

Clare & Gilbert Valleys Council

Minutes

Meeting of Council held Wednesday 15 February 2023 held at 4 Gleeson Street, Clare commencing at 7.00pm.

Mayor Allan Aughey OAM declared the meeting open and welcomed all in attendance.

Acknowledgement of Country

Mayor Aughey OAM provided an Acknowledgement of Country through the following statement:

"I would like to begin by acknowledging the Ngadjuri people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today."

Opening Affirmation

Mayor Aughey OAM read the Council affirmation as below:

We will demonstrate wisdom, compassion and courage in our Council deliberations so that we may better lead and support the people and the places that comprise the Clare & Gilbert Valleys Council.

Present:

Mayor Allan Aughey OAM
Councillor A Alder
Councillor M Bartholomaeus
Councillor I Burfitt
Councillor L Bruhn
Councillor E Calvert
Councillor B Koch
Councillor J Naughton
Councillor D Willson

Staff in Attendance:

Chief Executive Officer, Dr H Macdonald
Director Corporate Services, Mrs L Kunoth
Director Works & Infrastructure, Ms A Neubauer
Finance Manager, Mr G Graham
Minute Taker, Mrs S Zuromski

Apologies:

Nil

1. Declaration of Interest

Cr Willson Clare Valley Flying Club Deputation – declared a general conflict of interest as a member of the Clare Valley Flying Club and will remain in his seat for the duration of the deputation and any ensuing discussions.

2. Public Question Time

Moved: Cr Calvert
Seconded: Cr Burfitt

That formal meeting procedures be suspended for conduct of Public Question Time.

CARRIED 34-23

7.04pm Public question time began.

Moved: Cr Calvert
Seconded: Cr Bartholomaeus

That formal meeting procedures resume.

CARRIED 35-23

7.06PM Formal meeting procedures resumed.

3. Petitions & Deputations

Ben Whalan, YMCA
Richard Elkhoury, Clare Valley Flying Club

4. Confirmation of Minutes:

Moved: Cr Bruhn
Seconded: Cr Alder

That the minutes of the Ordinary Council Meeting held on 25 January 2023 be confirmed.

CARRIED 36-23

Moved: Cr Alder
Seconded: Cr Bartholomaeus

That the minutes of the Confidential Council Meeting held on 25 January 2023 be confirmed.

CARRIED 37-23

5. Matters Laid on the Table from previous meetings

Nil

6. Mayor & Chief Executive Officer Reports

Moved: Cr Bartholomaeus
Seconded: Cr Bruhn

That the Mayoral Information Report be noted.

CARRIED 38-23

Moved: Cr Bruhn
Seconded: Cr Alder

That the CEO's Information Report be noted.

CARRIED 39-23

7. Performance Reports

7.1. Resolutions Register – Implementation Report

Moved: Cr Alder
Seconded: Cr Bruhn

The Resolutions Register - Implementation Report be noted as at 15 February 2023 as presented and that the completed items be deleted from the next report.

CARRIED 40-23

7.2. Major Projects Report

Moved: Cr Calvert
Seconded: Cr Alder

That the Major Projects report be noted.

CARRIED 41-23

7.3. Finance Information Report

Moved: Cr Alder
Seconded: Cr Calvert

That in accordance with Reg 9 of the Local Government (Financial Management) Regulations 2011 having considered Budget Review 2, Council adopts Budget Review 2 dated January 2023 comprising the following statements:

- **Budgeted/Forecasted**
- **Statement of Comprehensive Income**
- **Statement of Financial Position**
- **Statement of Changes in Equity**
- **Statement of Cash Flows**
- **Uniform Presentation of Finances**
- **Financial Indicators**

CARRIED 42-23

Moved: Cr Burfitt
Seconded: Cr Bartholomaeus

That Administration provide a report to the next Council meeting containing information and suggestions for adjustment of the budget of the total value of the items as identified in this report.

CARRIED 43-23

8. Section 41 Committee Minutes

8.35pm Cr Calvert left her seat in the chamber

8.37pm Cr Calvert resumed her seat in the chamber

Moved: Cr Bartholomaeus

Seconded: Cr Bruhn

That Council having considered the Audit & Risk Committee's recommendations from 6 February 2023 minutes, notes the minutes and acknowledges that the Audit & Risk Committee recommended to Council:

- **That the Audit & Risk Committee recommends that the following Council Policies be approved by Council after making modifications as requested by the Audit & Risk Committee :**
 - **Draft Procurement Policy**
 - **Draft Budget Policy**
 - **Draft Asset Management & Accounting Policy**
 - **Draft CWMS Customer Service Charter Policy**
- **That the Audit & Risk Committee recommends that the Draft Long Term Financial Plan 2023-24 to 2032-33 be acknowledged as the commencement point for the preparation of the 2023-24 budget.**

CARRIED UNANIMOUSLY 44-22

9. Reports for Decision:

9.1. Draft Long Term Financial Plan 2023-24 to 2032-33

Moved: Cr Bartholomaeus

Seconded: Cr Alder

That Council receives and acknowledges the Draft Long Term Financial Plan 2023-24 to 2032-33 as the commencement point for the preparation of the 2023-24 budget process.

