

# WAGAIT SHIRE COUNCIL

MONTHLY MEETING – TUESDAY, 17 MARCH 2009

## MINUTES

**Present:** Peter Clee - President  
Rocco Magnoli - Councillor  
Trish McIntyre - Councillor  
Vera Lamont - Councillor  
Darryl Withnall - Councillor  
Wally Lenyszyn - Chief Executive Officer

**Apologies:** Karen Duncan - Deputy President

### 1. MEETING OPENING

President Clee opened the meeting at 7.00pm.

#### 1(a) APOLOGIES

**Resolution No. 08/184**  
**That the apology of Councillor Duncan be accepted.**

**Moved: President Clee**  
**Seconded: Cr Withnall**  
**Vote: Carried 5-0**

#### 1(b) DECLARATION OF INTERESTS

Nil

### 2. MINUTES FROM PREVIOUS MEETINGS

Monthly Council Meeting – 17 February 2009

**Resolution No. 08/185**  
**That the minutes of the Monthly Meeting of 17 February 2009 be accepted.**

**Moved: Cr Magnoli**  
**Seconded: Cr McIntyre**  
**Vote: Carried 5-0**

#### 2.1 Matters Arising from the Minutes:

Nil

### **3. INWARDS CORRESPONDENCE**

#### **3.1 Earth Hour 2009**

Earth Hour is a non-political global campaign to inform individuals and businesses about the difference they can make by reducing their emissions at home and in the workplace.

Switching the lights off for Earth Hour 2009 – 8.30pm Saturday 28 March is a symbolic statement providing visual inspiration while also practicably demonstrating how energy efficiency results in emission reductions.

Originating in Australia, Earth Hour has become a global movement with more than 50 million people participating in 2008. In 2009, it aims to reach 1 billion people in 1,000 cities around the world. This includes 11 million Australians in 250 local councils.

Participation is free and involves the turning off of all non-essential lighting between 8.30pm and 9.30pm on Saturday 28 March. (C 18)

#### **Resolution No. 08/186**

**That Council agree to support Earth Hour 2009 and encourages the community to participate on the 28 March.**

**Moved: Cr Withnall**  
**Seconded: Cr McIntyre**  
**Vote: Carried 5-0**

#### **3.2 Minister for Transport**

Responding to Council's representations regarding various aspects of the Mandorah Ferry Service on behalf of the Chief Minister. (Refer Attachment No.1)

The Minister has indicated that:

The Master of the vessel has a duty of care in relation to passengers embarking and disembarking from the ferry and that he is best placed to assess the risk. The suspension of the ferry services is the sole solution to negating risk entirely.

An assessment of the jetty was undertaken in 2000. The jetty is still well within this lifespan.

The tender process to award a new Mandorah Ferry Contract in 2009 will allow community consultation and a full review of the service.

The Department's Feedback System is able to deal with complaints. There is no need to reinstate the Community Consultative Committee. (N 4.7)

**Resolution No. 08/187**

**That Council seek a summary of the jetty lifespan assessment report and that the Minister allow participation by the Council in the establishment of criteria and assessment of the forthcoming tender.**

**Moved: Cr Withnall**

**Seconded: Cr Lamont**

**Vote: Carried 5-0**

**3.3 Department of Local Government and Housing**

Advising that the Department is seeking input into identifying strategic areas for future grant allocations and determination of priority areas for the distribution of discretionary grants programs.

*“The programs for which the Department is developing priorities include:*

- *Transitional Support Allocation (2008-09 only)*
- *Closing the Gap (2007-2012)*
- *Special Purpose Grants (ongoing)*

In response, although this may be seen as an opportunity for the Council, it is not as lucrative as suggested. Some issues that the Council may wish to raise include:

Transitional Support Allocation

- The loss the Council incurred in its FAGS allocation as a consequence of the NT Grants Commission changing its funding formula - \$10,000.
- The need to undertake an investigation into possible options for the council to extend its boundary or amalgamate with other Councils - \$40,000.

Closing the Gap

- Part One funding relates to the establishment of Local Boards.
- Part two funding relates to governance infrastructure where the majority of the population is indigenous.

There do not appear to be any opportunities for the Council in this area.

Special Purpose Grants

The potential loss of NT Operating grant funds as a consequence of the Department using the NT Grants Commission formula in the allocation of the funds - \$75,000.

