undertaken.
Seconded M Dyson.
CARRIED.

Calculation of Charges for Late/Additional Connections to Existing Schemes

32/2 D Prust moved that it be recommended to Council that the following points be incorporated in a policy of Council in relation to calculation of charges for late/additional connections to existing schemes:-

(a) Capital contribution equivalent to the capital contribution paid by those who joined that particular CWMS at the commencement;
(b) Annual adjustments to be made to the original capital contribution in accordance with the annual CPI for each year following the commencement of that particular CWMS;
(c) To meet the cost of administering the application to connect and processing the payment of the capital contribution a surcharge of 10% to be added to the capital contribution amount after it has been adjusted for annual CPI changes;
(d) If the application for a connection to any existing CWMS requires more than the provision of a connection box for that property all of the additional costs incurred by the Council are to be met by the applicant.

Seconded Cr Raison.
CARRIED.

Seconded Cr Sayers.
CARRIED.

MID MURRAY COUNCIL BUILDING FIRE SAFETY COMMITTEE:

12655/3 Cr Jennings moved that the Minutes of the Mid Murray Council Building Fire Safety Committee meeting held on the 14 April 2011 be received.
Seconded Cr Yeates.
CARRIED.
MID MURRAY COUNCIL OCCUPATIONAL HEALTH, SAFETY AND WELFARE COMMITTEE: Nil.

MID MURRAY AND KAROONDA EAST MURRAY DISTRICT COUNCILS PLANT COMMITTEE: Nil.

MANNUM DRY ZONE WORKING GROUP: Nil.

MID MURRAY COUNCIL DISABILITY ACCESS REVIEW ADVISORY COMMITTEE:

12656/1 Cr Myers moved that the Minutes of the Mid Murray Council Disability Access Review Advisory Committee meeting held on the 24 May 2011 be received. Seconded Cr Sayers.

CARRIED.

12656/2 Cr Yeates moved that the following recommendation from the meeting of the Mid Murray Council Disability Access Review Advisory Committee held on 24 May 2011 be adopted by Council –

Reception Access

92/3 C Smith-Rowe moved that it be recommended to Council that to comply with access requirements an automatic door be fitted to the entrance to the reception area of the Mannum office and that the work be funded via Council’s building maintenance budget allocation. Seconded G Virgin.

CARRIED.

Seconded Cr Jennings.

CARRIED.

MID MURRAY COUNCIL DEVELOPMENT ASSESSMENT PANEL:

12656/3 Cr Hall moved that the Minutes of the Mid Murray Council Development Assessment Panel meeting held on the 16 May 2011 be received. Seconded Cr Yeates.

CARRIED.

BLANCHETOWN RURAL TRANSACTION CENTRE COMMITTEE: Nil.

TRURO PROJECTS ADVISORY COMMITTEE:

12656/4 Cr Jennings moved that the Minutes of the Truro Projects Advisory Committee meeting held on the 18 May 2011 be received. Seconded Cr Bormann.

CARRIED.

MANNUM DOCK MUSEUM BOARD:

12656/5 Cr Jennings moved that the Minutes of the Mannum Dock Museum Board meeting held on the 11 May 2011 be received. Seconded Cr Milsom.

CARRIED.
MORGAN MUSEUM BOARD: Nil.

SWAN REACH COMMUNITY HEALTH CENTRE COMMITTEE: Nil.

MID MURRAY COUNCIL RESERVES MANAGEMENT ADVISORY COMMITTEE:

12657/1 Cr Myers moved that the Minutes of the Mid Murray Council Reserves Management Advisory Committee meeting held on the 30 May 2011 be received. Seconded Cr Hall. **CARRIED.**

12657/2 Cr Hall moved that the following recommendations from the meeting of the Mid Murray Council Reserves Management Advisory Committee held on the 30 May 2011 be adopted by Council -

Mannum RV Friendly Town Scheme – Haythorpe Reserve RV Park Project

164/1 Mayor Burgess moved that it be recommended to Council:-

(i) that Council endorse the development of Haythorpe Reserve to accommodate recreational vehicles (RV’s); and
(ii) that Council endorse the rollout of the RV Friendly Scheme across the Council area in conjunction with the Campervan & Motorhome Club of Australia Ltd.

Seconded Cr Raison. **CARRIED.**

164/2 Cr Raison moved that it be recommended to Council that $10,000 be included in the 2011/12 budget to implement the RV Friendly Scheme. Seconded Mayor Burgess. **CARRIED.**

Use of Council Land – Old Morgan Quarry

164/3 Mayor Burgess moved that it be recommended to Council that the application for Four Wheel Drive SA to allow the land (Old Morgan Quarry) to be used by their affiliated clubs, under the strict guidance of their Association, and in accordance with Council’s policies and guidelines for use of the land (such use will include the CFS and Armed Forces) be approved. Seconded Cr Raison. **CARRIED.**

Campfires of Council Reserves

164/4 Cr Raison moved that it be recommended to Council that in regard to campfires on Council land, Council resolve to:-

(i) maintain the status quo; and
(ii) review campfire clauses contained within Community Land Management Plans and amend where appropriate.

Seconded Mayor Burgess. **CARRIED.**
Motorbike Accidents – Milendella and Towitta

165/1 Cr Raison moved that it be recommended to Council that the budget allocation for trail bike signage be increased by $5,000 and endorse the continuation of Council’s trail bike control programme including ongoing negotiations with SAPOL, Crown Lands and Government Agencies.
Seconded J Fry.

CARRIED.

Correspondence – M & J Merckenschlager

165/3 Cr Raison moved that it be recommended to Council that Council endorse the proposed Landcare project on road reserve at Borchardt/Caloote Roads, Caloote subject to consultation with Council’s Works Department in relation to proposed works.
Seconded Mayor Burgess.

CARRIED.

Correspondence – Lions Club of Ridley

166/1 Mayor Burgess moved that it be recommended to Council that support be given to the Lions Club of Ridley in relation to installing recyclable drink container bins at various reserves throughout the Council area.
Seconded Cr Raison.

CARRIED.

Correspondence – W Morony

166/2 Cr Raison moved that it be recommended to Council that Mr Morony be advised comments in his correspondence dated 26 April 2011 will be further considered during the next review of Council’s Boating Facilities Strategy.
Seconded Mayor Burgess.

CARRIED.

Correspondence – Nildottie Progress & Soldiers Memorial Hall Association Inc.

166/3 Mayor Burgess moved that it be recommended to Council that a letter of support for the installation of a playground and outdoor gym equipment at Nildottie be given to the Nildottie Progress & Soldiers Memorial Hall Association Inc. Further that in kind support be given subject to the Association liaising with the Works Department.
Seconded Cr Raison.

CARRIED.

Seconded Cr Myers.

CARRIED.

MID MURRAY COUNCIL AUDIT COMMITTEE:

12658/1 Cr Bormann moved that the Minutes of the Mid Murray Council Audit Committee meeting held on the 3 June 2011 be received.
Seconded Cr Sayers.

CARRIED.
MID MURRAY COUNCIL AUDIT COMMITTEE CONT’D:

12659/1 Cr Bormann moved that the recommendation of the Audit Committee for the Net Financial Liabilities Ratio range to be broadened from 0% to 50% to 0% to 60% be adopted.
Seconded Cr Sayers.
CARRIED.

MID MURRAY COUNCIL WASTE MANAGEMENT ADVISORY COMMITTEE:

12659/2 Cr Hall moved that the Minutes of the Mid Murray Council Waste Management Advisory Committee meeting held on the 11 May 2011 be received.
Seconded Cr Sayers.
CARRIED.

12659/3 Cr Bormann moved that the following recommendation from the meeting of the Mid Murray Council Waste Management Advisory Committee held on the 11 May 2011 be adopted by Council -

*The Planet Ark Recycling Team*

24/2 Mayor Burgess moved that it be recommended to Council that Council support the program and that collection boxes for printer cartridges be placed at each office.
Seconded Cr Howie.
CARRIED.

Seconded Cr Peake.
CARRIED.

BLANCHETOWN HEALTH AND AGED CARE CENTRE COMMITTEE: Nil.

STRATEGIC PLANNING AND DEVELOPMENT POLICY COMMITTEE: Nil.

COLLIER PARK MANAGEMENT COMMITTEE:

12659/4 Cr Yeates moved that the Minutes of the Collier Park Management Committee meeting held on the 12 May 2011 be received.
Seconded Cr Myers.
CARRIED.

12659/5 Cr Yeates moved that the following recommendations from the meeting of the Collier Park Management Committee held on the 12 May 2011 be adopted by Council -

1. Council to check and repair the cracks in the lintels over the toilets on the western wall of the Hall.
2. Council to arrange for the doors to the toilets to have “engaged” locks placed on them.
3. Council to make a clear path from the back of the kitchen to the ladies toilet.

Seconded Cr Bormann.
CARRIED.
MORGAN/CADELL COMMUNITY TRANSPORT COMMITTEE:

12660/1 Cr Myers moved that the Minutes of the Morgan/Cadell Community Transport Committee meeting held on the 4 May 2011 be received. Seconded Cr Sayers. CARRIED.

12660/2 Cr Myers moved that the Minutes of the Morgan/Cadell Community Transport Committee meeting held on the 1 June 2011 be received. Seconded Cr Sayers. CARRIED.

12660/3 Cr Hall moved that Council endorse the appointment of Liz James to the Morgan/Cadell Community Transport Committee. Seconded Cr Myers. CARRIED.

Morgan/Cadell Community Transport Committee Operational Conditions:

12660/4 Cr Yeates moved that it be noted that Council has reviewed the Operational Conditions for the Committee. Seconded Cr Sayers. CARRIED.

MID MURRAY COUNCIL MANNUM SPORT AND RECREATION PRECINCT WORKING PARTY: Nil.

MID MURRAY COUNCIL MANNUM MAIN STREET COMMITTEE: Nil.

CORRESPONDENCE FOR INFORMATION ONLY:

Mannum School/Community Library Board of Management:

Being Minutes of meeting held 24 March, 2011.

A copy of the minutes are attached.

Old Mannum School Steering Committee:

Being Minutes of meeting held 17 May, 2011.

A copy of the minutes are attached.

Murray Mallee Zone Emergency Management Committee:

Being Minutes of meeting held on Tuesday 22 March, 2011.

A copy of the minutes are attached.

12660/5 Cr Jennings moved that the above correspondence be received and noted. Seconded Cr Bormann. CARRIED.
BUSINESS ARISING FROM INFRASTRUCTURE SERVICES REPORT:

Neil Rosenberg:

12661/1 Cr Sayers moved that item 6.1.4 of the Infrastructure Services Report be deferred until the next meeting to enable more information to be provided to members at that meeting.
Seconded Cr Myers.

