ORDINARY COUNCIL MEETING

MINUTES

FRIDAY, 19 OCTOBER 2018

The minutes of the Kingston District Council meeting held on Friday, 19 October, held in the Council Chambers Kingston SE, commencing at 2.00pm.
1. **PRESENT/WELCOME:**
   
   Mayor RW Lyon  
   Deputy Mayor K Rasheed  
   Cr GD Usher  
   Cr DR Starling  
   Cr JI Pope  
   Cr CE England  
   Cr RA Wingard  
   Cr JM Gluyas  
   
   Mr A MacDonald, Chief Executive Officer  
   Mrs H Schinckel, Manager Corporate and Community Services  
   Mr M Hodak, Senior Development and Compliance Officer  
   Miss C Burns, Senior Property Officer  
   Mrs A Bastiaans, Senior Finance Officer  
   Mrs M Amezdroz, Governance and Risk Officer  
   Miss J Scott, Minute Secretary  

2. **APOLOGIES:**
   
   NIL

3. **ABSENT:**
   
   NIL

4. **LEAVE OF ABSENCE GRANTED:**
   
   NIL
5. CONFIRMATION OF MINUTES:

5.1 MINUTES OF ORDINARY COUNCIL MEETING HELD FRIDAY 21 SEPTEMBER 2018:
APPENDIX 1

That the minutes of the ordinary council meeting held on 21 September 2018 be confirmed.

   Cr JI Pope / Cr JM Gluyas CARRIED (10,126)

6. ADJOURNED ITEMS:

   There were no adjourned Items.

7. QUESTIONS ON NOTICE:

   There were no questions on notice.

8. PETITIONS:

   There were no petitions.

9. DEPUTATIONS:

   There were no deputations.

10. MOTIONS ON NOTICE:

   There were no motions on notice.
11. **MOTIONS WITHOUT NOTICE:**

   The Mayor invited any motions without notice.

12. **MEMBERS REPORTS:**

   12.1 **MAYOR’S REPORTS:**

   The Mayor presented his report.

   12.2 **DELEGATES REPRESENTATIVE REPORTS:**

   The Mayor invited delegates to make a report.
13. **ENVIRONMENTAL AND INSPECTORIAL:**

13.1 **MINUTES OF COUNCIL ASSESSMENT PANEL MEETING HELD TUESDAY 09 OCTOBER 2018:**

APPENDIX 2 3/14/1.1

That Council receives and notes the report titled Minutes of Council Assessment Panel Meeting held Tuesday 09 October 2018.

Cr JI Pope / Cr JM Gluyas CARRIED (10,127)
15. **FINANCE AND ADMINISTRATION:**

15.1 **ARRANGEMENTS FOR CHRISTMAS/ NEW YEAR PERIOD:**

That the report in relation to arrangements for the Christmas and New Year period be received for information only.

Cr CE England / Cr JI Pope  CARRIED  (10,128)

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15.2 **COMMUNITY EVENTS – TEMPORARY ROAD CLOSURES AND BY-LAW PERMISSION:**

1. That council receive and note the report outlining temporary road closures for the following community events:
   - Kingston Christmas Parade – 14 December 2018
   - Kingston Twilight Markets – 28 December 2018
   - Kingston Foreshore Festival – 5 January 2019
   - Cape Jaffa Seafood and Wine Fest – 13 January 2019
   - 2019 Naracoorte Toyota Kingston SE Triathlon – 10 February 2019

2. That council give permission for ‘amplification’ in accordance with clause 9 of Kingston District Council Local Government Land By-Law 2016 for these events.

Cr K Rasheed / Cr JM Gluyas  CARRIED  (10,129)
15.3 GRAZING LICENCE AGREEMENTS:

1. That in accordance with Section 202 of the Local Government Act 1999, Council grant a twelve (12) month extension to the following licence agreements for grazing of stock:

<table>
<thead>
<tr>
<th>Licensee</th>
<th>Licence Area</th>
</tr>
</thead>
<tbody>
<tr>
<td>KR &amp; V McBride</td>
<td>Portion of Allotment 104 Hundred of Mount Benson (CT 5518/527)</td>
</tr>
<tr>
<td>PW &amp; VM Downward</td>
<td>Allotment 22 &amp; 23, Portion of Allotment 24, Section 638 Hundred of Lacepede (CT 5439/330, CT 5438/891 &amp; CR 5755/73)</td>
</tr>
<tr>
<td>Kingston Community School Agriculture Committee</td>
<td>Portion of Section 580 Hundred of Lacepede (CR 5369/992)</td>
</tr>
<tr>
<td>A &amp; N Geue</td>
<td>Portion of Section 578 Hundred of Lacepede (CR 5621/705)</td>
</tr>
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Cr JM Gluyas / Cr JI Pope  CARRIED  (10,130)

15.4 RECOMMENDATION TO ACCEPT A LATE REPORT:

That Council accept late report, 15.5, titled “Minutes of Council Audit Committee held 16 October 2018”

Cr K Rasheed / Cr JI Pope  CARRIED  (10,131)

15.5 MINUTES OF COUNCIL AUDIT COMMITTEE HELD TUESDAY 16 OCTOBER 2018:
APPENDIX 1 of late report

That Council receives and notes the report titled Minutes of Council Audit Committee Meeting held Tuesday 16 October 2018.