The need for plant purchase and replacement; tractor, small tip truck, utility, small digger/loader - \$80,000.

Repairs to tennis court surface - \$25,000.

Refuse transfer station - \$180,000.

Accommodation for doctor - \$300,000.

Grassing and reticulation of Sportsground Oval - \$140,000. (G 1.6)

**Resolution No. 08/188**

**That the following projects be submitted to the Department of Local Government and Housing for inclusion on the Department's priority distribution list:**

- **The need for plant purchase and replacement; tractor, small tip truck, utility, small digger/loader - \$80,000.**
- **Repairs to tennis court surface - \$25,000.**
- **Refuse transfer station - \$180,000.**
- **Accommodation for doctor - \$300,000.**
- **Grassing and reticulation of Sportsground Oval - \$140,000. (G 1.6)**

**Moved: Cr Magnoli**  
**Seconded: Cr Withnall**  
**Vote: Carried 5-0**

**3.4 Standing Committee on Infrastructure, Transport, Regional Development and Local Government**

Advising that an inquiry is being conducted into the impact of the global financial crisis on regional Australia.

The terms of reference for the inquiry are:

*"The Committee is to inquire into the impact of the current global financial crisis on regional Australia and the role the Commonwealth Government in ensuring that regional Australia is equipped to respond, with particular focus on:*

- *the encouragement of economic development and employment; and*
- *the development of sustainable essential services and social infrastructure designed to enhance the liveability of regional Australia."*

The Committee seeks the receipt of submissions by 3 April 2009.

Issues the Council could put to the Committee may include:

1. Government funding should be directed towards local government as there are numerous infrastructure projects that need to be undertaken within Council areas.
2. State and Territory Governments should be made to match or at least contribute towards infrastructure funding provided by the Commonwealth.
3. Priority funding should be directed to projects that are able to provide evidence of an increase in local employment.

4. Next year, there should be a similar distribution of Local Infrastructure Project Funding as was made last year.
5. A special allocation of funds should be made available to Councils to provide employment opportunities for persons who lose their jobs as a consequence of the economic downturn. (C 5)

**Resolution No. 08/189**

**That the Council make a submission to the Standing Committee on Infrastructure, Transport, Regional Development and Local Government expressing the following views on potential assistance in overcoming the current financial crisis:**

- **Government funding should be directed towards local government as there are numerous infrastructure projects that need to be undertaken within Council areas.**
- **State and Territory Governments should be made to match or at least contribute towards infrastructure funding provided by the Commonwealth.**
- **Priority funding should be directed to projects that are able to provide evidence of an increase in local employment.**
- **Next year, there should be a similar distribution of Local Infrastructure Project Funding as was made last year.**
- **A special allocation of funds should be made available to Councils to provide employment opportunities for persons who lose their jobs as a consequence of the economic downturn.**

**Moved: Cr Withnall**  
**Seconded: Cr McIntyre**  
**Vote: Carried 5-0**

**3.5 LGANT**

Calling for nomination of Councillors to the Human Services Training Advisory Council.

Details of what the Training Advisory Council do are at Attachment Pg 3

Nominations close on the 31 March 2009. ( L 1 )

**Received & Noted**

**3.6 Minister for Local Government**

Referring to Council's request for assistance regarding boundary expansion.

*"As you may be aware, Coomalie Community Government Council is also investigating boundary expansion that may include the same communities as you will be consulting with as part of your process.*

*I have approved a \$20,000 grant to the Coomalie Community Government Council to undertake consultation to explore boundary expansion. A stipulation*

*of the grant is that the Coomalie Community Government Council work in partnership with Wagait Shire Council.*

*Therefore I would encourage your Council to undertake a joint consultation effort with Coomalie Community Government Council on investigating this issue.” ( C 17.4)*

**Resolution No. 08/190**

**That Council seek a meeting with the Coomalie Community Government Council at Wagait Beach or other mutually convenient location for the purpose of discussing any potential benefits in Shire boundary realignments and that an officer/s from the Department of Local Government and Housing be asked to attend the meeting.**

**Moved: President Clee  
Seconded: Cr Withnall  
Vote: Carried 5-0**

**3.7 Ministerial Assistant, Minister for Planning and Lands**

Referring to Council’s correspondence expressing an interest in the acquisition of Sections 45 and 103 Hundred of Bray.

