

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY

NOTICE OF MEETING

Notice is hereby given pursuant to Clause 6.9 of the Charter that the Ordinary Meeting of the Gawler River Floodplain Management Authority Board has been called for:

DATE: Thursday, 16 August 2018

TIME: 9.45 AM

PLACE: Town of Gawler, 43 High Street, Gawler

A handwritten signature in black ink, appearing to read 'David Hitchcock', with a long horizontal flourish extending to the right.

David Hitchcock
EXECUTIVE OFFICER

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY
ORDINARY MEETING
AGENDA

9.45 am Thursday 16 August 2018

Town of Gawler, 43 High Street Gawler

1. MEETING OF THE BOARD

- 1.1 Welcome by the GRFMA Chairperson.
- 1.2 Present. (Please sign the Attendance Register)
- 1.3 Apologies.
- 1.4 Appointment of Observers.

City of Playford has advised Cr Shirley Halls was appointed as a Deputy Board Member to the Gawler River Floodplain Management Authority (GRFMA) at the Ordinary Council Meeting on 24 July 2018. Cr Halls replaces former Cr Carol Muzyk following her resignation as a Councillor with the City of Playford effective 30 June 2018.

- 1.5 Declarations of Interest.

2. CONFIRMATION OF MINUTES

- 2.1. GRFMA Ordinary Meeting minutes 21/6/18..... Pages 4-9
- 2.2. GRFMA Special Meeting minutes 5/7//18.....Pages 10-15
- 2.3. Actions on previous resolutionsPages 16
- 2.4. Matters arising from Minutes.

3. QUESTIONS ON NOTICE

- 3.1 Adelaide Plains Council – 9 QuestionsPages 17-20

4. MOTIONS ON NOTICE

Nil

5. PRESENTATIONS

SA Water reservoir spill management information procedures.
 Ingrid Franssen A/Manager, Flood Management Fire and Flood Management, Regional Programs Department of Environment, Water and Natural Resources

6. AUDIT COMMITTEE

An Audit Committee meeting is scheduled for 13/8/18. Minutes of the meeting will be circulated at the 16/8/18 GRFMA Board Meeting

7. TECHNICAL ASSESMENT PANEL

Nil

8. REPORTS

| | |
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| 8.1 Audited Financial Statements 2017 – 2018..... | Pages 21 |
| 8.2 Interest in Net Assets..... | Pages 22-23 |
| 8.3 GRFMA 2017- 2018 Annual Report..... | Pages 24 |
| 8.4 Review of the Register of Confidential Items | Pages 25-26 |
| 8.5 Northern Floodway Project Public Relations | Pages 27 |
| 8.6 GRFMA Charter Review | Pages 28-29 |
| 8.7 Financial Report | Pages 30 |

9. CORRESPONDENCE

Adelaide Plains Council – Notice of Motion to rescind withdrawn on the basis GRFMA undertake, as a matter of urgency, investigations and consultation relating to the Northern Floodway Project - Attachment

10. CONFIDENTIAL

Nil

11. URGENT MATTERS WITHOUT NOTICE**12. NEXT MEETING**

Please note that the next Ordinary Board Meeting will be held on:

Date

Thursday 18 October 2018

Host Council

Adelaide Plains Council

Meeting to commence at 9.45am.

13. CLOSURE

2.1 GRFMA Ordinary Meeting minutes 21/6/18

RECOMMENDATION

That the Minutes of the Gawler River Floodplain Management Authority Board meeting held 21/6/18 be confirmed as a true and accurate record of that meeting.

Refer to attachment.

M E E T I N G M I N U T E S

Committee **Gawler River Floodplain Management Authority**
Held On **Thursday 21 June 2018 at 9.45 am**
Location **The Barossa Council, Nuriootpa.**

WELCOME

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 104th meeting of the Board.

PRESENT

*Mr Ian Baldwin, Independent Board Member, Chair
Mr Marc Salver, Adelaide Hills Council, Deputy Board Member
Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
Mayor Bob Sloane, The Barossa Council, Board Member
Mr Gary Mavrinac, The Barossa Council, Board Member
Mr Sam Dilena, Gawler Council, Board Member
Cr Paul Koch, Gawler Council, Deputy Board Member
Mr Mal Hemmerling, City of Playford, Board Member
Cr Denis Davey, City of Playford, Board Member
Mr James Miller, Adelaide Plains Council, Board Member
Cr Mel Lawrence, Adelaide Plains Council, Board Member
Mr Andrew Philpott, Light Regional Council, Deputy Board Member
Cr William Close, Light Regional Council, Board Member
Mr David Hitchcock, Executive Officer*

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| GRB 18/35 Observers |
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Moved: Mr. J Miller Seconded: M Lawrence

That, Cr Terry-Anne Keen, Adelaide Plains Council and Mr. Greg Pattinson City of Playford be appointed as Observers.

CARRIED

APOLOGIES

*Mr. Brian Carr, Light Regional Council, Board Member
Cr Adrian Shackley, Gawler Council, Board Member*

GRB 18/36 Minutes of the 19/4/18 GRFMA meeting**Moved: Mr. G Mavrinac****Seconded: Cr D Davey**

That the Minutes of the Gawler River Floodplain Management Authority Board meeting held 19/4/18 be confirmed as a true and accurate record of that meeting.

CARRIED

It was noted that amendments will be made to reflect consistency in reference to the Northern Floodway Project and the Northern Floodway Project Prospectus and will then be utilised as formal titles in all future reference.

GRB 18/37 Confidential Minutes of the 19/4/18 GRFMA Meeting**Moved: Mr. A Philpott****Seconded: Mayor B Sloane**

That the Confidential Minutes of the Gawler River Floodplain Management Authority Board meeting held 19/4/18 be confirmed as a true and accurate record of that meeting.