CARRIED 45-23

9.2. Clare Town Hall Stage Options Report

Moved: Cr Burfitt

Seconded: Cr Naughton

That this report be noted and referred to the Clare Town Hall Committee seeking their input and that arrangements be made for the Elected Members to inspect the Town Hall.

CARRIED UNANIMOUSLY 46-23

9.3. Council Policies

Moved: Cr Calvert
Seconded: Cr Alder

That Council adopt the Procurement Policy.

CARRIED 47-23

Moved: Cr Bruhn
Seconded: Cr Alder

That Council adopt the Budget Policy.

CARRIED UNANIMOUSLY 48-23

Moved: Cr Bartholomaeus
Seconded: Cr Bruhn

That Council adopt the Asset Management & Accounting Policy.

CARRIED UNANIMOUSLY 49-23

Moved: Cr Calvert
Seconded: Cr Alder

That Council adopt the CWMS Customer Service Charter.

CARRIED 50-23

9.4. Proposed implementation of Council by-laws

Moved: Cr Calvert
Seconded: Cr Koch

That Council approves the development of Council by-laws.

CARRIED UNANIMOUSLY 51-23

9.5. Local Government Rep for Balaklava Riverton Health Advisory Council

Moved: Cr Bartholomaeus
Seconded: Cr Alder

That Council call for nominations from interested Councilors to be the local government representative for the Balaklava Riverton Health Advisory Council Inc.

CARRIED 52-23

Nominations called

Cr Bartholomaeus nominated Cr Alder

Moved: Cr Bartholomaeus
Seconded: Cr Calvert

That Council support the following nomination for local government representative: Councilor Alder - Balaklava Riverton Health Advisory Council Inc.

CARRIED UNANIMOUSLY 53-23

9.6. Renewal of Community Land Management Plans

Moved: Cr Bruhn
Seconded: Cr Alder

That Council approves the following Community Land Management Plans:

- **Black Springs Cemetery**
- **Clare Oval and Recreation Precinct**
- **Mintaro Cemetery**
- **Mortlock Park**
- **Mintaro Recreation Reserve – Torr Park**

CARRIED 54-23

9.7. Great Australian Wine Trail

Moved: Cr Calvert
Seconded: Cr Bartholomaeus

That Council notes the Great Australian Wine Trail information report.

CARRIED UNANIMOUSLY 55-23

9.8. Council Member – Disclosure Return - Casual Vacancy

Moved: Cr Bruhn
Seconded: Cr Alder

That Council note the letter received from ECSA dated 10 February 2023.

CARRIED UNANIMOUSLY 56-23

10. Officers' Reports for Information

- 10.1. Corporate Services Information Report
- 10.2. Library Services Information Report
- 10.3. Communications Information Report
- 10.4. Works & Infrastructure Information Report
- 10.5. Development & Community Information Report
- 10.6. Peak Body Report

11. Matters Raised by Council Members

11.1. Questions on Notice

Nil

11.2 Motions on Notice

Nil

11.3 Questions without Notice

Nil

11.4 Motions without Notice

Moved: Cr Burfitt
Seconded: Cr Bartholomaeus

That formal meeting proceedings be adjourned for 15 minutes for discussion on the installation of a Helipad at the Clare Aerodrome and funding request as presented.

That the meeting continue past 10pm.

CARRIED 57-23

10.01pm Formal meeting procedures adjourned.

Moved: Cr Bartholomaeus
Seconded: Cr Burfitt

That formal meeting procedures be adjourned for a further 10 minutes for discussion on the installation of a Helipad at the Clare Aerodrome and funding request as presented.

CARRIED 58-23

10.22pm Formal meeting procedures adjourned.

10.29pm Formal meeting procedures resumed.

12. Business in Confidence

12.1. Industrial Street, Sevenhill Stormwater

Moved: Cr Burfitt

Seconded: Cr Bruhn

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Helen Macdonald, Director Corporate Services, Leanne Kunoth, Manager Finance, Gary Graham, and Minute Taker, Sara Zuromski be excluded from attendance at the meeting for Agenda item 12.1 “Sevenhill Stormwater”.

Council is satisfied that, pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item could reasonably be expected to prejudice the commercial position of Council; and is contrary to the public interest.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances to prevent the disclosure of information that would prejudice the commercial position of Council; and is contrary to the public interest.

CARRIED 59-23

Moved: Cr Burfitt

Seconded: Cr Calvert

Having considered Agenda Item 12.1 “Sevenhill Stormwater” in confidence under Section 90(2) and 90 (3) (b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of that Act orders that the reports, minutes and discussions relevant to this Agenda Item be retained in confidence for a period of 1 year or until a future contract has been signed.

CARRIED 61-23

Meeting conducted in confidence from 10.30pm to 10.54pm

Clare Valley Flying Club - Deputation

Moved: Cr Burfitt
Seconded: Cr Bartholomaeus

That Council advise the Clare Valley Flying Club that unfortunately Council is not in a position to provide financial assistance at this time, but would evaluate a funding application in the future.

CARRIED 62-23

10.55 pm Meeting Closed

Confirmed/...../.....

Mayor