*“Your correspondence has been actioned and will be drawn to the Minister’s attention at the earliest opportunity.” ( C 14.7)*

**Received and Noted**

**4. REPORTS:**

**4.1 CEO’s Report**

**4.1.1 Council Vacancy**

I have previously advised Councillors of the resignation of Jane Carrigan.

In her letter of resignation, Ms Carrigan included a cheque for \$1,800 payable to the Electoral Commission to cover the cost of the election for her replacement. The cheque has been forwarded to the Commission. I have pointed out to Ms Carrigan that there may not be an election

In respect of filling the vacancy, the first thing the Council needs to do is to appoint a Returning Officer. Once this is done, the procedure to fill the vacancy will be as follows:

27 <sup>th</sup> March	Invite Nominations
07 <sup>th</sup> April	Electoral Roll Closes
16 <sup>th</sup> April	Nominations Close
17 <sup>th</sup> April	Early Voting Commences

9 <sup>th</sup> May	<b>ELECTION DAY</b>
15 <sup>th</sup> May	Deadline for receipt of postal votes Final count of ballot papers
18 <sup>th</sup> May	<b>DECLARATION OF RESULT</b>
19 <sup>th</sup> May	Council Meeting

The estimated cost for the NT Electoral Commission to undertake the election is \$3,118. App. 50% of this cost relates to advertising.

**Resolution No. 08/191**

**That pursuant to Regulation 65 of the Local Government (Electoral) Regulations 2008 the Council agree to the NT Electoral Commission undertaking the duties of Returning Officer and for the conduct of the May 2009 By-Election.**

**Moved: Cr Withnall  
Seconded: Cr McIntyre  
Vote: Carried 5-0**

**Resolution No. 08/192**

**That Council accept the proposal of the NT Electoral Commission to conduct the May 2009 By-Election by way of a static poll to be conducted on the 9 May 2009.**

**Moved: Cr Magnoli  
Seconded: Cr Lamont  
Vote: Carried 5-0**

4.1.2 Monthly Status Report

Please find attached (Attachment. Pg 4) the current Status Report detailing action taken by Council staff on decisions made by the Council.

The report is open for any questions from Councillors.

Received and Noted

Shop Notice Board

President Clee reported on his discussions with the proprietor of the Wagait Beach Supermarket and confirmed that if a Notice Board were to be placed at the Supermarket it would accommodate Council Business, Country Club matters, Bush Fire and Emergency Services news, any other community group news and it would act as an overflow for community advertisements.

**Resolution No. 08/193**

**That Council proceed to have a Notice Board placed at the Wagait Beach Supermarket and that the Notice Board be used solely for Council business and information for the benefit of the local community.**

**Moved: President Cleo**  
**Seconded: Cr Withnall**  
**Vote: Carried 5-0**

4.1.3 Mandorah Jetty Precinct - DOPI

On the 10 March I met with representatives from the Department of Planning and infrastructure concerning a whole series of issues associated with the Jetty Precinct. As a consequence of our meeting, the Department will proceed to undertake:

- To prepare a plan for better parking arrangements for boat trailers at the boat ramp.
- To prepare a plan for orderly car parking at the Jetty including increasing the size of the existing car park.
- To prepare a plan for more rational bus and coach parking.
- A further assessment of a possible solution to boat launching and retrieval on the Boat ramp.
- An overall development plan of the area will be prepared and costed for the Council's consideration.

In the interim, investigations will be undertaken into providing a public toilet facility. No fixed site has been determined. The representatives were confident that they would be able to source the funding for the toilet. The representatives were told that the Council preference was for a vandal proof facility as exists in Darwin.

The Officers indicated that they would source funding for a bus shelter to be placed in the vicinity of the Jetty entrance.

An inspection of the Jetty was then undertaken and approval was given to fill in pot holes on the Jetty, rusted rails are to be replaced by the Department, general clean-up work and painting will be undertaken.

Approval was also given to filling in of low lying areas within the carpark.

4.1.3.2 Mandorah Jetty Precinct – Picnic Tables

The Council recently sought community comment on where to locate the next picnic table/seat ensemble.

The Tuesday Morning Seniors Group have suggested that the next set be placed within the Jetty Precinct as close as possible to the jetty entrance. They have advised that many seniors are often out of breath after walking from the ferry to their cars. A place to sit and regain a little breath before the final walk to their cars would be greatly appreciated.

The Department of Planning and Infrastructure have advised that there would be no objection to the placement of picnic tables within the area.