CARRIED**GRB 18/38 Minutes of the 17/5/18 GRFMA Special Meeting****Moved: Cr. M Herrmann****Seconded: Mr. Salver**

That the Minutes of the Gawler River Floodplain Management Authority Board Special Meeting held 17/5/18 be confirmed as a true and accurate record of that meeting.

CARRIED

It was noted that a record would be made of the presence of Mr Dino Musolino, Gallery Observer and a Lower Gawler River representative and Board's invitation to provide comment on matters relating to local land ownership and the proposed Northern Floodway Project.

Actions on previous resolutions

The Board noted proposed changes to the NRM Act and NRM Boards and will monitor developments relating to the proposed Landscape Bill so that opportunity might be taken to provide input into the matter of ownership and responsibility for rivers and creeks, including levy banks.

GRB 18/39 Minutes of the Audit Committee Meeting held 18/6/18**Moved: Mr. J Miller****Seconded: Mr. S Dilena**

That the Minutes of the Gawler River Floodplain Management Authority Audit Committee Meeting held 18/6/18 be received.

CARRIED

GRB 18/40 Minutes of the Technical Assessment Panel Meeting held 11/5/18**Moved: Mr. G Mavrinac****Seconded: Cr. P Koch****That the Minutes of the Gawler River Floodplain Management Authority Technical Assessment Panel Meeting held 11/5/18 be received.****CARRIED**

Moved: Mr. A Philpott

Seconded: Cr D Davey

That

1. The Executive Officer facilitate correspondence to landholders within the Lower Gawler River floodplain (that will feasibly be impacted) to understand their views of the proposed Northern Floodway project; and
2. The GRFMA Board allocate a sum of \$10,000 to initiate commencement of a desilting and Lower Gawler River clean-up program.

LOST

GRB 18/41 Special Meeting of the GRFMA 5/7/18**Moved: Mr. M Hemmerling****Seconded: Mayor B Sloane****That a Special Meeting of the GRFMA to discuss the Northern Floodway Project be held 9.45 am Thursday 5 July 2018. Venue to be advised****CARRIED**

The meeting adjourned at 11.30 am for a short break.

The meeting reconvened at 11.40 am.

Mr Andrew Philpott and Mayor B Sloane left the meeting at 11.30 am.

GRB 18/42 Funding Applications**Moved: Cr. M Herrmann****Seconded: Mr. J Miller****That the GRFMA:**

1. **Receive the report; and**
2. **Note details of funding contributions required for the Natural Disaster Resilience Program Application and the LGA Research and Development Scheme as:**

| | |
|-----------------------------------|----------------|
| Total Budget: | 155,480 |
| NDRP Funding sought | 99,400 |
| LGR&DS Funding Sought: | 30,000 |
| GRFMA in Kind | 14,080 |
| CRC Cash contribution | 12,000 |

CARRIED

GRB 18/43 Financial Report

Moved Cr. M Lawrence

Seconded: Mr. S Dilena

That the GRFMA:

1. Adopts the Budget Review Documents for 31 May 2018 for the 2017/2018 financial year and the variances contained within as the amended; and current budget for the period ending 30 June 2018; and
2. That the financial report as at 31 May 2018 showing a balance of total funds available of \$ 28,527 received.

CARRIED

GRB 18/44 Depreciation of Assets (Bruce Eastick North Para Flood Mitigation Dam)

Moved: Mr. M Hemmerling

Seconded: Mr. G Mavrinc

That the GRFMA:

1. Receive the report; and
2. Revisit the matter of maintenance and renewal funding of assets pending a further report on asset management planning to be provided by December 2018.

CARRIED

GRB 18/45 Business Plan 2018 - 2021

Moved: Mr. G Mavrinc

Seconded: Mr. M Hemmerling

That pursuant to Clause 12.1 of the Charter, the Business Plan 2018 - 2021 be adopted.

CARRIED

GRB 18/46 GRFMA Budget 2018 - 2019

Moved: Mr. S Dilena

Seconded: Mr. M Hemmerling

That pursuant to Section 25, Schedule 2 Part 2 of the Local Government Act 1999, that the GRFMA Budget 2018 - 2019 be adopted; and

That pursuant to Clause 10.2 of the Charter that the subscriptions scheduled below be subscriptions payable for the 2018 - 2019 year:

*The Schedule***Part A** *Flood Mitigation Works – No subscriptions.***Part B** *Capital works and Maintenance – A total of \$89,476. calculated by the percentage shares prescribed in Clause 10.1 of the Charter:*

| | |
|-------------------------|----------|
| Adelaide Hills Council | \$ 1,548 |
| Adelaide Plains Council | \$25,867 |
| The Barossa Council | \$ 7,758 |
| Town of Gawler | \$15,515 |
| Light Regional Council | \$ 7,758 |
| City of Playford | \$31,030 |
| Total | \$89,476 |

Part C Operation – A total of \$142,100 calculated by even shares prescribed in Clause 10.1 of the Charter

| | |
|-------------------------|-----------|
| Adelaide Hills Council | \$23,683 |
| Adelaide Plains Council | \$23,683 |
| The Barossa Council | \$23,683 |
| Town of Gawler | \$23,683 |
| Light Regional Council | \$23,684 |
| City of Playford | \$23,684 |
| Total | \$142,100 |

CARRIED

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| GRB 18/47 Achievements against the Business Plan 2017- 2020 |
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Moved: Mr. J Miller Seconded: C.r M Herrmann

That the Achievements against the Business Plan 2017- 2020 for the year 2017- 2018 be adopted, as amended and to be published in the GRFMA Annual Report 2017- 2018.

CARRIED

Closure of meeting

The Chairperson thanked the Barossa Council for hospitality as host and noted:

- The next Ordinary Board Meeting will be held 9.45 am, Thursday 16 August 2018 at the Town of Gawler; and
- That a Special Meeting of the GRFMA to discuss the Northern Floodway Project will be held 9.45 am Thursday 5 July 2018. Venue to be advised

Meeting closed 12.03 pm

Confirmed Chairperson

2.2 GRFMA Special Meeting minutes 5/7/18

RECOMMENDATION

That the Minutes of the Gawler River Floodplain Management Authority Board Special Meeting held 5/7/18 be confirmed as a true and accurate record of that meeting.