CARRIED.

URGENT BUSINESS:

Greenways Landing:

12661/2 Cr Milsom moved that the Department for Environment and Natural Resources be requested to place the Greenways Landing under the care, control and management of the Mid Murray Council.
Seconded Cr Hall.

CARRIED.

Murray Darling Association:

12661/3 Cr Sayers moved that a letter be written to the Murray Darling Association advising that this Council’s view is that only the freshwater solution ensures comprehensive environmental benefits to the entire river and that salinity levels in the lower lakes should be used as a means of monitoring the health of the river below lock 1.
Seconded Cr Raison.

CARRIED.

NEXT MEETING:

To be held at Cambrai at 9-00 am on Monday 11 July, 2011.

1-57 P M The Mayor declared the meeting closed.
6.1 INFRASTRUCTURE SERVICES REPORT

Cr moved that the report be received.
Seconded Cr

6.1.1 Works Construction Program

Strategic Plan Reference
Infrastructure, Asset and Facility Management
Goal 4.0

Update of Works Construction Program has been prepared.

A copy of the monthly update is attached.
6.1 INFRASTRUCTURE SERVICES REPORT CONT’D

6.1.2 Mannum Community College

Report Purpose

Requesting Council to address the ongoing poor condition of the footpath in front of the Mannum Community College School and asking for financial assistance to get the swimming pool up and running for the 2011/2012 summer period.

A copy of the letter is attached.

Introduction/ Background

Originally the Mannum Community College was located on both sides of Walker Avenue, with the Primary School on the eastern side of Walker Avenue. Many years prior to its amalgamation and the re-location of the Primary School to the western side of Walker Avenue Council had constructed a concrete path to the Adelaide Road. The Department for Transport, Energy and Infrastructure had also installed a Koala school crossing on Adelaide Road. The crossing is located east of the Walker Avenue/Adelaide Road intersection.

Council is considering an amount of $30,000 in the draft Budget for this work.

In regard to the request for assistance for the swimming pool the College has been asked to provide details about the assistance they are seeking from Council and to advise whether or not the pool would be available for out of school hours use by the public, as previously occurred.

References

Strategic Plan Infrastructure, Asset and Facility Management
Goal 4.0 – Well managed Council assets provided for the benefit of the overall community.

For members’ consideration.
6.1 INFRASTRUCTURE SERVICES REPORT CONT’D

6.1.3 DH Ridley

Report Purpose

Advising Council that they consider the condition of Godley Street, Blanchetown to be very poor and asking Council to perform some maintenance work to Godley Street and sections of North Terrace and West Terrace.

A copy of the letter is attached.

Introduction/Background

Godley Street, North Terrace and West Terrace are unformed roads in a partially developed area of Blanchetown. To perform any sort of upgrade on these roads drainage has to be a major consideration.

It is of no value to construct a crowned road as future rains would still cause water pooling and water erosion between the road and the property boundary on both sides of the road. To ensure correct and adequate drainage a survey would have to be performed so a design can be drawn up and then estimates of the cost could be established. It would be anticipated that in total the project would cost in the vicinity of $75,000 - $100,000, this would be for sealed roads with adequate drainage.

The attached map shows that 3 of the 8 houses in the vicinity have a sealed road frontage (Onslow Street).

References

Strategic Plan Infrastructure, Asset and Facility Management
Goal 4.0 – Well managed Council assets provided for the benefit of the overall community.

For members’ discussion.
6.1 INFRASTRUCTURE SERVICES REPORT CONT’D

6.1.4 Neil Rosenberg

Introduction/Background

Heavy rains in the Crawford Crescent and Murray Crescent area at Mannum have caused flooding problems for some properties along Purnong Road.

Council purchased a block on Purnong Road for a stormwater retention dam, but this will not alleviate the flooding problem experienced by Mr Rosenberg.

A copy of the letter is attached.

Discussion

The work was listed as “Stormwater Drainage outside Mannum Caravan Park, additional cost $238,000” in the draft budget but it was deleted at the workshop.

Conclusion

There are no funds currently in the 2011/2012 budget to carry out the works and at this stage it is not known if the works will qualify for a stormwater management grant.

References

Strategic Plan    Infrastructure, Asset and Facility Management
Goal 4.0 – Well managed Council assets provided for the benefit of the overall community.

Budget    Additional cost $238,000. Total cost of the works is $264,000

For members’ consideration.

JP Fry
Director, Infrastructure Services
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT

Cr moved that the report be received.
Seconded Cr

6.2.1 Section 270 of the Local Government Act 1999
Review of Decision – C Hollitt, Lot 47 Pelican Point

Reporting Officer Kelvin Goldstone
Position Director – Development & Environmental Services

Report Purpose

To advise Council of the outcome of the Section 270 Review in relation to the matter of Mr C Hollitt, Lot 47 Pelican Point and make recommendation to Council.

Introduction/Background

At the April 2011 meeting Council resolved to form a Committee to conduct an internal review as requested by Mr C Hollitt into Council’s decision to refuse to allow the property (Lot 47 Pelican Point) to be connected to the Pelican Point community wastewater management system.

Discussion

The Committee comprising Deputy Mayor Cr Myers, Cr Peake, Director – Development & Environmental Services and Manager – Health Services conducted the review at a meeting held on 11 May 2011. A copy of the meeting notes are attached.

Conclusion

Having considered all relevant issues the Committee came to the conclusion that Council’s decision to refuse connection to the CWMS was correct and should be reaffirmed by resolution of Council.

Additionally the Committee recommends that Council adopts (via a recommendation from the CWMS Advisory Committee) a formal policy that reflects Council’s position in terms of the connection of properties to CWMS.

References

Strategic Plan Natural and Built Environment
Strategy 1.9

Budget No budget impact.

6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.1 Section 270 of the Local Government Act 1999
Review of Decision – C Hollitt, Lot 47 Pelican Point cont’d

Recommendation:
Moved __________________ Seconded __________________
that having conducted an internal review of its decision in accordance with
Section 270 of the Local Government Act 1999 Council:-

(i) considers the decision to refuse to allow Lot 47 Pelican Point to be
connected to the Pelican Point community wastewater management
system to be consistent with Council’s long standing position of only
allowing the connection of dwellings to community wastewater
management systems;

(ii) resolve to reaffirm the decision;

(iii) request Council’s CWMS Advisory Committee to formulate and
present to Council for adoption a formal policy on the connection of
properties to community wastewater management systems.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.2 Sedan Drainage Assessment

**Reporting Officer**  Kelvin Goldstone  
**Position**  Director – Development & Environmental Services

**Report Purpose**

To table a copy of the Sedan Drainage Assessment Report prepared by Australian Water Environments and to seek direction of Council in terms of a continuance of the project.

**Introduction/Background**

Following the high rainfall event in 2010 and subsequent discussion with Ward Councillors, Australian Water Environments were requested to provide a brief drainage assessment report for the Sedan township. A copy of the report is attached.

**Discussion**

The Australian Water Environments report provides a broad review of regional drainage problems around the township of Sedan and in summary recommends a number of issues be investigated in more detail. Such investigations including:

- hydrological assessment of catchments
- hydraulic of flow paths
- identification of potential flood mitigation options

are estimated to cost in the vicinity of $28,000.

Such a project may qualify for funding from the Stormwater Management Authority, obviously dependent on funding criteria.

**Conclusion**

The long recognised drainage deficiencies in and around Sedan were again highlighted following recent high rainfall events. The Australian Water Environments drainage assessment report provides Council with options in terms of future investigation and some initial information that may assist in an approach to the Stormwater Management Authority for project funding.

**References**

- Strategic Plan  Infrastructure, Asset and Facility Management  Goal 4.0
- Budget  Nil, successful grant application will require matching funding on a $ for $ basis.
- Legislation  Local Government Act 1999
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.2 Sedan Drainage Assessment cont’d

Recommendation:
Moved __________________ Seconded __________________
that Council endorse an approach to the Stormwater Management Authority for funding to prepare a stormwater management plan for the Sedan township.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.3 Funding Application – Truro Stormwater Management Plan Implementation

Reporting Officer Kelvin Goldstone
Position Director – Development & Environmental Services

Report Purpose

To obtain Council approval for the lodgement of an application for funding with the Stormwater Management Authority for implementation (on ground works) of the Truro Stormwater Management Plan.

Introduction/Background

An Integrated Water Management Plan (IWMP) for Truro was completed in 2008. Council subsequently received funding from the Stormwater Management Authority and SA Murray Darling Basin NRM Board to prepare a detailed stormwater management Plan (SMP), a key recommendation of the IWMP. The SMP was completed in 2010, approved by the Stormwater Management Authority and gazetted in November 2010.

The completed SMP contains a range of recommended on ground works to improve the management of stormwater and flood water in and around the town.

Both Plans involved community consultation and input, overseen by Council’s Truro Projects Advisory Committee.

Discussion

During the preparation of the IWMP and SMP it was Council’s understanding that should the SMP be approved by the Stormwater Management Authority, Council would be in a fairly strong position to obtain funding to implement required works on a $ for $ basis.

Attached is a draft Stormwater Management Fund application, a draft supporting letter to the General Manager of the Stormwater Management Authority and a draft letter of support from the Local Government Association. All documents were prepared on Council’s behalf by Australian Water Environments.

Conclusion

Endorsement of the attached documents will allow the submission of the application to the Stormwater Management Authority for consideration at the next available meeting.

References

Strategic Plan Infrastructure, Asset and Facility Management Goal 4.0
Budget Nil, successful grant application will require matching funding on a $ for $ basis.
Legislation Local Government Act 1999
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.3 Funding Application – Truro Stormwater Management Plan
Implementation cont’d

Recommendation:
Moved __________________ Seconded __________________
that Council endorse the draft Stormwater Management Fund application and supporting documentation, and authorise lodgement with the Stormwater Management Authority.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.4 SA Water – Relocation of Mannum Wastewater Treatment Plant

Reporting Officer  Kelvin Goldstone
Position             Director – Development & Environmental Services

Report Purpose

To provide an update on SA Water’s proposal to relocate the Mannum wastewater treatment plant and seek a resolution of Council in terms of the level of support in upgrading the extension of Piggery Road to provide access to the new site.

Introduction/Background

Initiated by the Mannum Waters development, SA Water resolved to relocate and upgrade the Mannum wastewater treatment plant.

In September 2009 the attached report was presented to Council where issues of support for the preferred relocated plant site and the extent of Council’s assistance with upgrading the extension of Piggery Road to allow site access was discussed.