Cr JI Pope / Cr JM Gluyas  CARRIED  (10,132)
15.6  **RECOMMENDATION TO ACCEPT A LATE REPORT:**


Cr DR Starling / Cr RA Wingard CARRIED (10,133)

15.7  **2017/18 4th QUARTER FINANCIAL PERFORMANCE REPORT:**

**APPENDIX**

1. That the council receives and notes the 2017/18 4th Quarter Financial Performance Report.


3. That Council approves the bonus payment to Caravan Park managers.

Cr JI Pope / Cr DR Starling CARRIED (10,134)

15.8  **RECOMMENDATION TO ACCEPT A LATE REPORT:**

That Council accept late report, 15.9, titled “2017/18 General Purpose Financial Statements”

Cr K Rasheed / Cr CE England CARRIED (10,135)

15.9  **2017/18 GENERAL PURPOSE FINANCIAL STATEMENTS:**

**APPENDIX**

1. That Council receives and notes the audited clearance letter from Galpins as presented at the appendix.

2. That Council adopt the 2017/18 General Purpose Financial Statements as presented at the appendix.

Cr JM Gluyas / Cr JI Pope CARRIED (10,136)
16. **GOVERNANCE:**

16.1 **2017/18 DRAFT KINGSTON DISTRICT COUNCIL ANNUAL REPORT:**

APPENDIX 3 18/68/4

That council adopts the 2017/18 Kingston District Council annual report as presented at appendix 3.

Cr GD Usher / Cr CE England CARRIED (10,137)
17. COMMUNITY:

17.1 LIONS CLUB MEMORIAL REQUEST:

APPENDIX 4 14/36/1

1. That council approves the Lions Club’s request to establish a dedicated memorial wall on the BBQ Shelter wall at the Lions Park, for those members who have passed away whilst servicing the Lions Club.

2. That council’s approval is subject to the Lions Club taking responsibility for the maintenance of the memorial wall to the satisfaction of council.

Cr JI Pope / Cr DR Starling CARRIED (10,138)
19. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

19.1 REQUEST TO KEEP ADDITIONAL DOG – BY-LAW 5 DOGS:
APPENDIX 5

Pursuant to section 90(2) of the Local Government Act 1999 the council orders that all members of the public, except the Chief Executive Officer, Manager Community and Corporate Services, Manager Assets and Infrastructure, Senior Development and Compliance Officer, Senior Finance Officer, Senior Property Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 19.1 – Request to Keep Additional Dog – By-Law 5 Dogs.

The council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant.

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 because the information to be disclosed and discussed is personal information that is contrary to public interest.

Cr JI Pope / Cr JM Gluyas CARRIED (10,139)
19.  ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

19.1 REQUEST TO KEEP ADDITIONAL DOG – BY-LAW 5 DOGS:
APPENDIX 5  1/71/5.1

1. That council receives and notes the correspondence received from Miss Jessi Cotchin dated 08 October 2018.

2. That the request to keep an additional dog be approved in accordance with the conditions of consent outlined in the application as provided at the appendix.

Cr CE England / Cr RA Wingard CARRIED (10,140)
19. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

19.2 **CHIEF EXECUTIVE OFFICER PERFORMANCE APPRAISAL:**

Pursuant to section 90(2) of the Local Government Act 1999 the council orders that all members of the public, except Mr Adam Kennedy, of AME Consulting, be excluded from attendance at the meeting for agenda item 19.2 - Chief Executive Officer Performance Appraisal.

The council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer, in that details of his performance review will be discussed, which may be sensitive and are details only known to those who have participated in the review process.

Cr GD Usher / Cr JI Pope CARRIED (10,141)
19. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

19.2 CHIEF EXECUTIVE OFFICER’S PERFORMANCE REPORT:

In accordance with Clause 13 of the Chief Executive Officer’s employment agreement, it is recommended that notice be given that the Chief Executive Officer has successfully completed his fourth annual performance review.

Cr JI Pope / Cr K Rasheed CARRIED (10,142)

That pursuant to Section 91(7) (9) and having considered agenda item 19.2 “Chief Executive Officer’s Performance Report” in confidence under section 90(2) and (3)(d) of the Local Government Act 1999, the council, pursuant to section 91(7)(b) of that Act orders that:

1. The report, prepared by Adam Kennedy of AME Recruitment is retained in confidence and not available for public inspection for a period of 12 months from 19 October 2018 to 18 October 2019 and that the Chief Executive Officer be authorised to review this order prior to 18 October 2019.

Cr JM Gluyas / Cr JI Pope CARRIED (10,143)
20. **CLOSURE:**

The meeting closed at 2.55pm.

Confirmed

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Mayor Lyon

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Date