Refer to attachment.

S P E C I A L M E E T I N G M I N U T E S

Committee **Gawler River Floodplain Management Authority**

Held On **Thursday 5 July 2018 at 9.50 am**

Location **Town of Gawler Council Administration Centre, Gawler East**

WELCOME

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members and Observers and opened the 105th meeting of the Board.

PRESENT

Mr Ian Baldwin, Independent Board Member, Chair
Mr Marc Salver, Adelaide Hills Council, Deputy Board Member
Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
Mayor Bob Sloane, The Barossa Council, Board Member
Mr Gary Mavrinac, The Barossa Council, Board Member
Mr Sam Dilena, Town of Gawler Council, Board Member
Cr Denis Davey, City of Playford Council, Board Member
Mr James Miller, Adelaide Plains Council, Board Member
Cr Mel Lawrence, Adelaide Plains Council, Board Member
Mr Andrew Philpott, Light Regional Council, Deputy Board Member
Cr William Close, Light Regional Council, Board Member

APOLOGIES

Mr Mal Hemmerling, City of Playford Council
Mr Greg Pattison, City of Playford Council
*Mr Adrian Shackley, Town of Gawler Council (*Possible late attendance)*
Cr Carol Muzyk, City of Playford
Mr David Hitchcock, GRFMA Executive Officer (Leave)

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| GRB 18/48 Observers |
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Moved: Mayor B Sloane Seconded: Mr S Dilena

That Cr Terry-Anne Keen (Deputy Board Member - Adelaide Plains Council) and Cr. Paul Koch (Deputy Board Member - Town of Gawler) be appointed as Observers.

CARRIED

The Chair advised that the intent of the meeting was to consider the progression of the Northern Floodway Project following confirmation of support being received from all six constituent councils, viz:-

| COUNCIL | DATE | RESOLUTION |
|--------------------------|-------------|--|
| City of Playford Council | 22.05.18 | <p>Council endorses the Gawler River Floodplain Management Authority to progress the Northern Floodway project as a priority:</p> <ol style="list-style-type: none"> 1. Subject to the Federal and State Government to confirm in writing a commitment to fund in totality all capital costs including the further design and development costs associated with the Northern Floodway Project. 2. Council acknowledging the GRFMA contribution will be the responsibility for the ongoing maintenance of the Northern Floodway Project. |
| Light Regional Council | 12.06.18 | <ol style="list-style-type: none"> 1. Receive and endorse the report titled 'Northern Floodway Project Prospectus' (April 2018) prepared by Tonkin Consulting on behalf of the Gawler River Floodplain Management Authority; 2. Notes the actions outlined in the 'Northern Floodway Project Prospectus' (April 2018) which describe a number of proposed measures to be considered to provide additional flood protection measures to the lower reaches of the Gawler River, subject to the development of a mutually acceptable funding and role sharing model. These recommendations include: <ol style="list-style-type: none"> a) The establishment of a single management authority for the purpose of river and levee maintenance that has the necessary resources and access rights to maintain the river in good condition from a flood conveyance as well as a biodiversity maintenance perspective; b) The undertaking of river condition and levee maintenance repair work as a matter of high priority noting that there are three (3) "no regrets" actions that would provide immediate benefits in terms of reducing flood risk, including: <ol style="list-style-type: none"> i) The sensitive removal of pest and nuisance plants and revegetation as necessary, with appropriate native plants species that will not unnecessarily impede flood flows; ii) Undertaking repairs to the damaged levees and those sections of levees considered to be most vulnerable to failure during the next flood; iii) Sensitively remove accumulated sediment around key structures such as the Railway Bridge, Baker Road crossing, Old Port Wakefield Road Bridge and the Port Wakefield Road highway bridges that is impairing the capacity of these crossings to convey flow through them; c) The development of concept designs for the establishment of a Northern Floodway, in addition to the construction of a new river levee system so that consultation with affected landholders can proceed; |

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| | | 3. Support the Gawler River Floodplain Management Authority to develop an equitable funding and land management model for the activities proposed in the Northern Floodway Report. It is proposed that the entire upfront funding of the project is to be sought from the State and Commonwealth Governments with the ongoing maintenance of the project being funded by the Authority via subscriptions from member Councils. |
| City of Playford Council | 22.05.18 | Council endorses the Gawler River Floodplain Management Authority to progress the Northern Floodway project as a priority: 1. Subject to the Federal and State Government to confirm in writing a commitment to fund in totality all capital costs including the further design and development costs associated with the Northern Floodway Project. 2. Council acknowledging the GRFMA contribution will be the responsibility for the ongoing maintenance of the Northern Floodway Project. |
| The Barossa Council | 19.06.18 | That Council support and commit to the Gawler River Floodplain Management Authority's Northern Floodway Project and Prospectus as circulated to the Constituent Councils. |
| Adelaide Hills Council | 19.06.18 | 1. That the report be received and noted. 2. That the Gawler River Flood Management Authority is advised that Council is committed to and supports the progression of the Northern Floodway Project subject to the planning, design and construction being funded entirely by the Federal and State Governments, with the ongoing maintenance of the Project being funded by the GRFMA via subscriptions from Constituent Councils. |
| Adelaide Plains Council | 26.06.18 | 1. Receives and notes the minutes of the Special Meeting of the Gawler River Floodplain Management Authority dated 17 May 2018; 2. Endorses the Gawler River Floodplain Management Authority resolution number GRB 18/34 Northern Floodway Project; and 3. Gives "in principle" support to the Northern Floodway Project subject to the planning, design and construction being funded entirely by Federal and State Governments. |
| Town of Gawler Council | 26.06.18 | 1. Notes the Gawler River Floodplain Management Authority (GRFMA) – Northern Floodway Proposal Report. 2. Supports the progression of the Northern Floodway Project on the basis that: a. The Federal and State Governments confirm in writing a commitment to fund |

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| | <p>in totality all capital costs, including the further design and development costs associated with the Northern Floodway Project. b. Formal commitment is provided by all Constituent Council's within the GRFMA on progressing the Northern Floodway Project on this funding principle. c. Funding the ongoing costs associated with maintaining the Northern Floodway's delivered works will be the GRFMA's, hence the constituent Councils, contribution to the project. 3. Notes that further reports be presented to the Council on this project at key junctures.</p> |
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Discussion ensued.