Council adopted the following resolution:-

“that SA Water be advised that Council supports the proposed relocation of the Mannum Wastewater Treatment Plant. Further resolved that negotiations take place with SA Water regarding Council assistance with upgrading the extension of Piggery Road to allow vehicle access to the site.”

Discussion

SA Water representatives have recently indicated work to relocate the plant could begin in late 2011, with completion anticipated in July 2013.

At a recent meeting SA Water representatives have asked for clarification of Council’s position in regard to assistance with upgrading Piggery Road to coincide with the commencement of site work late this year/early next year.

Council’s Director – Infrastructure Services has confirmed an indicative cost in the vicinity of $18,000 for road upgrade works.

Conclusion

In September 2009 Council agreed to continue negotiations in regard to the extent of Council assistance in upgrading Piggery Road. SA Water representatives have been advised Council may resolve to provide no assistance or agree on a percentage contribution arrangement i.e. 50%. A decision of Council is sought.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.4 SA Water – Relocation of Mannum Wastewater Treatment Plant cont’d

References

Strategic Plan  Infrastructure, Asset and Facility Management
               Goal 4.0

Budget  Will require budget allocation.

Legislation  Local Government Act 1999

For consideration.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.5 Application for Consent for the Deposit of a Plan of Division – Land Division 711/D008/10 – Pieces 60, 61, 62 & 63 in Deposited Plan 82592, Hundred of Younghusband, Certificate of Title Volume 6068 Folio 698

Reporting Officer Geoff Parsons
Position Manager – Development Services

Report Purpose

To seek the following:

- A resolution of Council to waive compliance with the provision of a Land Management Agreement;
- Consent of Council to delegate authority to the Mayor and Chief Executive Office to execute, under common seal, the Consent for the Deposit of a Plan of Division.

Introduction/Background

A previous land division application (711/D013/02) was approved by Council to create a number of allotments with frontage to Gowling Court, in the area of Younghusband. As part of that application, a Land Management Agreement was created which sought to control a number of elements relating to future built form and future land division. A copy of the Land Management Agreement is attached.

Clause 5.4 of the Land Management Agreement states:

5.4 Further sub-division or realignment of Allotment boundaries is expressly prohibited.

The Land Management Agreement is registered over an allotment which comprises four pieces, being Pieces 60, 61, 62 and 63 (refer to the Certificate of Title attached). Of particular relevance is the final clause of the Certificate of Title which reads:-

Agreement under Development Act, 1993 pursuant to Section 57(2) over the within Pieces 62 and 63.

The recent land division application (711/D008/10) sought approval for the creation of an additional allotment within allotment Piece 61.

Discussion

The Land Management Agreement is registered over the whole of the allotment and therefore Council must consider it, however it only applies to Pieces 62 and 63, and therefore Clause 5.4 does not prevent further subdivision of Piece 61.

In addition land division application 711/D008/10 was generally in accordance with the provisions of Council’s Development Plan, and was therefore granted Development Plan Consent and Land Division Consent.
6.2  DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.5  Application for Consent for the Deposit of a Plan of Division – Land Division 711/D008/10 – Pieces 60, 61, 62 & 63 in Deposited Plan 82592, Hundred of Younghusband, Certificate of Title Volume 6068 Folio 698

However before the plan of division can be deposited with the Land Titles Office, it is necessary for Council to agree to waive compliance with Clause 5.4 of the Land Management Agreement pursuant to Clause 3.6.

In addition Council must grant delegated authority to the Mayor and Chief Executive Officer to execute under common seal the Consent for the Deposit of the Plan of Division, as Council are a party to the Land Management Agreement.

Conclusion

The resolution listed below will allow for the plan of division to be deposited with the Land Titles Office. The purpose and intent of the Land Management Agreement will not be compromised.

References

Strategic Plan  Natural and Built Environment
Goal 1.0 – An orderly and sustainable planning, management and development approach to all aspects of our natural and built environment.

Budget  No impact.

Legislation  Development Act 1993 and Regulations 2008

Recommendation:

Moved __________________ Seconded __________________

that

1. pursuant to Clause 3.6 of the Land Management Agreement registered over land comprised in Certificate of Title Volume 6068 Folio 698, Council agrees to waive compliance with Clause 5.4 of the Land Management Agreement; and

2. pursuant to the Local Government Act 1999, Council authorises the Mayor and Chief Executive Officer to execute under common seal of Council the Consent for the Deposit of the Plan of Division for land division application 711/D008/10.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.6 Application for Consent for the Deposit of a Plan of Division – Land Division 711/D035/09 – Allotment 100 and Pieces 102 & 103, Redbanks Road, Cambrai, Certificates of Title 5860/166 & 5860/165

Reporting Officer
Geoff Parsons
Position
Manager – Development Services

Report Purpose

To seek the following:

- A resolution of Council to waive compliance with the provision of a Land Management Agreement;
- Consent of Council to delegate authority to the Mayor and Chief Executive Office to execute, under common seal, the Consent for the Deposit of a Plan of Division, and partial rescission of a Land Management Agreement.

Introduction/Background

Land Division Application 711/D035/09 was approved by Council on 3 May 2010. The application sought to re-align the boundaries between two existing allotments, being Allotment 100, and another allotment comprised in two pieces – being Pieces 102 and 103.

There is an olive plantation on the land, and the purpose of the realignment was to place the olive plantation on a singular allotment, thereby allowing for improved management of the land. A copy of the plan of division is attached.

There is a Land Management Agreement over the land at present, which contains the following clause:

Clause 2.1 – The Owner shall not commence or proceed with or cause, suffer or permit to be commenced or proceeded with any application pursuant to the Act, any Act passed in substitution for the Act, the Real Property Act, 1886, and Act passed in substitution for the Real Property Act, 1886 or any other relevant Act, to undertake any division of the land.

There is no record which explains the rationale as to why the Land Management Agreement was placed over the land, however there is a dwelling located on both Piece 102 and Piece 103, and therefore, it is assumed the Land Management Agreement was placed over the land to prevent the division of the two pieces into separate allotments.

Discussion

Land Division Application 711/D035/09 simply resulted in a realignment of the boundaries to place the olive plantation on a singular allotment, thereby enabling improved management of the land. The division did not affect either dwelling located on Piece 102 and Piece 103.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.6 Application for Consent for the Deposit of a Plan of Division – Land Division 711/D035/09 – Allotment 100 and Pieces 102 & 103, Redbanks Road, Cambrai, Certificates of Title 5860/166 & 5860/165 cont’d

Both pieces remain joined to form the one allotment, as per the suggested intent of the Land Management Agreement. Accordingly this proposal does not undermine the intent of the Land Management Agreement, as both dwellings remain on one allotment, while the new boundaries simply reflect the established uses of the land.

To facilitate the lodgement of the plan of division with the Land Titles Office it is necessary for Council to waive compliance with Clause 2.1 of the Land Management Agreement, rescind the Land Management Agreement from the newly created Allotment 1 (i.e. the allotment containing the olive plantation) and Consent to the Deposit of the Plan of Division with the Land Titles Office. A recommendation has been listed below which allows this to occur.

Conclusion

The recommendation listed below will allow for the plan of division to be deposited with the Land Titles Office. The suggested purpose and intent of the Land Management Agreement will not be compromised.

References

Strategic Plan Natural and Built Environment
Goal 1.0 – An orderly and sustainable planning, management and development approach to all aspects of our natural and built environment.

Budget No impact.

Legislation Development Act 1993 and Regulations 2008

Recommendation:

Moved __________________ Seconded __________________

that

1. pursuant to Clause 5.2 of the Land Management Agreement registered over land comprised in Certificates of Title 5860/166 & 5860/165, Council agrees to waive compliance with Clause 2.1 of the Land Management Agreement;

2. Council authorises the rescission of the Land Management Agreement from proposed Allotment 1 as noted on the plan of division prepared by Symonds Ryan & Cornish (dated 24 January 2011); and

3. pursuant to the Local Government Act 1999, Council authorises the Mayor and Chief Executive Officer to execute under common seal of Council the Consent for the Deposit of the Plan of Division for land division application 711/D035/09.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT CONT’D

6.2.7 Morphett Flat Enforcement Matter

AM

Confidential Item pursuant to Section 90 –

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) - matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.

Cr moved that

(1) Under the provision of Section 90(3)(f) & (g) of the Local Government Act 1999 an order be made that with the exception of Mr Dean Gollan, Mr Robin Bourne, Mr Kelvin Goldstone, Mr Jon Fry, Mr Geoff Parsons and Mrs Rose Sloper, all other persons present and the public be excluded from attendance at the meeting in order to receive a report and to consider matters under Section 90(3)(f) & (g).

(2) The Mid Murray Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting could cause significant damage to the interest of the Council, because of the public disclosure or discussion relating to the subject could reasonably be expected to present an unreasonable disclosure of information concerning the personal affairs of any person.

(3) Accordingly, on this basis, the principle that meetings of Mid Murray Council should be conducted in a place open to the public has been outweighed by the need to keep the discussion confidential.

Seconded Cr

Refer Confidential Development & Environmental Services Report.

AM

Cr moved that pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that Confidential Minutes Pages and of the meeting held on 14 June 2011, the Morphett Flat Enforcement Matter and all discussions relating to the matter which were considered in confidence pursuant to Section 90(3)(f) & (g) remain confidential and not available for public inspection until the outcome of the prosecution proceedings are known.

Seconded Cr

Kelvin Goldstone

Director - Development & Environmental Services
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES LATE REPORT

Cr moved that the report be received.
Seconded Cr

6.2.8 Myall Place Development Plan Amendment

Report Officer: Geoff Parsons
Position: Manager – Development Services

Purpose

To seek Council endorsement of the amended Statement of Intent for the Myall Place Development Plan Amendment.

Introduction/Background

Council is currently undertaking a developer funded Development Plan Amendment to re-zone a section of land recognised as Allotment 1 in FP10460, Myall Place, Mannum, Certificate of Title Volume 5822 Folio 822. The Development Plan Amendment proposes to re-zone the subject land from River Murray Zone – Primary Production Policy Area to Residential Escarpment Zone.

The original Statement of Intent for the Development Plan Amendment was endorsed by Council at its meeting held on 11 October 2010 and subsequently submitted to the Department for Planning & Local Government on 21 October 2010.

On 11 February 2011 Council received informal notification from the Department for Planning and Local Government of the responses from several Government Agencies to the Statement of Intent. In particular, two Government Agencies recommended alterations be made to the Statement of Intent in the form of Council agreeing to undertake additional investigations as part of the Development Plan Amendment process. The comments of the Government Agencies are noted in the “Discussion” section of the report below.