**Given that the Department of Planning and Infrastructure are contemplating the installation of bus shelter seating it was proposed that this matter be reviewed at a later date.**

**It was also suggested that the Council investigate the placement of bicycle shelters in the area.**

#### 4.1.3.3 Mandorah Jetty Precinct – Adjacent Commonwealth Land

Councillors may have observed that access has been gained to the former Radio Australia storage shed, Section 50, adjacent to the Jetty Precinct.

If the property continues to be accessed by vandals, it will only continue to deteriorate in appearance and eventually become a hazard during periods of high winds or cyclones.

Given that the building is not being used for any purpose, the Council should seek to have the building demolished and the area cleaned up.

#### **Resolution No. 08/194**

**That the Commonwealth Government be asked if they would like to make Section 50 available to the Council for future community use or if not they be required to immediately remove all buildings and structures from the site.**

**Moved: President Clee**

**Seconded: Cr Withnall**

**Vote: Carried 5-0**

#### 4.1.4 Policy Development

Policy Development will be ongoing with updates provided on a monthly basis until all matters that need addressing have been addressed.

This month, the following policies are presented for Councils consideration: (Refer Attachment Page No. 5 )

P 01 Policy Framework (Revision)

P 02 Election of President

P 03 Casting Vote of President

P 04 Signing of Cheques and Expenditure Certificates

P 07 Internal Audit Committee

P 11 Complaints Against Council Employees & Work Practices

P 13 Use of Council Firearms

P 14 Use of Sportsground

Although the Council adopted Policy P 01 at its last meeting, following a request from a number of councillors, an abridged version is provided for consideration.

**Resolution No. 08/195**

**That Council adopt revised Wagait Shire Council Policy No's P 02, P 03, P 04, P 07, P 11, P 13, P14, with a further review of Policy P 01 to be undertaken at the next meeting.**

**Moved: Cr McIntyre**  
**Seconded: Cr Lamont**  
**Vote: Carried 5-0**

4.1.5 Issues from Last Council Meeting

4.1.5.1 Community Centre Insurance

The issue of not having a Certificate of Occupancy for the Wagait Beach Community Centre has been discussed with Council's insurers.

We have been advised that the insurance company have noted the matter on their records and there will be no problem should a claim occur.

Since our inquiry, we have now received the Certificate.

Received and Noted

4.1.5.2 Sportsground Carpark

Discussions have been held with a local contractor for the placement and compaction of gravel on the Sportsground Carpark.

It would appear that at this time the works would be too costly and require budgetary consideration. A formal quotation is still to be provided.

Received and Noted

4.1.5.2 Jetty Carpark

The matter of the need to undertake repairs to the Jetty Carpark was discussed with DOPI representatives and the go ahead was given.

It is proposed to get a local contractor to undertake the work.

Received and Noted

#### 4.1.6 Councillor Training

Attached at Appendix Pg. 17 are details of a Course titled "Secrets of Successful Boards" to be held in Darwin on the 26 June 2009. The content appears to be relevant to a Council structure and may provide Councillors with an insight into how we can perform better.

Should any Councillor be interested in attending, please contact me and I will arrange for the necessary registration.

**It was agreed that this matter be referred to Councillors in early June.**

#### 4.1.7 Meeting with Rob Knight MLA

Attached at Appendix Page 20 is a copy of an update of Outstanding Issues with Rob Knight MLA.

Mr Knight has been asked to take the matters up on behalf of the Council.

Received and Noted

#### 4.1.8 LGANT Meeting Commitments

At the last LGANT meeting, the meeting agreed to the establishment of a hierarchy of Committees that involve Council employees.

The Committees act as reference groups in dealing with the majority of issues affecting local government. The groups have direct access to Government Departments, Ministers and any other Authority including making recommendations to the LGANT Executive Committee and suggesting legislative changes. In particular, the groups will work on making recommendations on significant issues to the Government's Legislation and Administration Advisory Committee and the Local Government Accounting Advisory Committee. These are quite powerful committees as they are the final process point before issues are to be presented to the Minister.

The Groups established are:

- CEO's Forum
- Governance Reference Group
- Human Resources Reference Group

- Infrastructure Reference Group
- Finance Reference Group

It has been determined that the Groups will meet three times a year and that out of session meetings will be required to deal with urgent matters.

As an example of what the Groups do, the following is an extract from the Governance Reference Group.

