

# Clare & Gilbert Valleys Council

## Minutes

**Meeting of Council held Wednesday 30 January 2019 in the Council Chambers,  
4 Gleeson Street, Clare commencing at 7.00pm.**

**Mayor Wayne Thomas declared the meeting open, read the Council Prayer and welcomed all in attendance.**

### **Acknowledgement of Country**

Mayor Wayne Thomas provided an Acknowledgement of Country through the following statement:

“We acknowledge and respect the traditional custodians whose ancestral lands we are meeting upon here today”.

### **Present:**

Mayor Wayne Thomas  
Councillor A Alder  
Councillor M Bartholomaeus  
Councillor L Bruhn  
Councillor I Burfitt  
Councillor E Calvert  
Councillor L Drummond  
Councillor N Golding  
Councillor C Hunter  
Councillor B Koch

### **Staff in Attendance:**

Chief Executive Officer, Dr H Macdonald  
Manager Corporate Services, Mrs L Kunoth  
Manager Works & Infrastructure, Mr C Miller  
Manager Development & Community, Mr A Christiansen  
Financial Consultant, Ms M Bennetts  
Minute Secretary, Mrs S Zuromski

### **Apologies:**

Nil

## **1. Declaration of Conflict of Interest:**

Cr Ian Burfitt

Item 9.1 Revocation of Community Land Boconnoc Park – declared a material conflict of interest due to being an adjoining property owner and will depart the chamber for the duration of the item.

## **2. Public Question Time:**

Moved: Cr Burfitt  
Seconded: Cr Bruhn

**That the Council meeting be adjourned for the purpose of public question time.**

**CARRIED 1 - 19**

7.01pm Conduct of Public Question Time chaired by Mayor Wayne Thomas and at the conclusion of Public Question Time, resumption of Council meeting.

Moved: Cr Calvert  
Seconded: Cr Drummond

**That the Council meeting be resumed.**

**CARRIED 2 - 19**

7.05 pm Council meeting resumed.

## **3. Petitions & Deputations:**

Nil

#### **4. Confirmation of Minutes:**

Moved: Cr Bruhn  
Seconded: Cr Drummond

**That the Minutes of the Ordinary Council Meeting held on 10 December 2018 be confirmed, with the amendment of Item 9.15 to be in the correct order and show nominations then only final resolutions.**

**CARRIED 3 - 19**

Moved: Cr Drummond  
Seconded: Cr Bruhn

**That the Confidential Minutes of the Ordinary Council Meeting held on 10 December 2018 be confirmed.**

**CARRIED 4 - 19**

#### **5. Matters Laid on the Table from previous meetings:**

**Clare Town Hall**

116/17

That the matter lay on the table pending the asset management plans for Council's buildings and infrastructure.

#### **6. Mayor & Chief Executive Officer Report:**

#### **7. Performance Reports:**

##### **7.1. Resolutions Register – Implementation Report**

Moved: Cr Bruhn  
Seconded: Cr Calvert

**That the Resolutions Register – Implementation Report be noted as at 30 January 2019 as presented and that the completed items be deleted from the next report.**

**CARRIED 5 - 19**

##### **7.2. Major Projects Report**

Moved: Cr Calvert  
Seconded: Cr Drummond

**That the report for information be noted.**

**CARRIED 6 - 19**

### **7.3. Finance Information Report**

Moved: Cr Bruhn  
Seconded: Cr Calvert

**That the Finance Report to 31 December 2018 be received and noted.**

**CARRIED 7 - 19**

### **8. Section 41 & Council Committee Minutes:**

Moved: Cr Alder  
Seconded: Cr Koch

**That the Clare Town Hall Committee and the Riverton Recreation Ground Committee minutes be adopted.**

**CARRIED 8 - 19**

### **9. Reports for Decision:**

#### **9.1. Revocation of Community Land-Unmade Road which bisects Sec274, HD Clare, Boconnoc Park**

7.39 pm Cr Burfitt declared a material conflict of interest due to being an adjoining property owner and vacated his seat in the chamber

Moved: Cr Bruhn  
Seconded: Cr Bartholomaeus

**That the Council approve the report for public consultation purposes titled “Unmade road bisecting Sec 274, HD Clare Boconnoc Park” Revocation of Community Land for the purpose of Section 194 (2) of the Local Government Act.**

**CARRIED 9 - 19**

7.40pm Cr Burfitt resumed his seat in the chamber.

#### **9.2. Revocation of Community Land – Riverton**

Moved: Cr Alder  
Seconded: Cr Hunter

**That the Council authorise administration to prepare a report for the purpose of public consultation for Lot 212 Oxford Terrace, Riverton to commence the revocation of community land in accordance with Section 174 of the Local Government Act.**

**CARRIED 10 - 19**

### **9.3. Riesling Trail Management Committee – Permission to Proceed - Archway**

Moved: Cr Alder  
Seconded: Cr Calvert

**That, in accordance with the terms of the lease, Council grant permission to the Riesling Trail Management Committee Inc to commence construction of the Archway at Lot 101 CR 6072/850, Auburn.**

**CARRIED UNANIMOUSLY 11 - 19**

### **9.4. Local Government (Ratepayer Protection and Related Measures) Amendment Bill 2018**

Moved: Cr Calvert  
Seconded: Cr Drummond

**That Council administration advice Hon Geoff Brock MP, Member for Frome that the Local Government (Ratepayer Protection and Related Measures) Amendment Bill 2018 is not supported at the moment due to the need for Councillors to conduct research and further discussion before a final decision is made.**

**CARRIED 12 - 19**

### **9.5. 30m Road Train Network Assessment**

Moved: Cr Bartholomaeus  
Seconded: Cr Bruhn

**That Council consider an allocation of \$25,000 in the 2019/20 budget discussions to complete the 30m road train network assessment.**

**CARRIED 13 - 19**

### **9.6. Clare Township Development Plan Amendment**

Moved: Cr Bartholomaeus  
Seconded: Cr Calvert

**That Council:**

- 1. Adopts the Clare Township Development Plan Amendment Report.**
- 2. Adopts the Summary Consultation Report.**
- 3. Lodges the Clare Township Development Plan amendment Report and Consultation Report to the State Planning Commission and the Minister for Planning.**

**Division called by Cr Burfitt – Mayor Thomas set aside the motion and called for the vote**

**Those in the affirmative for the motion**

Cr Koch  
Cr Calvert  
Cr Bruhn  
Cr Hunter

Cr Drummond  
Cr Alder  
Cr Bartholomaeus  
Cr Golding

**Those in the negative for the motion**  
Cr Burfitt

**The vote being 8 in the affirmative and 1 in the negative, Mayor Thomas declared the motion carried.**

**CARRIED 14 - 19**

**10. Officers' Reports for information:**

- 10.1. Corporate Services Information Report
- 10.2. Library Service & Art House
- 10.3. Communications Report
- 10.4. Works & Infrastructure Information Report
- 10.5. Development & Community Information Report
- 10.6. Peak Body Report
- 10.7. Planning and Design Code Implementation Update

**11. Matters Raised by Council Members:**

**11.1. Questions with Notice**

Nil

**11.2. Motions on Notice**

Nil

**11.3. Questions without Notice**

Nil

**11.4. Motions without Notice**

Nil

**12. Business in Confidence:**

Nil

**13. Meeting closed:**

Meeting Closed at 8.25pm

**Confirmed: .../.../....**

**MAYOR: .....**