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| GRB 18/49 Elevation of Cr Paul Koch |
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Moved: Mr S Dilena Seconded: Mr A Philpott

That in the absence of Cr A Shackley that Cr P Koch (Town of Gawler Council Deputy Member) be identified as a Member of the Board for this meeting.

CARRIED

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| GRB 18/50 Northern Floodway Project – Funding Support |
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Moved: Mr J Miller Seconded: Cr D Davey

That the Gawler River Floodplain Management Authority write to the relevant Federal and State government Senators and Ministers requesting formal funding support to carry out all further planning, consultation, detailed design and capital works associated with the Northern Floodway Project, estimated at a value of \$27 million; the funding model to account for the fact that the Gawler River Floodplain Management Authority constituent councils will take on the subsequent maintenance of the Floodway. This policy position has been formally ratified by all constituent councils.

CARRIED UNANIMOUSLY

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| GRB 18/51 Northern Floodway Project – Letters of Support |
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Moved: Mayor B Sloane Seconded: Mr M Salver

That the Gawler River Floodplain Management Authority seeks letters of support (where possible) for the project from RDA Barossa - Light and Gawler and Adelaide Plains, Adelaide and Mount Lofty Ranges Natural Resources Management Board and the Stormwater Management Authority as well as relevant Senators and Ministers presiding over aligned portfolios.

CARRIED UNANIMOUSLY

GRB 18/52 Northern Floodway Project – Public Relations

Moved: Cr M Herrmann Seconded: Mr A Philpott

That the Executive Officer seek to engage the services of a public relations firm to prepare a preliminary communication strategy and media release to detail the current decision of the Board and constituent councils, and proposed strategy moving forward by the August 2018 meeting.

CARRIED UNANIMOUSLY

Closure of meeting

The Chairperson thanked the Town of Gawler Council for hospitality as host and noted the next Ordinary Board Meeting will be held 9.45 am, Thursday, 16th August 2018 at the Town of Gawler.

Meeting closed 10.44 am.

Confirmed Chairperson

2.3 Actions on Previous Resolutions

| Number | Resolution | Action |
|--------|---|---|
| 17/078 | That the GRFMA: <ol style="list-style-type: none"> 1. Receive the report; and 2. That consideration of the matters raised be deferred until such time as: <ul style="list-style-type: none"> • the process of the Charter review by the GRFMA is determined; and • formal application by the Adelaide Plains Council to withdraw from GRFMA has been determined by the Minister for Local Government. | Can be initiated following determination of Agenda item 8.6 |
| 18/07 | That the GRFMA: <ol style="list-style-type: none"> 1. Receive the report; 2. Supports proposed development of a Levee Bank Management (Gawler River Floodplain) information and guideline document by the Adelaide & Mt Lofty Ranges Natural Resources Management Board (AMLRNRMB); 3. Requests the Executive Officer to initiate a meeting with Constituent Council planning and engineering staff and AMLRNRMB staff to facilitate adoption of: <ol style="list-style-type: none"> a. a suitable and consistent Development Consent process (where appropriate) for applications for approval to undertake construction and maintenance of levee banks; and b. approved Best Practice Operating Procedures under the relevant Natural Resources Management Plans. | AMLRNRMB are currently doing some preliminary investigations into a CRP for levee banks and other water affecting activities as part of the policy review. With the NRM Reform process it's difficult to give a firm indication of timelines |
| 18/35 | That the GRFMA: <ol style="list-style-type: none"> 1. Receive feedback from constituent council GRFMA Board Members on the Why, What and How considerations they might have when considering undertaking the GRFMA Charter and Governance Review; 2. Establish a Working Group, consisting of one representative from each constituent council, to consider and develop a suitable methodology and process to facilitate delivery of the GRFMA Charter and Governance Review; and that the Working Group report on its deliberations and relevant recommendations at the August 2018 GRFMA meeting; and Appoint the GRFMA Chair as chair of the Working Group. | In progress. Refer Agenda Item 8.6 |
| 18/44 | That the GRFMA: <ol style="list-style-type: none"> 1. Receive the report; and 2. Revisit the matter of maintenance and renewal funding of assets pending a further report on asset management planning to be provided by December 2018. | Pending December report |

3.1 Questions on Notice - Adelaide Plains Council

The Adelaide Plains Council submitted the following Questions on Notice.
Relevant answers are provided

Adelaide Plains Council gave notice of the intention to ask the following questions:

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| Preamble | Questions to be asked of the Gawler River Floodplain Management Authority. |
| <p>Question 1:</p> <p>Answer</p> | <p>Copy for Council of GRFMA terms of reference of the subcommittee that recommended that the board take the option of the (Northern Floodway)?</p> <p><i>The Subcommittee is the GRFMA Technical Assessment Panel (TAP) – See attached for Terms of Reference of the Committee.</i></p> <p><i>16/11/16 TAP Minute extract</i></p> <p>4.1 <u>Lower Gawler River Mitigation Review</u></p> <p><i>Discussion was held on the proposed Lower Gawler River Mitigation Review following the resolution passed at the recent Board meeting that the Australian Water Environments be engaged to:</i></p> <ol style="list-style-type: none"> <i>1. Carry out a hydrological review of the 2016 Flood, with rainfall and streamflow data from across the Gawler River, North Para and South Para catchments to be collated and summarised so that a description of the flood can be developed and its magnitude characterised at key locations across the catchment</i> <i>2. Evaluate floodplain model performance by utilising the results for the hydrological review and feed these into the floodplain model so that its performance could be evaluated against the recorded flood extent information for the 2016 flood</i> <i>3. Review options for mitigation in Lower Gawler River, in association with the Technical Assessment Panel and other co-opted stakeholders</i> <i>4. Preliminary Report to be received by 14 December 2016.”</i> <p><i>Discussion points included:</i></p> |