**Why does this group exist?**

To bring together through meetings, Governance and HR Managers (or their equivalents) from:

- Northern Territory local governments
  - the Nhulunbuy Corporation
  - the Local Government Association of the Northern Territory (LGANT)
- to:

(a) make recommendations to the CEO Forum on significant governance issues faced by local government

(b) make recommendations for legislative change

(c) bring expertise together to collaborate on matters of common interest and where mutual benefit is apparent

(d) assist in the formulation of LGANT policy to do with Governance/HR issues

(e) assist individual Managers with the formulation of council policies or directions to be taken or proposed at the council level on Governance/HR.

**What significant matters will the Group be dealing with?**

The Group is intended to deal with significant local government issues that generally have application across the sector and include:

(a) issues for collaboration

(b) legislative change or compliance

(c) policy development proposals

(d) issues with the Territory and Australian Governments

The matter is drawn to the Council's attention as it will require my absence from the office.

Received and Noted

**Works Report:**

### **5.1.1 General Matters**

### **5.2.0 Works Supervisor's Report**

Mr Zikan has submitted the following report: for February/March 2009:

#### **5.2.1 Dump**

Work carried out on the access road to the dump has so far been a success with no problems in regard to access, unlike last year when the road became a boggy mess. However, as previously reported another 20 cubic metres of gravel is needed to complete this job and eliminate the bumps and potholes which contribute to waste falling off vehicles/trailers on their way to the hole.

Raking of the disposal area continues to be undertaken three times per week and burning of the hole is undertaken two days per week, when weather permits.

We will shortly need to clear another area at the back of the dump for building waste. This is becoming a matter of urgency.

#### **5.2.2 Water**

One tank only is in operation, as has been reported, but is not a matter of concern being this time of year. This situation actually saves time as only one tank needs attention.

Hand Chlorination of the water supply is continuing as has been explained.

#### **5.2.3 Jetty**

We have been given the go ahead to undertake a couple of jobs. One being the repair work to the main entrance of the carpark and the other being the filling in of potholes on the jetty itself, which will take priority, being a high pedestrian traffic area. We are waiting on materials from the Infrastructure Dept. for the pothole job which they assure us will be forthcoming in the immediate future.

Regular washing down and removal of litter undertaken

There continues to be an increase in the amount of litter in the carpark, particularly under the large tree.

A rubbish bin has been placed under this tree, once again, and continues to be picked up and placed back in it's upright position.

#### **5.2.4 Mowing**

Mowing of the estate is continuing as is the poisoning program, although continuing rain has hampered the progress of both.

The rainy days have been occupied with concrete table

manufacture, one of which is waiting for advice on it's placement location. Also it gives us an opportunity to service councils plant and bring equipment and workshop to a more user friendly state.

#### 5.2.5 Wildlife

The purchase of the cat trap is paying dividends with one cat being trapped and subsequently relocated.

#### 5.2.6 Estate

Most of Friday March 6<sup>th</sup> was spent repairing the entrance and exit points of the shop.

Tabled and Noted

### **Sport & Recreation Report:**

#### **6.3.1 General Matters**

#### **6.3.2 Recreation Officer's Report**

Mr Joshua Chaplin has presented the following report:

With the recent arrival of archery and hockey sets there have been new and different games introduced into the sport and recreation program.

Recently a \$1500 grant has been given to the Fishing Club for the development of our junior community members' knowledge of the environment and surroundings, that is the beaches and ocean. There will be an information day held on the beach to teach the children about the harm which can be caused by littering. This subject covers the beaches, the creeks and the water ways, as well as underlining the importance of sand dunes and will also involve other vital information about the beaches.

March the 1<sup>st</sup> was Clean up Australia Day. Over a dozen people were there to help out with the clean-up: Areas attended to were the west point beach track, the walking track over the road from the shop and the dump road. It was a successful day with 10 big bags full of rubbish collected (mainly cans). A BBQ lunch and ice cold soft drinks were provided to finish off the day.

On March the 2<sup>nd</sup> Camp Quality personnel visited in order to look at the site and to confirm a date for their camp at the Sports Ground. They are keen and advised that the camp due to be held from the 18<sup>th</sup> till the 22<sup>nd</sup> of June. I am unable to attend due to football commitments, but the army will be providing some support.

I have all so successfully applied for and received a \$1900 grant to purchase a table tennis table so that I can hold a smoke free table tennis championship. This will run over four months and the games will

be played on the second Sunday of the month from April till July. Information will be provided on 'the harm of smoking' on each of the days when the games are being played.

