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

Committee **Gawler River Floodplain Management Authority**
Held On **Thursday 15 February 2018 at 9.45 am**
Location **Freeling – Light Regional Council**

WELCOME

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 101st meeting of the Board.

PRESENT

*Mr Ian Baldwin, Independent Board Member, Chair
Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
Mr Marc Salver, Adelaide Hills Council, Deputy Board Member
Mr Gary Mavrinac, The Barossa Council, Board Member
Cr Adrian Shackley, Gawler Council, Board Member
Mr Sam Dilena, Gawler Council, 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
Cr William Close, Light Regional Council, Board Member
Mr Andrew Philpott, Light Regional Council, Deputy Board Member
Mr David Hitchcock, Executive Officer*

OBSERVERS

*Mr Martin Waddington, Adelaide Plains Council,
Cr Terry-Anne Keen, Adelaide Plains Council, Deputy Board Member
Mr Greg Pattinson City of Playford*

GRB 18/01 Observers

Moved: Mr. J Miller Seconded: Cr D Davey

That Mr. Martin Waddington, Adelaide Plains Council, 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
Mayor Bob Sloane, The Barossa Council, Board Member*

GRB 18/02 Minutes of the GRFMA Meeting 14/12/17

Moved: Mr. G Mavrinac Seconded: Cr M Herrmann

That the Minutes of the previous Gawler River Floodplain Management Authority Board meeting held on 14/12/17 as per copies supplied to members, be adopted as a true and correct record of that meeting.

CARRIED

GRB 18/03 Minutes of the Confidential GRFMA Meeting 14/12/17

Moved: Mr. S Dilena Seconded: Mr. M Salver

That the Confidential Minutes of the previous Gawler River Floodplain Management Authority Board meeting held on 14/12/17 as per copies supplied to members, be adopted as a true and correct record of that meeting.

CARRIED

GRB 18/04 Bruce Eastick North Para Flood Mitigation Dam Inspection Report

Moved: Mr. J Miller Seconded: Cr. M Lawrence

That the GRFMA:

- 1. Receive the report;**
- 2. Notes recommendations of the Bruce Eastick North Para Flood Mitigation Dam Inspection Report; and**
- 3. Determines that an amount of \$150,000 be included in the draft GRFMA 2018/2019 Budget document for Dam operations and maintenance item requirements identified at item 8, page 7 of the report.**

CARRIED

It was noted that the Executive Officer would further facilitate individual item budget cost estimates and a priority hierarchy for inclusion in the budget estimates to be provided to Constituent Councils by 31 March 2018.

GRB 18/05 Northern Floodways

Moved: Mr. M Hemmerling Seconded: Cr M Herrmann

That the GRFMA:

- 1. Receive the report;**
- 2. Notes Council responses in relation to the feedback on the final 2016 Gawler River Flood Review Project Report and the separate Hydrology report;**
- 3. Adopts the recommendations of the Northern Floodways Project Prospectus Working Group that Tonkin Consulting be appointed as preferred consultancy; and**
- 4. Delegates authority for the Working Group to finalise appropriate details with Tonkin Consulting on the basis that;**
 - a. agreed services are within a final cost of \$20,000; and**
 - b. the Project Prospectus is completed by 31 March 2018.**

CARRIED

Adelaide Plains Council GRFMA Board Members voted against the motion (GRB17/105)

GRB 18/06 GRFMA Charter and Governance Framework Review

Moved: Mr. J Miller Seconded: Mr. S Dilena

That the GRFMA:

- 1. Receive the report;**
- 2. Resolves that advancement of the Charter Review for the GRFMA be further deferred until the 19 April 2018 GRFMA Meeting.**

CARRIED

GRB 18/07 Levee Bank Maintenance

Moved: Mr. G Mavrincac Seconded: Mr. M Hemmerling

That the GRFMA:

- 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:**
 - 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.**

CARRIED

GRB 18/08 Draft GRFMA Business Plan 2018-2021 and 2018/19 Draft GRFMA Budget

Moved: Mr. G Mavrincac Seconded: Mr. M Hemmerling

That the GRFMA:

- 1. Note the report;**
- 2. Adopts the 2018-2021 draft GRFMA Business Plan and draft 2018/19 GRFMA Budget documents as amended; and**
- 3. Following receipt of Constituent Council feedback considers adoption of the GRFMA draft Business Plan and Annual Budget at the June 2018 meeting.**

CARRIED

Amendments to the Business Plan related to inclusion of historical content relating to achievements of the GRFMA and economic value of the community being protected by flood mitigation works being facilitated.

Amendments to the draft Budget related to inclusion of an additional \$150,000 as per GRFB 17/104. Expenditure for the Northern Floodways Project Prospectus, as per GRB 17/105 to be met from GRFMA cash reserves.

Advice will be sought from the GRFMA Audit Committee to determine if the proposed works required as per GRB 17/104 are Capital, Maintenance or Operational so that the relevant Constituent Council percentage contributions can be applied.

The Board also requested the Executive Officer to make suitable arrangements to undertake fire prevention and fencing maintenance of GRFMA land surrounding the Dam.