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|---|--|-------------------------|-------------------------|----------------------|-----------------------|----------------------|---------------------------|----------------------|------------------|------------------------|---------------------------------------|-----------------------|-----------------------|----------------------|----------------------------|------------------|-----------------------|
| | <ul style="list-style-type: none"> • <i>funding opportunities – Stormwater Management Authority and Natural Disaster Resilience Program</i> • <i>levees and what level of protection</i> • <i>recent study on condition of levees being undertaken by Playford Council</i> • <i>co-opting of stakeholders to a Working Party</i> <p><i>Resolved that the following persons be approached to be part of the Lower Gawler River Reference Group:</i></p> <p><i>The group was appointed to assist AWE with local knowledge and input to the body of work required. Mr Alex Zimmerman , Northern Adelaide Plains Recovery Coordinator assisted in identification of suitable persons.</i></p> <table data-bbox="581 709 1268 951"> <tr> <td><i>Adrian Marschall</i></td> <td>VRAG Chairperson</td> </tr> <tr> <td><i>John Bergamin</i></td> <td><i>Local resident</i></td> </tr> <tr> <td><i>Dino Musolino</i></td> <td>Chairperson HortEx</td> </tr> <tr> <td><i>Danny De Ieso</i></td> <td>AUSVEG SA</td> </tr> <tr> <td><i>Peter Rentoulis</i></td> <td><i>Proxy to chairperson of HortEx</i></td> </tr> <tr> <td><i>Michael Picard</i></td> <td><i>Local resident</i></td> </tr> <tr> <td><i>Barrie Ormsby</i></td> <td><i>Landscape Architect</i></td> </tr> <tr> <td><i>Phil Earl</i></td> <td><i>Local resident</i></td> </tr> </table> <p><i>Available Notes from meetings of the Lower Gawler River Reference Group are attached</i></p> | <i>Adrian Marschall</i> | VRAG Chairperson | <i>John Bergamin</i> | <i>Local resident</i> | <i>Dino Musolino</i> | Chairperson HortEx | <i>Danny De Ieso</i> | AUSVEG SA | <i>Peter Rentoulis</i> | <i>Proxy to chairperson of HortEx</i> | <i>Michael Picard</i> | <i>Local resident</i> | <i>Barrie Ormsby</i> | <i>Landscape Architect</i> | <i>Phil Earl</i> | <i>Local resident</i> |
| <i>Adrian Marschall</i> | VRAG Chairperson | | | | | | | | | | | | | | | | |
| <i>John Bergamin</i> | <i>Local resident</i> | | | | | | | | | | | | | | | | |
| <i>Dino Musolino</i> | Chairperson HortEx | | | | | | | | | | | | | | | | |
| <i>Danny De Ieso</i> | AUSVEG SA | | | | | | | | | | | | | | | | |
| <i>Peter Rentoulis</i> | <i>Proxy to chairperson of HortEx</i> | | | | | | | | | | | | | | | | |
| <i>Michael Picard</i> | <i>Local resident</i> | | | | | | | | | | | | | | | | |
| <i>Barrie Ormsby</i> | <i>Landscape Architect</i> | | | | | | | | | | | | | | | | |
| <i>Phil Earl</i> | <i>Local resident</i> | | | | | | | | | | | | | | | | |
| <p>Question 2</p> <p>Answer</p> | <p>Names and addresses of the sub committee</p> <p><i>Membership of the Technical Assessment Panel at the time was</i></p> <p><i>Mr Ian Baldwin, Independent Chair</i> <i>Mr Bill Lipp, Principal Stormwater Engineer, DPTI</i> <i>Ms Chrissie Bloss, Flood Hazard Leader, DEWNR</i> <i>Mr Dean Gollan, Executive Officer</i> <i>Mr Alex Zimmermann, Northern Adelaide Plains Recovery Coordinator, Observer</i> <i>Mr Geoff Fisher, Australian Water Environments, Observer</i> <i>Mr Derek Moore, Principal Engineer, Dams, SA Water</i></p> | | | | | | | | | | | | | | | | |
| <p>Question 3:</p> <p>Answer</p> | <p>How was membership application advertised?</p> <p><i>The GRFMA, by resolution, appoints the Panel membership</i></p> | | | | | | | | | | | | | | | | |
| <p>Question 4:</p> | <p>Minutes of meetings to be made available to all GRFMA member Councils?</p> | | | | | | | | | | | | | | | | |