Sunday 8 <sup>th</sup>	Beach	17
Tuesday 10 <sup>th</sup>	Community Centre	4
Tuesday 10 <sup>th</sup>	Sports grounds	15
Thursday 12 <sup>th</sup>	Sports grounds	11
Friday 13 <sup>th</sup>	Shop	29
Sunday 15 <sup>th</sup>	Beach	19
Tuesday 17 <sup>th</sup>	Community Centre	3
Tuesday 17 <sup>th</sup>	Beach	16
Thursday 19 <sup>th</sup>	Sports grounds	12
Sunday 22 <sup>nd</sup>	Beach	19
Monday 23 <sup>rd</sup>	Sports grounds	16
Tuesday 24 <sup>th</sup>	Community Centre	2
Thursday 26 <sup>th</sup>	Sports grounds	14
Sunday 1 <sup>st</sup>	Sports grounds	18
Sunday 1 <sup>st</sup>	Beach	21
Monday 2 <sup>nd</sup>	Sports grounds	13
Tuesday 3 <sup>rd</sup>	Community Centre	2
Thursday 5 <sup>th</sup>	Sports grounds	11
Friday 6 <sup>th</sup>	Community Centre	26

## OFFICERS REPORTS

### Resolution No. 08/196

That the Officer's reports be received and accepted.

Moved: President Clee

Seconded: Cr Lamont

Vote: Carried 5-0

## 7. OTHER OR LATE CORRESPONDENCE:

**Monthly Mail List – Inward Correspondence:** (Refer Att. Pg 24)

**Monthly Mail List – Outward Correspondence:** (Refer Att. Pg 26)

**Late Correspondence:**

Telstra

Seeking Council approval to access Council's road verge to install a new pit outside 8 Bray Place.

**Resolution No. 08/197**

**That Council offers no objection to Telstra undertaking works adjacent to 8 Bray Place provided that any interruption to the verge or road surface be reinstated to the same condition as prior to occupancy.**

**Moved: President Cleo  
Seconded: Cr Withnall  
Vote: Carried 5-0**

Telstra

Seeking Council approval to access Council's road verge to install a new pits outside 5 & 9 Bray Place including trenching to 11 & 13 Bray Place.

**Resolution No. 08/197**

**That Council offers no objection to Telstra undertaking works adjacent to 5, 9, 11 & 13 Bray Place provided that any interruption to the verge or road surface be reinstated to the same condition as prior to occupancy.**

**Moved: President Cleo  
Seconded: Cr Withnall  
Vote: Carried 5-0**

**Resolution No. 08/198**

**That the Inwards Correspondence be received and the Outwards correspondence be confirmed.**

**Moved: President Cleo  
Seconded: Cr Magnoli  
Vote: Carried 5-0**

**8. FINANCIAL MATTERS**

**8.1 Financial Report:**

- 8.1.1 Program Report by Account S 13 LG (Acc) Regs: (Ref Att, Pg 27)
- 8.1.2 Bank Reconciliation Statements (Refer Attachment Pg 51)
- 8.1.3 Invoices Paid February (Refer Attachment Pg 54)
- 8.1.4 Outstanding Rates (Tabled)

**Resolution No 08/199**

**That the February Monthly Financial Reports be accepted.**

**Moved: Cr McIntyre  
Seconded: Cr Withnall  
Vote: Carried 5-0**

**8.2 Bicycle Path Grant**

We have received the funding agreement with the Department of Infrastructure, Transport, Regional Development and Local Government for the \$100,000 Wagait Tower Road Bicycle Path grant.

To gain advantage from the upfront payment of part of the grant funds, the agreement has been signed and returned to the Department.

As to the works, Department of Transport Officers have paid a site visit and are in the process of preparing detailed plans and cost options. It is understood that the Department will come back with an alternative to the Council for the path to be placed on the eastern side of the road.

Information should be available for the meeting.

**Resolution No 08/200**

**That Council endorse the Chief Executive Officer's actions in signing the Regional and Local Community Infrastructure Program grant agreement with the Department of Infrastructure, Transport, Regional Development and Local Government for the construction of the Wagait Tower Road Bicycle Path.**

**Moved: Cr Lamont**  
**Seconded: President Clee**  
**Vote: Carried 5-0**

**8.3 Smoke Free Table Tennis Grant**

We recently received a grant of \$2090 from the Department of Health and Families to conduct a Table Tennis Competition as part of our Sport and Recreation program.