Council’s Planning Consultants have amended the Statement of Intent (a version incorporating ‘tracked changes’ is attached to this report) to include the investigations recommended by the Government Agencies, and accordingly Council endorsement of the amended Statement of Intent is required.

Discussion

The two Government Agencies who required alterations to the Statement of Intent are the Department of Environment and Natural Resources and the Environment Protection Authority. The comments were as follows:
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES LATE REPORT CONT’D

6.2.8 Myall Place Development Plan Amendment cont’d

Department for Environment and Natural Resources

Native Vegetation
DENR notes that there is native vegetation on sloping land to the north and west of the subject land. The vegetation is mapped as Geijera linearifolia, Myoporum platycarpum ssp., +/-Alectryon oleifolius ssp. Canescens low open woodland over Acacia nyssophylla, Senna artemisioides ssp. Coriacea shrubs over Zygophyllum aurantiacum ssp., Eriochiton sclerolaenoides, Sclerolaena obliquicuspis shrubs.

DENR notes that there appears to be a number of scattered trees at the western end of the subject land. The cover of vegetation extends down slope out of the allotment. There is the potential for development activities to impact on this vegetation, directly – through clearance, and indirectly – through soil disturbance, water movement and erosion, DENR recommends that allotments should not be created where extensive cut and fill would be required for the provision of vehicle access and building envelopes.

Investigations should address how future development will be consistent with the Native Vegetation Regulations, particularly the regulations relating to residential land division [5(1)(d)].

Both of these regulations require demonstration that there is not other practicable alternatives that would involve no clearance or the clearance of less vegetation or the clearance of vegetation that is less significant of (if relevant) the clearance of vegetation that has been degraded to a greater extent than the vegetation proposed to be cleared.

DENR notes that any future roads should be located in existing cleared land, and areas of native vegetation should be contained within reserve areas (1st priority), and/or within allotments large enough for building envelopes to be established without necessitating clearance of vegetation (2nd priority).

DENR notes that the proposed zone borders a Geijera linearifolia/Myoporum platycarpum woodland and any development should include a buffer to minimise the edge effects on the neighbouring woodland. DENR notes that this woodland, particularly given it is located within a largely cleared landscape would have conservation value.

Biodiversity
DENR notes that there is no indication of an intention to undertake a biological assessment of the zone. DENR strongly recommends that a biodiversity survey be undertaken to assess the coverage of remnant native vegetation and biodiversity. Neighbouring species and communities may also be impacted by the proposal and should also be surveyed.

Biodiversity adjacent to the area of proposed changed land use may also be affected by other off site indirect impacts (e.g. erosion, weed invasion and disconnecting biodiversity corridors) reducing its conservation value. DENR recommends that this be considered during the investigation.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES LATE REPORT CONT’D

6.2.8 Myall Place Development Plan Amendment cont’d

**Threatened Species**

DENR notes that there are a large number of threatened species previously recorded within proximity of the subject land. Any development should not impact on these species.

DENR also strongly recommends that any development is accommodating to the needs of the Southern Hairy-nosed Wombat which may occur on site or in the future. This may be addressed through wombat-friendly fencing or other measures.

**Environment Protection Authority**

The EPA recommends that the Investigations in the SOI be amended to include reference to the need for the following investigations:

- **Undertake preliminary investigations to identify possible potentially contaminating activities and land uses on the land proposed for rezoning.**

  It is recommended that investigations take the form of a site history report prepared by a site contamination consultant in accordance with the National Environment Protection (Assessment of Site Contamination) Measure 1999. The site history report should:
  - Document historical and current land uses
  - Determine whether the land proposed for rezoning is suitable for the intended use
  - If land is suitable for the intended use, document what principles may be required to provide guidance on how land might safely be developed to forewarn proponents of this.

- **Investigate potential interface issues between the River Murray Zone and the adjacent Residential Escarpment Zone (which is a sensitive land use) and identify ways of preventing interface issues through location of zone boundaries and/or planning policies.**

Council’s Planning Consultants, Outhred English & Associates, have amended the Statement of Intent to include an agreement to undertake investigations to satisfy the above criteria.

Given that this Development Plan Amendment is developer funded, both Michelle English and I have met with the developer on two occasions to explain what is required, and what the risks of proceeding are (i.e. paying for the investigations which may reveal further issues, thereby jeopardising the Development Plan Amendment). The developer however has decided to proceed. The investigations alluded to above will be undertaken at the developers cost.
6.2 DEVELOPMENT & ENVIRONMENTAL SERVICES LATE REPORT CONT’D

6.2.8 Myall Place Development Plan Amendment cont’d

Conclusion

Council endorsement of the amended Statement of Intent will enable it to be submitted to the Department for Planning and Local Government for approval. Council can then call for tenders to undertake the investigatory work required.

Once that work is complete, (with particular reference to the site contamination investigations) it will be clear whether or not the Development Plan Amendment can proceed.

References

Strategic Plan Natural and Built Environment
Goal 1.0 – An orderly and sustainable planning, management and development approach to all aspects of our natural and built environment.

Economy
Goal 3.0 – An adaptable, sustainable, diverse economy attracting industry and employment opportunities.

Strategy 3.2 – Facilitate private sector investment for appropriate developments through pro-active planning and a positive approach.

Strategy 3.3 – Ensure there is sufficient suitably zoned land to accommodate demand.

Budget Nil impact (other than Council staff time). Work will be developer funded.

Legislation Development Act 1993 and Regulations 2008
Local Government Act 1999

Recommendation:
Moved __________________ Seconded __________________
that Council:

1. endorse the amended Statement of Intent and instruct Council’s Planning Consultants and Council staff to prepare a final version to be submitted to the Minister for Urban Development, Planning and the City of Adelaide;
2. grant delegated authority to the Chief Executive Officer to authorise/sign the final version of the amended Statement of Intent;
3. grant delegated authority to the Director – Development and Environmental Services and Manager – Development Services to make any further minor changes to the Statement of Intent as might be necessary;
4. instruct Council’s Planning Consultants and Council staff to continue with preparation of the Development Plan Amendment, including facilitating the employment of private firms to undertake the investigation work required to satisfy the requirements of the various Government Agencies and Department for Planning and Local Government.

Kelvin Goldstone
Director - Development & Environmental Services
6.3 CORPORATE AND FINANCIAL SERVICES REPORT

Cr moved that the report be received.
Seconded Cr

6.3.1 Financial Report

6.3.1.1 Bank Reconciliation Statement as at 31 May 2011

Strategic Plan Reference
Finance & Administration
Goal 6

The Bank Reconciliation Statement as at the above date will be provided at the meeting.

Recommendation:
Moved __________________ Seconded __________________
that the bank reconciliation statement as at 31 May 2011 of $732,260.02 credit be received.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.2 Healthy Communities Funding

<table>
<thead>
<tr>
<th>Reporting Officer</th>
<th>Shane Thompson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Position</td>
<td>Manager – Community Development</td>
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</table>

Report Purpose

To provide an information only update to Elected Members on the ‘HEALTHIE Murraylands Communities’ project.

Introduction/Background

In February 2011 Council agreed to lead a regional application for over $700,000 in Commonwealth Funding under the Healthy Communities Initiative.

In May 2011 Council was advised that it was successful in the application.

The ‘HEALTHIE’ Murraylands Communities vision is:

Helping
Encourage
Active
Lifestyles
Through
Holistic
Innovative
Engagement

‘HEALTHIE’ Murraylands Communities aims to achieve the vision by reducing the prevalence of overweight and obesity by improving nutrition and increasing the level of participation in physical activity in the Murraylands. The program targets people predominantly not in the paid workforce through the implementation of healthy lifestyle programs in a variety of settings.

The coordination of networks, promotion, establishment of supportive environments and education and training opportunities will increase the Murraylands communities’ capacity to engage in healthy lifestyle behaviour beyond the life of the program.

‘HEALTHIE’ Murraylands Communities’ will operate along side and complement other local, State and national healthy lifestyles programs to provide a comprehensive suite of services, programs and policies catering for the entire Murraylands population.

This proactive intervention is drastically needed in a region suffering extreme levels of disadvantage including low SEIFA Index scores, levels of income, educational attainment and physical activity participation combined with high levels of unemployment, overweight, obesity and chronic disease.

A strong and proven partnership between five Local Government Authorities (Coorong District Council, Karoonda East Murray District Council, Mid Murray Council, Rural City of Murray Bridge and Southern Mallee District Council), the local Murray Mallee Division of General Practice, Regional Development Australia (Murraylands & Riverland) and the Murraylands be active program will ensure outstanding outcomes. A management committee of partners will oversee the project which will be operated by an experienced project manager.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.2 Healthy Communities Funding Cont’d

Council staff has commenced the project by forming the project Management Committee which is made up of representatives from the five Local Government partners, the Murray Mallee General Practice Network, ‘Murraylands be active field officer’ and the ‘Murraylands healthy weight coordinator’.

One of the terms of the funding agreement was to have a project manager appointed by 15 July 2011. As a result a recruitment process has been put in place to meet this tight time frame.

Other updates will be forthcoming on the project as appropriate.

References

Strategic Plan

Mission
Advocates for and providers of services and facilities that support community wellbeing

Community
Strategy 2.8 – Continue to support small communities by working with community organisations and volunteers to optimise the use of existing facilities and improve and maintain services.

Budget

The application requires no cash contribution. All Councils have agreed to provide in-kind support to the project in terms of venues for meetings, training and events, project management, office consumables and other minor items.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT'D

6.3.3 Community Passenger Transport Network Funding – Information Only

**Reporting Officer** Shane Thompson  
**Position** Manager – Community Development

**Report Purpose**
To update Elected Members on the Community Passenger Transport Network project and funding

**Introduction/Background**
Community Passenger Transport has been a significant ongoing issue in the Mid Murray Council area for many years.

In October 2010 Council resolved that:

- Mid Murray Council take’s a leadership role in exploring the community transport coordination issues across the Council region
- Mid Murray Council presents the findings of the workshop to the Murray & Mallee Local Government Association (MMLGA) and the Local Government Association of South Australia (LGS SA) to seek further support for resourcing
- Mid Murray Council to lobbies the Office for the Ageing (OFTA) for funding for the establishment of a passenger transport coordination communication solution

**Update**
Council staff has been successful in negotiating $100,000 in funding from the Office for the Ageing to investigate, develop and establish a Community Passenger Transport Network in the combined Mid Murray Council and Rural City of Murray Bridge Local Government Areas over the next financial year.

The funding will provide a full time coordinator, trainee/part time administrative support role and a small admin budget to deliver the project in three stages. The funding for the first two stages (12 months) has been secured and if successfully implemented will result in regular grants under a service agreement on a rolling 12 month contract basis (dependant on Government funding cycles).