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| Answer | <p><i>Minutes of the TAP meetings are included in the "next date" GRFMA Meeting for Board consideration and are made available on the GRFMA website https://www.gawler.sa.gov.au/grfma/grfma-board</i></p> <p><i>Available Notes from meetings of the Lower Gawler River Reference Group are attached</i></p> |
| <p>Question 5:</p> <p>Answer</p> | <p>When and where meetings were held?</p> <p><i>Recent Technical Assessment Panel meetings have been held 11/5/18- 7/8/17- 3/1/17 and 16/11/16</i></p> <p><i>Historically meetings were held at DPTI 77 Grenfell Street. From 5/11/18 meetings have been held at LGA 148 Frome Street</i></p> <p><i>Meetings of the Lower Gawler River Reference Group were held 30/11/16, 8/12/16 and 14/12/16.</i></p> |
| <p>Question 6:</p> <p>Answer</p> | <p>How were meetings called, what prior warning was given?</p> <p><i>The Technical Assessment Panel shall meet as appropriate at the request of the Executive Officer.</i></p> <p><i>Meetings of the Lower Gawler River Reference Group were held as agreed by members.</i></p> |
| <p>Question 7:</p> <p>Answer</p> | <p>Why was the meeting still held when it was known that no balanced representation from the northern side of the river would be present and any vote would be therefore be biased?</p> <p><i>Refer to Q8 Answer which provides information on the qualitative and quantitative approach undertaken in considering report recommendations.</i></p> |
| <p>Question 8:</p> <p>Answer</p> | <p>What was the reasons given for choosing this option? What and how were other options discounted?</p> <p><i>Refer to 2016 Gawler River Flood Review Report – Item 4 - Flood Mitigation Options (pages 11-15) and Item 5 - Discussion and Recommendations (Pages 20-21) Available on the GRFMA website https://www.gawler.sa.gov.au/grfma/grfma-board</i></p> |
| <p>Question 9:</p> <p>Answer</p> | <p>Why was there not attempt to contact ratepayers or council north of the river once it was known that there was a disproportionate membership of the subcommittee to decide this matter?</p> <p><i>Membership of the Technical Assessment Panel is determined by the GRFMA on a skills and knowledge basis not locality.</i></p> <p><i>The Technical Assessment Panel provides advice and recommendation to the GRFMA Board for consideration.</i></p> |

Attachment in response to Questions on Notice- Adelaide Plains council**Question1.**

Technical Assessment Panel Terms of Reference V1 February 2017

Objectives

The objectives of the GRFMA Technical Assessment Panel are to support the decision-making processes of the Board with delegated powers to provide advice and manage the technical aspects of the design, assessment and construction of the various parts of the Scheme.

Terms of Reference

The Technical Advisory Panel (the Panel) shall provide independent technical assessment of and advice on, flood mitigation strategies and civil construction projects and proposals as initiated by the GRFMA.

Principally this will include consideration of reports and scope of service proposals provided by other entities/companies and requiring consideration by the GRFMA.

Assessment will include, but not be limited to feasibility of proposed works, considered hydrological assessments, appropriateness of costing mechanisms and known risks.

The GRFMA will refer relevant reports and scope of services to the Panel for consideration.

The Panel's advice will be submitted to the GRFMA Executive Officer for subsequent inclusion in the Authority's scheduled meeting agenda processes.

The Panel's collective expertise will cover a range of skills and experiences related to flood mitigation, adaptation and where appropriate the financing of infrastructure projects.

The Panel will be appointed by the GRFMA and will comprise 6 members consisting of:

- Two (2) GRFMA representatives (being Independent Chair and Executive Officer)
- One (1) Constituent council representative- Skills based, having engineering, environmental and/or planning expertise, (appointed by the GRFMA)
- One (1) DPTI representative, Stormwater Engineer
- One (1) DEWNR representative, Flood Hazard
- One (1) SA Water representative, Engineer Dams

The GRFMA may on a case by case basis, as deemed appropriate, appoint observers to the Panel (as example 1 Lower Gawler River Reference Group representative), and that observers will have no voting rights.

On a case-by-case basis, members of the Panel may call additional experts if the need for specialised knowledge arises, as deemed necessary and in consultation with the GRFMA Executive Officer.

The Panel shall obtain approval from GRFMA to incur any expenditure. The Executive Officer will provide the necessary operational and administrative support to the Panel. The Panel shall meet as appropriate at the request of the Executive Officer.

Panel meetings are open to the public except where the Panel believes it is necessary in the broader community interest to exclude the public from the discussion of a particular matter. The public will only be excluded when considered proper and necessary i.e. the need for confidentiality outweighs the principle of open decision-making.

The Panel must provide an annual report on its operations to the GRFMA by 31 August each year for inclusion in the GRFMA annual Report.

8.1 Audited Financial Statements 2017 – 2018**RECOMMENDATION**

That the audited Financial Statements for the year 2017 – 2018 be adopted for the purposes of Part 4 Financial Statements of the Local Government (Financial Management) Regulations 2011 and the ‘Certification of Financial Statements’ be signed by the Executive Officer and Board Chair.

The 2017- 2018 Financial Statements for the GRFMA have been completed and audited by the Authority’s auditor HLB Mann Judd.

A net operating loss of \$229,736 has resulted.

Principally this is represented by annual depreciation of \$ 231,213 (which is not funded) and a surplus (Budget V Actual results) of \$1,476 – note rounding of dollar difference.

See separate attachment for the:

- 2017/18 Financial Statements and notes (and schedule of Constituent Councils interest in net assets as at 30/6/18);
- Audit report to the Board for the year ended 30 June 2018; and
- Management representation letter.

As per item 6 the GRFMA Audit Committee has noted and considered the above documents.

See Separate attachment for the Audit report and Audited Financial Statements

8.2 Interest in Net Assets

RECOMMENDATION

That the Schedule of Constituent Council's Interest in Net Assets as at the 30 June 2018 be adopted in accordance with Clause 15.5 of the Charter.

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY

Schedule of Constituent Council's Interest in Net Assets as at 30th June 2018

Prepared to meet the requirements of Clause 15.5 of the Charter

"The 'Schedule of Constituent Councils' Interests in Net Assets' will reflect the proportionate contribution each Constituent Council has made to the growth of the net assets of the Authority having regard to the proportionate contribution to subscriptions. The Schedule when updated by the Board at the end of each financial year will reflect the proportionate contribution of each Constituent Council since the commencement of the Authority and once accepted by each Constituent Council will be evidence of the agreed proportion of a Constituent Council's interests in the net assets as at 30 June in that year."

For the purposes of this Clause all subscriptions by Constituent Councils have been included.

This Schedule has been prepared on the basis that the Authority was 'wound up' on 30 June 2018. The value of infrastructure and land as stated in the Audited Financial Statements at 30th June have been included. Grants and contributions from the Commonwealth Government, State Government and Northern Adelaide Barossa Catchment Water Management Board that have contributed to these costs have not been deducted.