GRB 18/09 Financial Report

Moved: Mr. M Hemmerling

Seconded: Cr W Close

That the financial report as at 31 January 2018 showing a balance of total funds available of \$ 202,542.50 be received.

CARRIED

Mr. M Salver left the meeting at 11.50 am.

The meeting adjourned at 11.50 am for a short break.

The meeting reconvened at 12 pm.

GRB 18/10 In Confidential 12.01 pm

Moved: Mr. G Mavrinac

Seconded: Mr. A Philpott

Pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public be excluded from attendance at the meeting, with the exception of:

- **Executive Officer; and**
- **Observers**

in order to consider in confidence agenda item 9.1 Land Acquisition, under Section 90(3)(d) &(e) of the Local Government Act 1999 on the basis that:

d)

- i) commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and**
- (ii) would, on balance, be contrary to the public interest.**

(e) matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person.

This matter is confidential because the information herein provides commercial terms and conditions for land acquisition and would provide advantage to a third party for negotiations regarding the land.

On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board consider it necessary to consider this matter in confidence.

CARRIED

GRB 18/11 Land Acquisition – See separate Confidential Meeting Minute

GRB 18/12 Out of Confidential 12.11 pm

Moved: Mr. M Hemmerling Seconded: Cr W Close

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 9.1 be kept confidential in accordance with GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3) (d) (e) of the Local Government Act 1999:

- Report for Item 9.1**
- Attachments for item 9.1**
- Decision for item 9.1**

This order shall operate until completion of required Land Title Office requirements and land conveyancing process are concluded; or will be reviewed and determined as part of the annual review by the Authority in accordance with Section 91(9)(a) of the Local Government Act 1999 whichever comes first.

CARRIED

The Ordinary Meeting resumed.

The Executive Officer Mr. David Hitchcock left the meeting room at 12.12pm.

GRB 18/13 In Confidential 12.12 pm

Moved Mr. M Hemmerling Seconded: Mr. A Philpott

Pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public and Executive Officer be excluded from attendance at the meeting, in order to consider in confidence agenda item 9.2 Executive Officer Contract, under Section 90(3)(a) of the Local Government Act 1999 on the basis that:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);**

This matter is confidential because the information herein provides commercial terms and conditions for review of contract for services provided by the Executive Officer.

On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board consider it necessary to consider this matter in confidence.

CARRIED

GRB 18/14 Executive Officer Contract Review – See separate Confidential Meeting Minute

GRB 18/15 Out of Confidential 12.15 pm

Moved: Mr. G Mavrinac

Seconded: Cr. M Herrmann

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 8.1 be kept confidential in accordance with GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(a) of the Local Government Act 1999:

- **Report for Item 9.2**
- **Attachments for item 9.2**
- **Decision for item 9.2**

This order shall operate until reviewed and determined as part of the annual review by the Authority in accordance with Section 91(9)(a) of the Local Government Act 1999.

CARRIED

The Ordinary Meeting resumed.

The Chairperson Mr. Ian Baldwin left the meeting room at 12.16 pm.

GRB 18/16 Acting Meeting Chairperson

Moved: Mr. A Philpott

Seconded: Cr. M Herrmann

That Mr. G Mavrinac be appointed Acting Meeting Chairperson to facilitate discussion regarding confidential agenda item 9.2

CARRIED

The Executive Officer Mr. David Hitchcock returned to the meeting room at 12.16 pm.

GRB 18/17 In Confidential 12.16 pm

Moved Mr M Hemmerling

Seconded: Cr M Lawrence

Pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public and GRFMA Chairperson be excluded from attendance at the meeting, in order to consider in confidence agenda item 9.3 Tenure of GRFMA Chair and Independent Member, under Section 90(3)(a) of the Local Government Act 1999 on the basis that:

- (b) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);**

This matter is confidential because the information provides discussion and review of services provided by the GRFMA Chairperson.

On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board consider it necessary to consider this matter in confidence.

CARRIED

GRB 18/18 Tenure of GRFMA Chairperson and Independent Member – See separate Confidential Meeting Minute

Moved: Cr. M Herrmann

Seconded: Cr. M Lawrence

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 8.1 be kept confidential in accordance with GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(a) of the Local Government Act 1999:

- **Report for Item 9.3**
- **Attachments for item 9.3**
- **Decision for item 9.3**

This order shall operate until reviewed and determined as part of the annual review by the Authority in accordance with Section 91(9)(a) of the Local Government Act 1999

CARRIED

The Ordinary Meeting resumed.

The Board noted that a review of the Chairperson remuneration should be undertaken within the next 12 months. The current meeting siting fees currently having been aligned with Council DAP sitting fees.

The Mr. Ian Baldwin returned to the meeting room at 12.30pm and resumed his seat as Chairperson.

Closure of meeting

The Chairperson thanked the Light Regional Council for hospitality as host and noted the next Ordinary Board Meeting will be held 9.45 am, 19 April 2018 at Adelaide Hills Council.

Meeting closed 12.34 pm

Confirmed Chairperson