The first stage will take place over the first six months of the 2011/2012 financial year and will review other CPN’s, audit what transport options are already available, identify gaps and develop a viable and sustainable model for the district.

The second stage over the second half of the financial year will be to set up and establish the model.

The third stage will be the ongoing delivery of the service. This will be funded on an annual basis like the 12 other CPN’s around South Australia. This funding is like the HACC funding and would basically be ongoing but subject to the Sate Governments budget process.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.4 Mannum Senior Citizens Club Inc - Lease

Report Purpose/Introduction

To consider granting a further lease of ten (10) years to the Mannum Senior Citizens Club Inc for premises known as the Mannum Senior Citizens Clubrooms.

Discussion

The Mannum Senior Citizens Clubrooms were built in 1991 as an extension to the existing Mannum Leisure Centre (built 1978).

The Senior Citizens Club contributed to the cost of the building work by making an initial capital contribution of $45,000 and seven further contributions of $500, totalling $3,500.

The Council has leased the premises to Senior Citizens for two previous lease periods of ten (10) years each.

In consultation with the Committee of the Senior Citizens Club a new draft lease has been prepared. The main points of the draft lease are:

• Term of lease is 10 years
• Premises is; the area known as “Mannum Senior Citizens Clubrooms and the Senior Citizens Kitchen”
• Designated times:
  Wednesdays from 9.00am to 4.00pm
  Fridays from 9.00am to midnight
  Note – outside of these designated times the Clubrooms are available and are used for other activities
• Annual contribution; The Seniors Club to pay a contribution towards power, cleaning, water and insurance by making quarterly payments of $400. The annual contribution is to be adjusted annually in accordance with the change in CPI.

Conclusion

Prior to making a final decision to grant the lease to the Mannum Seniors Club the Council is required to advertise the proposed lease for public comment. The Council’s Public Consultation Policy requires the period in which the public can comment to be at least 21 days.

A copy of the draft lease is attached.

References

Strategic Plan    Community
  Goal 2.0 - An enhanced, cooperative relationship within the community to achieve our shared vision.

Budget    Nil affect on the Budget

Legislation    Section 202, Local Government Act 1999
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.4 Mannum Senior Citizens Club Inc – Lease Cont’d

Recommendation:
Moved __________________ Seconded __________________
that in accordance with its Public Consultation Policy the Council give public
notice that it intends to grant the Mannum Senior Citizens Club Incorporated
a lease over the premises known as the Mannum Senior Citizens Clubrooms
for a period of ten years, on Wednesdays from 9.00am to 4.00pm and
Fridays from 9.00am to midnight.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT'D

6.3.5 Mannum Dock Museum

Re: P.S. Marion

Report Purpose

To consider a request from the Mannum Dock Museum Board for financial assistance toward the cost of slipping the P.S. Marion in 2012.

Introduction/Background

The P.S. Marion was slipped in 2010 and Council, at its meeting held on 8 November 2010 authorised the Mannum Caravan Park Committee to contribute half of the cost up to a maximum amount of $45,000. The actual cost was $68,188-14 so the 50% contribution from the Caravan Park Committee was $34,094-07.

Discussion

The P.S. Marion is going to be slipped in 2012 for the following repairs:

- Replacement of planks $  8,000
- Engagement of shipwright $25,000
- Catering for volunteers $  5,000
- Sundries $  5,000

$43,000

Previous assistance provided to the P.S. Marion has been on the following basis:

- Council 50% share and Dock Museum 50% share
  OR
- Council 1/3 share; Mannum Caravan Park 1/3 share and Dock Museum 1/3 share
  OR
- Mannum Caravan Park 50% share and Dock Museum 50% share

Conclusion

At this time neither the draft 2011/2012 Budget for the Council or for the Mannum Caravan Park has allocated any funds for assistance for the P.S. Marion repairs.

A copy of the correspondence is attached.

References

Strategic Plan Community
Goal 2.0 - An enhanced, cooperative relationship within the community to achieve our shared vision.

Budget $28,000 contribution is currently not in Council’s draft Budget for 2011/2012

Legislation Local Government Act
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.5 Mannum Dock Museum Cont’d

**Recommendation:**
Moved __________________ Seconded __________________
that a letter be written to the Mannum Caravan Park Committee requesting they fund a contribution of $28,000 being two thirds of the slipping costs for the P.S. Marion for 2012.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.6 Vodafone Telecommunications Facility, Morgan

Report Purpose
To consider a request from Vodafone to lease a piece of land, approximately 6m x 5m, adjacent to the Optus mobile phone tower on Council land at Centenary Road, Morgan.

Discussion
The existing Optus mobile phone tower is on Council land adjacent to the Council’s Works Depot on Centenary Road, Morgan. The Optus lease is for a total of 20 years.

The Optus lease contains a clause which allows Optus to “sublease or share its right to possession of the Premises upon written notice to the Lessor (Council)”. This means that Vodafone can use the Optus tower with the consent of Optus, however the matter of granting a lease of the piece of land, approximately 6m x 5m is a matter for Council to decide upon.

The term of lease requested by Vodafone is 5 years with the automatic option of 3 further terms of 5 years each. The annual lease fee offered by Vodafone is $2,000 with annual increases of 3%.

Prior to making a final decision to support the request from Vodafone for a lease of Council land the Council is required to advertise the proposal seeking comments from the community for a period of 21 days in accordance with Council’s Public Consultation Policy.

Conclusion
The lease fee of $2,000 by Vodafone compares reasonably well with the lease fee paid by Optus.

If the proposal is supported by Council then Vodafone should also meet all other costs associated with the establishment of the lease.

A copy of the letter is attached.

References
Strategic Plan Infrastructure, Asset and Facility Management
Goal 4.0 – Well managed Council assets provided for the benefit of the overall community.

Budget Lease fee is $2,000 plus 3% per annum

Legislation Local Government Act

Recommendation:
Moved __________________ Seconded ________________
that Council support for Vodafone telecommunications facility to be added to the existing Optus mobile phone tower at Centenary Road, Morgan and seek public comment on the request from Vodafone to lease Council land, approximately 6 metres x 5 metres, adjacent to the Optus tower.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.7 Update on Distribution of Council information to Elected Members

**Reporting Officer**  Craig Chadwick  
**Position**  Manager – IT Services

**Report Purpose**

This report provides an update on progress made in the rollout of a Standard Operating Environment to Elected Members and also a review of the current and emerging tablet technologies which may provide a potential solution to the Information Management and Document Delivery System flagged in the March 2011 report.

**Introduction/Background**

The report presented to Council in March 2011 discussed the need for a Standard Operating Environment (SOE) for Elected Members which was subsequently endorsed at that meeting.

The report also indicated a few Councils had implemented a tablet based Information Management and Document Delivery system based on the Apple iPAD. It has always been the view of the author that the early adopters to any new technology risk being blinkered by the “hype”. The iPAD offered a solution at a time when there were no alternatives and in typical Apple fashion had all the “hype”. We are now entering a very exciting time with more and more vendors making announcements about their tablet offerings. Competition brings innovation, competition brings cheaper prices and competition is what we need to find what exactly meets OUR requirements in this area. In summary, the decision not to rush into the iPADs (despite significant pressure) has been vindicated.

**Discussion**

1. Standard Operating Environment - Notebooks

The rollout of a Standard Operating Environment (SOE) using Toshiba Notebooks has commenced with two systems already deployed and another two configured and tested but awaiting rollout to the users. Epson WorkForce60 printers have been included in the SOE and provide a simple wireless printing solution. Phase 2 of this rollout is delayed due to a shortage of Toshiba laptops caused primarily by the recent Tsunami in Japan. Latest advice from our vendors is that the laptops will be available in around 6 to 8 weeks.

2. Evaluation of Tablet technologies

The iPAD has been a marketing success for Apple and in recent months other vendors have announced that they will also be entering this developing market. Tablet Operating systems (OS) can be categorised as follows:

   a. **Android** - An open mobile phone platform that was originally developed by Google with the Open Handset Alliance now taking on further enhancements. The Android OS is now available in Tablets and is proving to be a very flexible and open system.
6.3 CORPORATE AND FINANCIAL SERVICES REPORT CONT’D

6.3.7 Update on Distribution of Council information to Elected Members
Cont’d

b. WebOS - Hewlett Packard (HP) have recently announced the imminent release of the TouchPad based on the successful Palm WebOS.

c. Windows – A number of vendors have developed Windows based Tablet PC’s, including ASUS and generic Leader systems.

d. iOS - iOS (known as iPhone OS prior to June 2010) is Apple’s mobile operating system. It was originally developed for the iPhone but has since been extended to support other Apple devices such as the iPod touch, iPAD and Apple TV.

A number of new tablets will be released in coming months and it is proposed to initially conduct an evaluation of all tablets using technical specifications, marketing literature and reviews available on the Internet. The tablets will be assessed against the following criteria:

a. Functionality
b. Usability
c. Cost
d. Availability of applications
e. Open vs Closed Architectures
f. Market acceptance

It is simply not possible to purchase every available tablet and test against these criteria and this is the reason for the initial review. The outcome of this review will be to purchase two of the most highly rated tablets assessed against our requirements. This next phase will involve physical testing of the devices involving both the IT Manager and Elected Members resulting in the selection of the most appropriate device for deployment.

Conclusion

The dynamic nature of the Tablet market will see a number of new players over the coming months. It is proposed to conduct an on-going review of Tablets over the coming months with the aim of selecting two devices that can be purchased and subjected to a full user evaluation. They will not only be accessed against the Elected Member requirement but they also appear to have potential relevance to our mobile staff, including Compliance, Planning and Health Officers.

This report provides an update on both the SOE rollout and Tablet technologies and is for your information only at this stage. As the review progresses, we will be seeking volunteers from the Elected Members ranks who will be involved in the Functionality/Usability assessment of these devices.

Robin Bourne
Director, Corporate & Financial Services
6.4 CHIEF EXECUTIVE OFFICER’S REPORT

Cr moved that the report be received.
Seconded Cr

6.4.1 CEO Monthly Report

Please find listed below a summary of meetings I have attended since the last Council meeting:

1. Mannum Dock Museum
2. Waste Management Committee
3. S. Sanders, Manager, Local Government Workers Compensation Scheme
4. LGMA Congress
5. Budget Workshops
6. Representatives of Morgan Lions re Community Bus and Morgan Cemetery Project
7. Murraylands Tourism discussion with representatives from RDA, RCMB, Karoonda East Murray and Coorong Councils
8. V. Clonan, DTEI, Community Programs Section
9. M&MLGA meeting at Mannum
10. Riverbank Collapse Hazard Sub Committee meeting in Adelaide

N.B. This does not include the various internal staff meetings I have attended.