Calculation of Net Equity

Assets

| | |
|-----------------------|----------------------|
| Investments / Debtors | \$ 61,225 |
| Infrastructure | \$ 16,185,150 |
| Land | \$ 465,687 |
| | <u>\$ 16,712,062</u> |

Less Liabilities

| | |
|------------------------------|----------------------|
| Accounts Payable / Creditors | \$ 0 |
| NET EQUITY | \$ 16,712,062 |

Allocation of Councils Interest in Net Assets

| Constituent Councils | Accumulated Subscriptions for Operations to 30 June 2018 | Accumulated Subscriptions for Maintenance to 30 June 2018 | Accumulated Subscriptions for Scheme Works to 30 June 2018 | All Subscriptions to 30 June 2018 | Percentage of Contributions to the Total | Council's Interests in Net Assets |
|-------------------------|--|---|--|-----------------------------------|--|--|
| Adelaide Hills Council | \$99,911 | \$2,457 | \$70,988 | \$173,356 | 3.59% | \$599,963 |
| The Barossa Council | \$99,911 | \$12,298 | \$354,951 | \$467,160 | 9.66% | \$1,614,385 |
| Town of Gawler | \$99,911 | \$24,558 | \$709,892 | \$834,361 | 17.26% | \$2,884,502 |
| Light Regional Council | \$99,911 | \$12,298 | \$354,951 | \$467,160 | 9.66% | \$1,614,385 |
| Adelaide Plains Council | \$99,911 | \$41,010 | \$1,183,146 | \$1,324,067 | 27.39% | \$4,577,434 |
| City of Playford | \$99,911 | \$49,199 | \$1,419,763 | \$1,568,873 | 32.44% | \$5,421,393 |
| | \$599,466 | \$141,820 | \$4,093,691 | \$4,834,977 | 100% | \$16,712,062 |

Schedule of Constituent Councils' Interests in Net Assets' as at the 30th June 2018 adopted by the Board in accordance with Clause 15.5 of the Charter on 16 August 2018

8.3 GRFMA 2017- 2018 Annual Report

RECOMMENDATION

That the Annual Report 2017 – 2018 of the Gawler River Floodplain Management Authority be adopted,

Refer to Attachment

8.4 Review of the Register of Confidential Items

RECOMMENDATION

That the GRFMA:

1. **Receives the report; and**
2. **Pursuant to Section 91(9)(a) of the Local Government Act 1999, orders that the documents, reports and minutes pertaining to the following matters, including discussions and considerations, be released into the public arena,**
 - **GRFMA 17/092, meeting 14/12/17 Item 8.3(b) – Dam Inspections EOI.**
3. **Pursuant to Section 91(9)(a) of the Local Government Act 1999, orders that the documents, reports and minutes pertaining to the following matters, including discussions and considerations, be released into the public arena,**
 - **GRFMA 18/14, meeting 15/2/18 Item 9.2 – Executive Officer Contract.**
4. **Pursuant to Section 91(9)(a) of the Local Government Act 1999, orders that the documents, reports and minutes pertaining to the following matters, including discussions and considerations, be released into the public arena,**
 - **GRFMA18/18, meeting 15/2/18 Item 9.3 – Tenure Chairperson.**
5. **Pursuant to Section 91(9)(a) of the Local Government Act 1999, orders that the documents, reports and minutes pertaining to the following matters, including discussions and considerations, be released into the public arena,**
 - **GRFMA18/28, meeting 19/4/18 Item 10 – Flood Retention Dam Sth Para.**

The Local Government Act 1999 (the Act) specifies circumstances in which the GRFMA can order the public to be excluded from a meeting so it can receive, discuss or consider matters in confidence. Minutes, reports and documents from items considered in confidence can also be ordered to remain confidential under section 91(7) of the Act.

The GRFMA maintains a register that details items that are currently held under confidentiality orders and the conditions under which they are kept. Section 91(9)(a) of the Act requires confidentiality orders operating for a period exceeding 12 months to be reviewed at least once in every year. The last review was considered at the Ordinary Meeting of the GRFMA on 24/8/17.

A review of the Register of Confidential Items has been undertaken.

Matters relating to Land Acquisition Dispute were released 1/3/18 being settlement of the transaction.

Four separate remaining items have been recommended for release on the basis disclosure will not involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) or would on balance, not be contrary to the public interest.

See below for a copy of the Register of Confidential Items.

GRFMA REGISTER OF CONFIDENTIAL ITEMS

| No. | Date | Item No. | Title | LGA 1999 Section | Release date | Original Resolution regarding Period of Confidentiality | New Confidentiality Recommendation or Date Released | Next Review Date |
|-----------------------|------------|----------|------------------------------|------------------|--------------|---|---|------------------|
| < Year > | | | | | | | | |
| 17/032 | 15/6/2017 | 8.1 | Land Acquisition Dispute | 90(3)(h) | | Confidential until settlement occurs | Released 1/3/18 | |
| 17/050 | 24/8/2017 | 8.1 | Land Acquisition Dispute | 90(3)(d)&e | 16/8/2018 | Confidential until settlement concludes | Released 1/3/18 | |
| 17/073 | 19/10/2017 | 8.1 | Land Acquisition Dispute | 90(3)(d)&e | 16/8/2018 | Confidential until settlement concludes | Released 1/3/18 | |
| 17/087 | 14/12/2017 | 8.1 | Land Acquisition Dispute | 90(3)(d)&e | 16/8/2018 | Confidential until settlement concludes | Released 1/3/18 | |
| 17/092 | 14/12/2017 | 8.3(b) | Dam Inspections EOI | 90(3)(d) | 16/8/2018 | Confidential until reviewed in June 2018 | Released 16/8/2018 | |
| 17/110 | 15/2/2018 | 9.1 | Land Acquisition Dispute | 90(3)(d)&e | 16/8/2018 | Confidential until settlement concludes | Released 1/3/18 | |
| 18/14 | 15/2/2018 | 9.2 | Executive Officer Contract | 90(3)(a) | 16/8/2018 | Confidential until reviewed in June 2018 | Released 16/8/2018 | |
| 18/18 | 15/2/2018 | 9.3 | Tenure Chairperson | 90(3)(a) | 16/8/2018 | Confidential until reviewed in June 2018 | Released 16/8/2018 | |
| 18/28 | 19/4/2018 | 10 | Flood Retention Dam Sth Para | 90(3)(d) | 16/8/2018 | Confidential until reviewed in June 2018 | Released 16/8/2018 | |