The funding will provide for the purchase of all equipment, table, bats, balls etc. plus food and cool drinks. The event is entirely a Smoke Free event aimed at educating children and adults on the dangers of smoking.

An agreement for has been received for Council's endorsement.

**Resolution No. 08/201**

**That Council sign and seal the Agreement with the Department of Health and Families for a grant towards the Wagait Beach Smoke Free Table Tennis Competition.**

**Moved: Cr Lamont**  
**Seconded: Cr Withnall**  
**Vote: Carried 5-0**

**8.4 Telstra Accounts**

#### 8.4.1 LGANT

We recently received advice from LGANT that an ISDN Line 8978 5109 which was covered by LGANT under a grant funding arrangement between the Council and LGANT ceased on 30 June 2006. The line is used for the transmission of data and internet service to and from LGANT. As we are still using LGANT for technical support the line is still required. The line also carries data to and from our software support agency in Adelaide.

*"It is unclear as to why the responsibility for payment of this service has remained with the Association on completion of this project.*

*An audit of Telstra accounts covering the period July 2006 to June 2008 has identified that an amount of \$10,269 was paid by the Association for this service.*

*The Association is not seeking reimbursement of the amounts paid for this service for the period 1 July 2006 to 30 June 2008, however as previously advised it would seek reimbursement of charges paid for this service by the Association between July 2008 and November 2008."*

The cost to the Council for this period is \$1523.15.

#### 8.4.2 Satellite Connection

Recent problems with our computer satellite connection have revealed that the system works just as efficiently as the dial-up connection.

Accordingly, arrangements have been made to cancel the satellite connection. By disconnecting the service we should realise savings of app. \$2,800.

#### 8.4.3 Big Pond Dial-Up

At the time of cancelling the satellite connection, an investigation was made into other Council lines.

What was discovered was that we were paying rental on a line in the name of a former employee for which there had been activity on for at least the last two years. The line has been cancelled at a saving of app. \$336.

#### **Resolution No. 08/202**

**That Council agree to the payment of \$1523.15 to LGANT of outstanding telephone charges associated with data transmission.**

**Moved: Cr Withnall**  
**Seconded: President Clee**  
**Vote: Carried 5-0**

## **9. AGENDA ITEMS**

Nil

## 10. GENERAL BUSINESS

- 10.1 Cr McIntyre advised that she had received representations for the possible sealing of the road adjacent to southern boundary of the Supermarket boundary between Wagait Tower Road and Brisbane Street to be included on the Future Directions List.

**The item will be included, but there was some reservation that in the past, the Council may have closed the road to through traffic.**

## 11. IN-CAMERA ITEMS

### Employee Performance Reviews

Gary Zikan

#### **Resolution No 08/203**

**That Council agree to the granting of a new Contract to Mr Gary Zikan on the same terms and conditions of the previous contract with the following amendments**

- **The Contract will be for a period of one year with an option of a further year.**
- **In the event of the Council not securing the forthcoming PowerWater Contract or there being an unforeseen significant reduction in Council revenue the Council reserves the right to renegotiate the contract at that time.**

**Moved: Cr Withnall  
Seconded: Cr Lamont  
Vote: Carried 5-0**

Jill Formby

#### **Resolution No 08/204**

**That Council agree to the granting of a new Contract to Ms Jill Formby on the same terms and conditions of the previous contract with the following amendments**

- **The contract will be for a period of one year with an option of a further year.**
- **Provision be made within the contract for the salary sacrificing of superannuation contributions.**

**Moved: Cr Magnoli  
Seconded: Cr Lamont  
Vote: Carried 5-0**

Wally Lenyszyn

**Resolution No 08/05**

**That Council having reviewed the performance of the CEO agree that he has accomplished all of the requirements of his contract and that his salary be adjusted in accordance with the terms of his contract.**

**Moved: President Clee  
Seconded: Cr Magnoli  
Vote: Carried 5-0**

**12. MEETING CLOSE AND DATE OF NEXT MEETING**

President Clee closed the meeting at 9.25pm .

The next monthly Council Meeting is to be held on 21 April 2009 at 7.00pm.

**PRESIDENT:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

**CEO:** \_\_\_\_\_

**DATE:** \_\_\_\_\_