For information.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.2 Election of LGA President

Report Purpose

To seek Council’s vote for the position of President of the Local Government Association.

Background

The Returning Officer for the conduct of the election for the position of President of the Local Government Association has advised Council that four (4) nominations have been received.

Accordingly, a ballot will need to be conducted. The date and time for the close of voting is 5pm on Friday, 24 June 2011.

Discussion

The Council must determine (by resolution) which candidate it wishes to elect. It may also indicate a preference in relation to the other candidates.

The four nominations are:

- James Maitland, Mayor Wakefield Regional Council
- Allan Arbon, Mayor Rural City of Murray Bridge
- Allan Aughey, Mayor Clare and Gilbert Valleys Council
- Kym McHugh, Mayor Alexandrina Council

Candidate information on all four candidates is attached.

Recommendation:

For Council decision.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality

Report Purpose

To seek Council endorsement to continue to keep items confidential under Section 91 of the Local Government Act 1999.

Background

The Local Government Act 1999 Chapter 6, Part 4 (Minutes of council and committee meetings and release of documents) Section 91 Clause (9) (a) and (c) state –

(a) the council or council committee must specify the duration of the order or the circumstances in which the order will cease to apply, or a period after which the order must be reviewed, and, in any event, any order that operates for a period exceeding 12 months must be reviewed at least once in every year:

and

(b) the council or council committee may delegate to any employee of the council the power to revoke an order.

The Chief Executive Officer has carried out a review of confidential items after June 2010 and proposes that the confidentiality orders in relation to these items are renewed.

A M

Review of Confidential Order for Item:
Rob Loxton Road, Walker Flat
Page 162 – 8 August 2005

Confidential Item pursuant to Section 90 –

90 (3)(h) – legal advice.

_________________________

Review of Confidential Order for Item:
Norman Waterhouse
Res No 168/1 Pages 168 & 169 – 22 August 2005

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice

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6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Rob Loxton Road, Walker Flat – Unauthorised Filling of Land
Page 171 – 5 September 2005

Confidential Item pursuant to Section 90 –
90(3)(h) – legal advice.

_________________________

Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Res No 185/1, Pages 185 to 190 – 12 December 2005

Confidential Item pursuant to Section 90 –

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

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

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Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Res No 203/1, Pages 203 & 204 – 14 March 2006

Confidential Item pursuant to Section 90 –

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

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

_________________________

Review of Confidential Order for Item:
River Lane, Mannum – Cliff Stabilisation
Page 205 – 10 April 2006

Confidential Item pursuant to Section 90 –

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

(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Mannum Waters – Future Ownership, Operation and Maintenance Responsibilities
Page 226 – 10 April 2007

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

_________________________

Review of Confidential Order for Item:
Outstanding Legal Costs – D & N Formby
Page 235 – 14 May 2007

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

90(3)(h) – legal advice.

90(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

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Review of Confidential Order for Item:
Tenders for Kerbside Garbage Collection
Pages 262 to 264 – 24 September 2007

Confidential Items pursuant to Section 90 –

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works.

_________________________

Review of Confidential Order for Item:
Correspondence - Attorney-General’s Department
Pages 265 to 267 – 8 October 2007

Confidential Item pursuant to Section 90

90(3)(i) – information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease
Res No 288/2, Pages 287 to 290 – 21 January 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

Review of Confidential Order for Item:
Confidential Item – Former Mannum Primary School site
Pages 294 to 296 – 11 February 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 299/1, Pages 299 to 306 – 27 February 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 312/1, Pages 314 to 320 – 11 March 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Walker Flat Riverfront Store – Lease
Pages 321 & 322 – 11 March 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

_________________________

Review of Confidential Order for Item:
Walker Flat Riverfront Store
Res No 327/1, Pages 327 to 329 – 14 April 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

_________________________

Review of Confidential Order for Item:
Former Mannum Primary School Site
Pages 330 and 331 – 14 April 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

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Review of Confidential Order for Item:
Confidential Council Minutes
Page 333 – 12 May 2008

Confidential Items pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(h) – legal advice

_________________________
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:  
Former Mannum Primary School Site  
Res No 335/1, Pages 335 to 339 – 12 May 2008

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.

Review of Confidential Order for Item:  
Submission to the Minister for Urban Development and Planning – Unlawful Development  
Res No 340/2, Pages 340 to 342 – 10 June 2008

Confidential Items pursuant to Section 90 –

90(3)(h) – legal advice

Review of Confidential Order for Item:  
Walker Flat Riverfront Store – Lease  
Pages 372 and 373 – 19 January 2009

Confidential Items pursuant to Section 90 –

90(3)(h) – legal advice

Review of Confidential Order for Item:  
Confidential Item – Staff  
Pages 378 and 379 – 14 April 2009

Confidential Item pursuant to Section 90 –

90(3)(e) – matters affecting employees of the Council.

Review of Confidential Order for Item:  
Walker Flat Riverfront Store – Lease  
Res No 392/2, Pages 392 to 394 – 13 July 2009

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Heritage Review
Pages 395 and 396 – 13 July 2009

Confidential Item pursuant to Section 90 –

90(3)(d) – 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

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

Review of Confidential Order for Item:
Former Rockleigh School
Res No 407/1, Pages 407 and 408 – 10 August 2009

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

Review of Confidential Order for Item:
Mannum Waters Development Deed & Contributions Agreement
Pages 415 and 416 – 12 October 2009

Confidential Item pursuant to Section 90 –

90(3)(d) – 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

90(3)(h) – legal advice
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Rockleigh School House
Pages 421 to 423 – 9 November 2009

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act

Review of Confidential Order for Item:
Mannum Waters – Affordable Housing & Rating Rebates
Pages 429 to 431 – 14 December 2009

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res Nos 435/2 & 435/3, Pages 434 to 436 – 1 March 2010

Confidential Item pursuant to Section 90 –

90(3)(b) – 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.

90(3)(d) – 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

Review of Confidential Order for Item:
Former Mannum Primary School Site Expression of Interest
Res No 442/2, Pages 441 to 443 – 18 March 2010

Confidential Item pursuant to Section 90 –

90(3)(j) – information the disclosure of which –

(i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

(ii) would, on balance, be contrary to the public interest.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Heritage Places Development Plan Amendment (DPA)
Res No 444/1, Pages 444 and 445 – 12 April 2010

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

Review of Confidential Order for Item:
Works on Crown Land Adjacent to Morgan Caravan Park
Page 446 – 12 April 2010

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

Review of Confidential Order for Item:
Mannum Waters – Rate Rebates
Pages 502 to 505 – 15 June 2010

Confidential item pursuant to Section 90 –

90(3)(h) – legal advice

Review of Confidential Order for Item:
Mid Murray Community Support Service and Community Help for the Isolated with Personal Support (CHIPS)
Pages 506 and 507 – 12 July 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

Review of Confidential Order for Item:
Tenders for Construction of Mannum Skate Park
Pages 511 and 512 – 13 September 2010

Confidential item pursuant to Section 90 –

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Heritage Places Development Plan Amendment (DPA)
Res Nos 513/1 & 514/1, Pages 513 and 514 – 11 October 2010

Confidential Item pursuant to Section 90 –

90(3)(m) – information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

Review of Confidential Order for Item:
Employees of Council
Pages 515 and 516 – 11 October 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

Review of Confidential Order for Item:
Morphett Flat Enforcement Matter
Res No 517/1, Pages 517 to 522 – 8 November 2010

Confidential Item pursuant to Section 90 –

90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) - matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.

Review of Confidential Order for Item:
River Lane, Mannum Development
Pages 523 to 527 – 8 November 2010

Confidential Item pursuant to Section 90 –

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

90(3)(h) – legal advice.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Staff
Page 530 – 13 December 2010

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

Review of Confidential Order for Item:
Tenders for Supply of New Grader and New Loader
Page 531 – 17 January 2011

Confidential item pursuant to Section 90 –

90(3)(k) – tenders for the supply of goods, the provision of services or the carrying out of works

Review of Confidential Order for Item:
Audit Committee – Independent Member Expressions of Interest
Page 532 – 14 February 2011

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

Review of Confidential Order for Item:
Legal Advice – Floating Pontoons
Page 533 – 14 February 2011

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice.

Review of Confidential Order for Item:
Caloote Landing – Shacks & Riverbank Collapse
Page 534 – 15 March 2011

Confidential Item pursuant to Section 90 –

90(3)(a) – information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Review of Confidential Order for Item:
Report on Proposed Works Structure
Page 539 – 15 March 2011

Confidential item pursuant to Section 90 –
90(3)(e) – matters affecting employees of the Council.

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Review of Confidential Order for Item:
Morphett Flat Enforcement Matter
Res No 541/1, Pages 540 to 543 – 11 April 2011

Confidential Item pursuant to Section 90 –
90(3)(f) – information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;

90(3)(g) – matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;

90(3)(h) – legal advice.

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Review of Confidential Order for Item:
Walker Flat Riverfront Store – Transfer Of Lease
Res No 544/1, Pages 544 to 547 – 11 April 2011

Confidential Item pursuant to Section 90 –

90(3)(h) – legal advice

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Review of Confidential Order for Item:
Update and Review of Works Organisation Structure
Page 548 – 9 May 2011

Confidential Item pursuant to Section 90 –

90(3)(e) – matters affecting employees of the Council.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.3 Confidential Items – Continuation of Confidentiality Cont’d

Moved __________________ Seconded __________________

that

(1) Under the provision of Section 90(2) and (3)(a) (b) (d) (e) (f) (g) (h) (i) (j) (k) and (m) of the Local Government Act 1999 an order be made that with the exception of Mr Dean Gollan, Mr Robin Bourne, Mr Kelvin Goldstone, Mr Jon Fry and Mrs Rose Sloper, all other persons present and the public be excluded from attendance at the meeting in order to receive a report and to consider matters under Section 90 (3)(a) (b) (d) (e) (f) (g) (h) (i) (j) (k) and (m).

(2) The Mid Murray Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting could cause significant damage to the interest of Council, because of the public disclosure or discussion relating to the subject could reasonably be expected to present an unreasonable disclosure of information concerning the personal affairs of any person.

(3) Accordingly, on this basis, the principle that meetings of Mid Murray Council should be conducted in a place open to the public has been outweighed by the need to keep the discussion confidential.
6.4  CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents

Report Purpose

To seek Council endorsement for the release of documents as recommended following the most recent review of documents held under Section 91 of the Local Government Act 1999.