8.5 Northern Floodway Project Public Relations

RECOMMENDATION

That the GRFMA:

- 1. Receives the report; and**
- 2. Considers the scope and cost of services as proposed by Ball Public Relations**

At the 5/7/18 GRFMA Special Meeting the following resolution was carried

That the Executive Officer seek to engage the services of a public relations firm to prepare a preliminary communication strategy and media release to detail the current decision of the Board and constituent councils, and proposed strategy moving forward by the August 2018 meeting.

CARRIED

UNANIMOUSLY

In accordance with direction of the resolution the GRFMA Chairperson and Executive Officer met with Mr Rob Ball of Ball Public Relations on Thursday 26 July 2018 to discuss scope of services relating to a suitable preliminary communications strategy.

See attached for scope and cost of services as proposed by Ball Public Relations.

8.6 GRFMA Charter Review

RECOMMENDATION

That the GRFMA:

- 1. Receives the report; and**
- 2. Endorses the Working Group recommendation that the GRFMA Charter and Governance Review be undertaken in two phases consisting of:**
 - a. A Charter Review to be undertaken now as the shorter- term action: and**
 - b. Following completion of the Charter Review a further process to scope and consider other contemporary governance arrangements be undertaken.**
- 3. Receive a further report on the Charter Review at the October 2018 GRFMA meeting.**

At the 17/5/18 GRFMA Special Meeting the following resolution was carried

That the GRFMA:

- 1. Receive feedback from constituent council GRFMA Board Members on the Why, What and How considerations they might have when considering undertaking the GRFMA Charter and Governance Review;*
- 2. Establish a Working Group, consisting of one representative from each constituent council, to consider and develop a suitable methodology and process to facilitate delivery of the GRFMA Charter and Governance Review; and that the Working Group report on its deliberations and relevant recommendations at the August 2018 GRFMA meeting; and*
- 3. Appoint the GRFMA Chair as chair of the Working Group.*

Refer below for notes of the GRFMA Charter and Governance Review meeting subsequently held Thursday 21 June 2018.

Present: I Baldwin (GRFMA Chair), S Dilena (Gawler), G Pattinson (Playford), M Salver (Adelaide Hills), S Schenk (Adelaide Plains), G Mavrinnac (Barossa), D Hitchcock (GRFMA EO)

Notes from general discussion.

WHY

- Legislative requirement to review the Charter every four years.
- Time to review suitability of current content.
- Is the current Charter the most appropriate Governance framework for the Authority, does it facilitate constituent council's and the Boards requirements?
- Should the process be both a Charter and Governance review? Or perhaps separate the process. (noting possible new governance options currently being considered for other authorities eg PDI Act).

WHAT

- Undertake the process in two phases:
 - Charter review now as the shorter-term action and
 - Following that then scope other contemporary governance arrangements.

- Charter review elements:
 - Review wording to better describe what are operational, maintenance and capital costs.
 - Consider maintaining current capital contribution formulae for costs up to a maximum cap (say \$ 1 Million) then facilitate a process for the Board to determine separate funding contributions for agreed projects.
 - Previous contributions from Board Members.

HOW

- Administrative process of the Charter Review to be undertaken by the GRFMA Executive Officer with input from the Working Group.
- Legal/Peer review to be undertaken on the draft document prior to adoption.
- Pathway for next steps:
 - Executive Officer to undertake a gap analysis of other Local Government Subsidiary Charters (NORMA, Regional LGA's, Brown Hill Keswick Creek),
 - Working Group members to forward any available and relevant Charter documents.
 - Executive Officer to facilitate a subsequent Working Group report outlining relevant observations and a Charter Review spreadsheet with previous Board comments and other relevant additions from other charters.
 - Working Group members to contribute their considerations to the spreadsheet document.
 - Executive Officer to work with Ms Schenk (Adelaide Plains Council) on suitable Peer/Legal review and then provide the draft to Working Group members for deliberation.
 - Subsequent recommendation to a future meeting of the GRFMA Board – noting an update report with these notes to be provided to the 16/8/19 GRFMA meeting.

8.7 Financial Report

RECOMMENDATION

That the financial report as at 31 July 2018 showing a balance of total funds available of \$128,482.22 be received.

As provided below

- *Summary by month of duties performed by the Executive Officer from 1 January 2018 to 31 July 2018.*

Separately Attached

- *Balance Sheet to 31 July 2018; and*
- *Monthly Reconciliation for the GRFMA up to 31 July 2018*
- *Budget Analysis – July 2018*

Executive Officer Activities report

| Activity | Jan | Feb | Mar | April | May | June | July |
|--|--------------|-------------|-----------|-------------|--------------|-------------|-----------|
| To keep maintained the business office of the Authority | 11 | 5 | 8 | 6.5 | 11.75 | 14 | 14.5 |
| To prepare the Business Plan, Budgets and reports in a timely manner | 8 | 4 | 3 | 2 | 3 | 9 | 6.5 |
| To liaise with Councils, and Stakeholders to foster the outcomes of the Business Plan | 4.75 | 11 | 5 | 5.5 | 12 | 17.5 | 4 |
| To attend all meetings of the GRFMA, to prepare agendas, minutes and correspondence as required. | 6 | 18.5 | 14 | 21.5 | 14 | 22 | 7.5 |
| TOTAL | 29.75 | 38.5 | 30 | 35.5 | 40.75 | 62.5 | 24 |