Background

The Local Government Act 1999 Chapter 6, Part 4 (Minutes of council and committee meetings and release of documents) Section 91 Clause (9) (a) and (c) state –

(a) the council or council committee must specify the duration of the order or the circumstances in which the order will cease to apply, or a period after which the order must be reviewed, and, in any event, any order that operates for a period exceeding 12 months must be reviewed at least once in every year

and

(b) the council or council committee may delegate to any employee of the council the power to revoke an order.

Council has delegated authority to the Chief Executive Officer to release documents as he believes appropriate, with a follow up report to Council following the release of documents.

Recommendation:

Moved __________________ Seconded __________________

that the release of the following items be endorsed –

Review of Confidential Order for Item:
Tenders for Kerbside Garbage Collection
Section 90(3)(k)

BUSINESS ARISING FROM WORKS MANAGER’S:

Tenders for Kerbside Garbage Collection:

260/1 Cr Milsom moved

(1) that Council awards the Kerbside Garbage Collection contract to Solo Resource Recovery;

- for the tendered price of $1.40 per bin for the ordinary weekly garbage collection services
- for the tendered price of $2.90 per bin for the collection of bins on Sundays and Public Holidays

and the Council accept a reduced bank guarantee of $1,000.00 and that the term of the contract to be five (5) years with a right of renewal for a further five (5) years.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Tenders for Kerbside Garbage Collection Cont’d

(2) that negotiations take place with the contractor regarding the extended rural service.

(3) that the Mayor and Chief Executive Officer be authorised to sign and seal the contract.

Seconded Cr Schultz.

Amendment:

260/2 Cr Taylor moved

(1) that Council awards the Kerbside Garbage Collection contract to Solo Resource Recovery;

- for the tendered price of $1.50 per bin for the ordinary weekly garbage collection services
- for the tendered price of $3.00 per bin for the collection of bins on Sundays and Public Holidays

and that the term of the contract to be five (5) years with a right of renewal for a further five (5) years.

(2) extended rural service.

(3) that the Mayor and Chief Executive Officer be authorised to sign and seal the contract.

Lapsed for want of a Seconder.

The motion was put and Carried Unanimously.

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Review of Confidential Order for Item:
Tenders for Kerbside Garbage Collection
Res No 276/1 – 12 November 2007
Section 90(3)(k)

Tenders for Kerbside Garbage Collection:

276/1 Cr Burgess moved that the Mayor and Chief Executive Officer be authorised to sign and seal the Kerbside Garbage Collection Contract. Seconded Cr Myers.

CARRIED.

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6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res Nos 312/2 and 313/1, Pages 312 & 313 – 11 March 2008
Section 90(3)(j)(i) & (ii)

BUSINESS ARISING FROM REPORTS:

Former Mannum Primary School Site:

312/2 Cr Howie moved that a committee comprising of the Mayor, Chief Executive Officer and one other Councillor be formed to negotiate with the Land Management Corporation regarding the sale of the former Mannum Primary School property to ascertain if more favourable sale conditions can be achieved, due to the disrepair of many of the buildings on the property, with the outcome of the negotiations to be further considered by Council. Seconded Cr Milsom.

CARRIED.

313/1 Cr Sayers moved that Cr Howie be appointed as the Councillor representative on the Committee. Seconded Cr Myers.

CARRIED.

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Review of Confidential Order for Item:
Auction of Land for Rates – Rogers (Dec’d) Swan Reach
Res Nos 324/1 and 324/2, Pages 323 to 326 – 14 April 2008
Section 90(3)(a)(i)

MR JOHN PITMAN, DIRECTOR PITMANS DISTRIBUTORS PTY LTD:

Mr John Pitman of Pitmans Distributors Pty Ltd, adjoining owner of the recently auctioned property for non-payment of rates, being a 20 metre wide closed road at Swan Reach addressed Council concerning the matter and requested Council assistance to overcome the problem of having their property divided.

CORPORATE AND FINANCIAL SERVICES REPORT: Minute Book Pages 325 & 326.

324/1 Resolved that the report be received.

Auction of Land for Rates – Rogers (Dec’d) Swan Reach:

324/2 Cr Burgess moved that Council continue to negotiate with Pitmans Distributors Pty Ltd and M & J Miller in order to achieve a suitable outcome for both parties to resolve the current situation of the property owned by Pitmans Distributors Pty Ltd being divided by the 20 metre wide closed road. Seconded Cr Bormann.

CARRIED.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Review of Confidential Order for Item: Mannum Leisure Centre Page 332 – 12 May 2008 Section 90(3)(a)

Mannum Leisure Centre:

Cr Taylor reported to Council on the current situation relating to staffing and finances at the Mannum Leisure Centre.

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Review of Confidential Order for Item: Development Assessment Panel – Appointments Page 362 – 10 November 2008 Section 90(3)(a)

Development Assessment Panel – Appointments:

Independent Members

Discussion took place on the confidential submissions received.

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Review of Confidential Order for Item: Former Mannum Primary School Property Res No 376/1 – 14 April 2009 Section 90(3)(j)(i) & (ii)

BUSINESS ARISING FROM THE CHIEF EXECUTIVE OFFICER’S REPORT:

Former Mannum Primary School Property:

376/1 Cr Burgess moved that Council purchase the site of the former Mannum Primary School from the Land Management Corporation for the amount and conditions stated in its letter dated 6 April 2009. Seconded Cr Bormann.

CARRIED.

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Review of Confidential Order for Item: Former Mannum Primary School Site Pages 398 to 400 – 13 July 2009 Section 90(3)(j)(i) & (ii)

CHIEF EXECUTIVE OFFICER’S LATE REPORT: Minute Book Page 400.

BUSINESS ARISING FROM CHIEF EXECUTIVE OFFICER’S LATE REPORT:

Former Mannum Primary School Site:

The Chief Executive officer reported that the draft contract for the sale of the former Mannum Primary School site would be included on the agenda for the meeting of Council to be held on 17 July, 2009.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Review of Confidential Order for Item:
Former Mannum Primary School Site
Res No 401/1, Pages 401 and 402 – 17 July 2009
Section 90(3)(j)(i) & (ii)

Former Mannum Primary School Site – Contract of Sale:

401/1 Cr Howie moved that the Mayor and Chief Executive Officer be authorised to sign and seal the contract of sale for the former Mannum Primary School site, subject to taking into consideration any advice from Council’s solicitors and matters raised at today’s meeting.
Seconded Cr Sayers.

CARRIED.

Review of Confidential Order for Item:
Structures on Road Reserve
Res No 404/1, Pages 403 and 404 – 17 July 2009
Section 90(3)(j)(i) & (ii)

Structures on Road Reserve:

The Chief Executive Officer reported that a request had been received from Investec Bank to install noise monitors on road reserve in the Mid Murray Council area.

404/1 Cr Howie moved that approval be granted for the noise monitors to be placed on road reserve in the locations requested.
Seconded Cr Yeates.

CARRIED.

Review of Confidential Order for Item:
Dry Dock Facility
Res No 406/1, Pages 405 and 406 – 10 August 2009
Section 90(3)(d)(i) & (ii)

Dry Dock Facility:

Correspondence – Murraylands Regional Development Board:

Advising Council that at a meeting of the Dry Dock Working Party a decision was made to request of Mid Murray Council the following:

That Mid Murray Council formally advise MHM Murray Pty Ltd that subject to funding and all relevant approvals it would undertake to acquire the parcel of land lot 101 of approximately 2.702 hectares.

406/1 Cr Sayers moved that the Chief Executive Officer be authorised to proceed with a letter of intent to purchase Lot 101 DP43069, Hundred of Younghusband, subject to conditions relating to funding availability and subject to legal advice being sought for the letter of intent.
Seconded Cr Howie.

CARRIED.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Review of Confidential Order for Item:
Dry Dock Facility
Res No 411/1, Pages 411 and 412 – 14 September 2009
Section 90(3)(d)(i) & (ii)

CHIEF EXECUTIVE OFFICER’S REPORT:

BUSINESS ARISING FROM REPORT:

Dry Dock Facility:

411/1 Cr Sayers moved that the draft letter of intent provided at the meeting regarding the purchase of Lot 101 DP43069, Hundred of Younghusband be accepted.
Seconded Cr Morrissey.

CARRIED.

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Review of Confidential Order for Item:
Audit Committee – Independent Member Expressions of Interest
Pages 427 and 428 – 9 November 2009
Section 90(3)(a)

Audit Committee – Independent Member Expressions of Interest:

Discussion took place regarding the nominations received.

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Review of Confidential Order for Item:
Mannum Leisure Centre Review
Page 450 – 10 May 2010
Section 90(3)(d)(i) & (ii)

Mannum Leisure Centre Review:

The expressions of interest received were discussed.

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Review of Confidential Order for Item:
2011 Tour Down Under
Res Nos 452/1 & 453/1, Pages 452 to 454 – 10 May 2010
Section 90(3)(d)(i) & (ii)

CHIEF EXECUTIVE OFFICER’S REPORT:  Minute Book Page 454.

BUSINESS ARISING FROM REPORT:

2011 Tour Down Under:

452/1 Cr Bormann moved that Gass Road be sealed.
Seconded Cr Morrissey.

CARRIED.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

2011 Tour Down Under Cont’d

453/1 Cr Milsom moved that the Mayor and Chief Executive Officer be authorised to sign the licence agreement between SA Tourism Commission and Mid Murray Council.
Seconded Cr Sayers.

CARRIED.

Review of Confidential Order for Item:
Chief Executive Officer Performance Assessment
Res No 508/2, Pages 508 to 510 – 9 August 2010
Section 90(3)(e)

MAYOR’S LATE REPORT: Minute Book Page 510.

508/1 Cr Taylor moved that the report be received.
Seconded Cr Burgess.

CARRIED.

BUSINESS ARISING FROM REPORT:

Confidential Item – Chief Executive Officer Performance Assessment:

508/2 Cr Rudloff moved that due to a satisfactory performance review the Council allocate a 4.5% salary increase to the Chief Executive Officer effective from 11 October 2010 and adopt the Quantitative Issues and Goals for the following twelve months from 9 August 2010.
Seconded Cr Milsom.

CARRIED.

Review of Confidential Order for Item:
Employees of Council
Pages 515 and 516 – 11 October 2010
Section 90(3)(a)

AUSTRALIAN WORKERS UNION (AWU) ENTERPRISE BARGAINING DISCUSSIONS:

The Chief Executive Officer reported on the current enterprise bargaining discussions held with AWU employees and that a decision had almost been reached for a new two year agreement, to commence from October 2010.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.4 Confidential Items – Release of Documents Cont’d

Review of Confidential Order for Item:
Mannum Caravan Park
Pages 528 and 529 – 8 November 2010
Section 90(3)(d)(i) & (ii)

BUSINESS ARISING FROM CORPORATE AND FINANCIAL SERVICES REPORT:

Mannum Caravan Park:

The draft contract was discussed.

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Review of Confidential Order for Item:
Tenders for Supply of New Grader and New Loader
Page 531 – 17 January 2011
Section 90(3)(k)

BUSINESS ARISING FROM INFRASTRUCTURE SERVICES REPORT:


The tender schedules were discussed.

The successful tenders were as follows –

Cavill Power Products – Caterpillar 12M Motor Grader $335,786
Cavill Power Products – Caterpillar 930H Wheel Loader $247,500

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Review of Confidential Order for Item:
Mannum Caravan Park
Res No 536/1, Pages 535 to 538 – 15 March 2011
Section 90(3)(a),(b)(i) & (ii) & (d)(i) & (ii)

CORPORATE AND FINANCIAL SERVICES REPORT:  Minute Book Pages 537 & 538.

535/1 Cr Bormann moved that the report be received.
Seconded Cr Hall.

CARRIED.

BUSINESS ARISING FROM REPORT:

Mannum Caravan Park:

536/1 Cr Taylor moved that Council delegate authority to the Selection Panel for new managers for the Mannum Caravan Park to finalise the management contract and to select the new contract managers, and that the Mayor and Chief Executive Officer be authorised the sign and seal the finalised contract.
Seconded Cr Raison.

CARRIED.
The community consultation period closed for the Morgan Riverfront Precinct Project on Friday 13 May 2011.

The Morgan Riverfront Precinct Project Steering Committee held a meeting on Tuesday 31 May 2011 to discuss the feedback received and to formulate a final report summarizing proposed changes to be submitted to the designers Hilary Hamnett and Associates.

Thirteen submissions were received outlining both positive and constructive feedback which was assessed at the meeting.

The following changes and inclusions are recommended by the steering committee:

- **Toilets (Item 1A)**

  A change is proposed to the existing location of the new toilet block. It is recommended the toilet block be moved towards the base of hill on the same level where the existing toilets are situated on top of the hill.

  It was recommended toilets be placed as near or into the cutting of hill as possible or permitted by development.

  The proposed design of the toilet is not conducive with the existing theme of the built design of the precinct.

  Although plan is conceptual and design does not form part of the plan, it is recommended designer change proposed design or delete from plan.

  Design of toilet block should be created in the character of the buildings within the precinct e.g. morgue, station master’s house. A river/rail theme to be incorporated in the design with more heritage flavour instead of contemporary.

  Pathway to connect to toilets.

  The new location will provide more parking opportunities in the reserve area.

- **Toilets (1b)**

  Upgraded toilets adjacent Station Master’s House to include maximum amount of toilets permitted for space (at least four).

  Toilets to encompass full length of Southern wall of house and extended south to existing stobie pole to maximise space available.

  Roofline to connect to existing design of house and stone materials to be used to enhance existing house materials used.
6.4  CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.5  Morgan Riverfront Precinct Project Cont’d

Suggest toilet block butted against existing wall to become part of original building.

Existing outhouse toilet not noted on plan and should be retained in future planning of Station Master’s House sector.

- Access (near item 14)

Removal of pathways through lawned area adjacent riverfront. Retain pathway along reserve near access road through to wharf area and connect to lower level extending from designated boardwalk (see amended plan 1). All rubble pathways in precinct to be in concrete.

Recognition for the Morgan Lions Club to be incorporated into an artistic design in pathways to recognise the work undertaken by the Lions Club due to the proposed removal of the ramp to the riverfront.

- Station Master’s House (item 5)

Preservation plan to be incorporated in action plan.

Remove shedding and chook yard to right of house to provide additional parking opportunities.

Reduce size of garden and reinstate as soon as possible. To be included in action plan.

Priority for future use – house refurbished by local community through the auspice of the Morgan Museum and create a local historic photographic gallery. Gallery would be an unmanned static display portraying photos of the culture and history of Morgan.

- Bus Turning Circle (front of Station Master’s House)

Widen road leading to Station Master’s House sector. Parking to be incorporated on both sides of road to expand short term parking.

Remove car park adjacent to ticket office and relocate to side of Station Master’s House and associated shade arbour.

- Playground

In addition to trees being planted, shade sails to be incorporated to cover 50% of the junior play area or similar based on final design of playground.

Rope play to be incorporated in both proposed playground sites e.g. replacement of existing and additional location on river reserve area (item 21).
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.5 Morgan Riverfront Precinct Project Cont’d

- **Turntable**
  
  Lighting to be incorporated to enhance wall behind turntable and to highlight with interpretative signage existing whale fossils.

  Whale fossils to be protected by poly carbonate walling.

  Signage to be installed to mitigate potential risks surrounding turntable.

  It is proposed a native walk trail to be included in town attractions encompassing whale fossils through to quarry area.

- **Wharf**

  Full height poles to be moved to rear of wharf alignment to retain ambience of the original wharf structure. Additional smaller poles to be installed appropriate for mooring purposes.

  Inclusion of referral to Tonkin’s report as reference.

- **Mooring facilities**

  Boardwalk to be a width of 4 metres.

- **Events and Facilities**

  Removal of existing stage location ‘C’ and move to cutting of Billy Goat Hill.

- **Boat Exclusion Area**

  Car Parking limited and should be addressed in the future. Extension of existing parking to be investigated and included in report.

  Existing turning circle to be developed for better access of vehicles.

- **River car park adjacent ferry**

  Safety crossover to be considered for road crossover from river car park to caravan park/boat exclusion area.

  Additional lighting required for car park and from Railway Terrace to Caravan Park.

- **Stop/rest/barbecue areas**

  Additional seats and tables in lower lawned area.
  
  Barbecue and shelter areas near rope play on lower level and built into cutting of hill.

  Incorporate a series of smaller bbq shelters/seats in various positions within precinct.
6.4  CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.5  Morgan Riverfront Precinct Project Cont’d

- Historic Features – sheet 1

There are currently three denoted heritage buildings in Post Office Row however there are five according to feedback from a community member.

The Morgan Riverfront Precinct Conceptual Plan is a document outlining the vision for Morgan. Smaller projects need to be identified to move the project forward to final fruition which is estimated over a 5-7 year period subject to funding opportunities.

The final report will outline costings which will ultimately determine the achievable forward steps of the project.

The steering committee have proposed the following projects as a priority:

- Stormwater (first stage of playground and funding received cannot proceed until stormwater issues within the precinct corrected).

- Playground (four stages)
  - Stage 1: Design and equipment purchase by 31st December utilising the $69,000 already received for equipment purchase.
  - Stage 2: Remainder of Junior Play
  - Stage 3: Shade for Junior Play
  - Stage 4: Rope play on river bank
  - Stage 5: Remainder of playground

- Toilets (Station Master’s House)

- Preservation/refurbishment of Station Master’s House and railway precinct buildings

- Stop/rest and bbq areas

- Access

- New toilet block

- Power

- Boat Moorings

- Wharf

The Morgan Riverfront Precinct Project Steering Committee have proposed their continuance to explore funding opportunities and development of the final plan.

The Morgan Community Development and Tourism Association have created a development fund which will be retained by them and expended in consultation with the steering committee for future projects.
6.4 CHIEF EXECUTIVE OFFICER’S REPORT CONT’D

6.4.5 Morgan Riverfront Precinct Project Cont’d

Recommendation:
Moved __________________ Seconded __________________
that Council –

• Ratify changes to plan as detailed above
• Ratify continuation of existing steering committee
• Address stormwater issues within precinct as a matter of urgency in order that funding received for Stage 1 of the playground is retained.
• Consider funding to rectify stormwater issues and final playground design to commence stage 1 purchase of equipment and installation.

Dean Gollan
Chief Executive Officer
6.4 CHIEF EXECUTIVE OFFICER’S LATE REPORT

Cr moved that the report be received.
Seconded Cr

6.4.6 Murraylands Tourism

Report Purpose

To seek Council’s agreement to be involved and make a financial contribution to a new Murrayland Tourism entity under the auspices of Regional Development Australia Murraylands and Riverland.

Background

Under the new SATC Regional Growth Plan, it is proposed that a new body be formed which will comprise of Local Government, RDA and Industry to manage the growth of tourism in the Murraylands.

Discussion

On 1 June 2011, a meeting was held between the CEO’s of Murrayland Councils and Regional Development Australia – Murraylands and Riverland to discuss the formation of a new tourism body, which would bring together Local Government, RDA, Murraylands Tourism Marketing (MTM), Murraylands Tourism Partnership (MTP) and Murraylands Regional Tourist Association (MRTA).

Attached is a summary of that meeting, together with a proposed ‘Schedule of Actions’.

The structure recommended would comprise of ten members plus an Independent Chair.

3 x Local Government representatives
1 x RDA representative
6 x Ordinary members (1 x MTP/MTM, 1 x MRTA)
1 x Independent Chair

(N.B. Southern Mallee Council and Karoonda East Murray Council have the opportunity for participation).

It is envisaged to employ a full-time Tourism Development Manager (subject to an agreed budget between partners).

References

Strategic Plan
Economy
Strategy 3.8 – Work with the Regional Tourism Marketing Committees and adjoining Councils to promote recreation and tourism activities.

Budget
As per current budget allocation

Legislation
Not applicable
6.4 CHIEF EXECUTIVE OFFICER’S LATE REPORT CONT’D

6.4.6 Murraylands Tourism Cont’d

Recommendation:
Moved __________________ Seconded __________________
that Mid Murray Council agrees to the formation of new tourism body as outlined in the attached Summary, to be auspiced under Regional Development Australia Murraylands and Riverland.

Dean Gollan
Chief Executive Officer
7. MAYOR’S REPORT

Cr moved that the report be received.
Seconded Cr

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<tr>
<th>Date</th>
<th>Activity</th>
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<tr>
<td>9/05/2011</td>
<td>Council Meeting</td>
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<td>PIRSA Executive Meeting Renmark</td>
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<tr>
<td>10/05/2011</td>
<td>Mannum Waters</td>
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<td>11/05/2011</td>
<td>Mannum Dock Museum</td>
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<td>Waste Management Advisory Committee</td>
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<td>30/05/2011</td>
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<td>Community Wastewater Management System Committee</td>
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<td>3/6/2011</td>
<td>Murray &amp; Mallee LGA</td>
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<td>Mid Murray Council Audit Committee</td>
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<tr>
<td>6/06/2011</td>
<td>Murray Darling Basin Authority Update by Craig Knowles</td>
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<tr>
<td>8/06/2011</td>
<td>Council Meeting</td>
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David J Burgess
MAYOR