



## **Minutes of the Legatus Group Ordinary Meeting held:**

**16 February 2018**

**Council Chambers Adelaide Plains Council Redbanks Road Mallala**

### **1.0 Meeting Preliminaries**

#### **Present**

Board members: Mayor Peter Matthey – Chairman (Goyder), Deputy Mayor Bim Lange (Barossa), Mayor Cynthia Axford (Barunga West), Mayor Paul Thomas AM (Copper Coast), Mayor Allan Aughey OAM (Clare & Gilbert Valleys), Mayor Peter Slattery (Flinders Ranges), Mayor Bill O'Brien (Light), Mayor Tony Flaherty (Adelaide Plains), Mayor Colin Nottle (Mount Remarkable), Mayor Denis Clark (Northern Areas), Mayor Ruth Whittle OAM (Peterborough), Mayor Rodney Reid (Wakefield) and Mayor Ray Agnew OAM (Yorke Peninsula)

#### **In Attendance**

Mr Andrew Cole (CEO Barunga West), Mr Peter Harder (CEO Copper Coast), Dr Helen Macdonald, (CEO Clare and Gilbert Valleys), Mr Colin Davies (CEO Flinders Ranges), Mr David Stevenson (CEO Goyder), Mr James Miller (CEO Adelaide Plains) Mr Wayne Hart (CEO Mount Remarkable), Mr Colin Byles (CEO Northern Areas), Mr Peter McGuinness (CEO Peterborough), Mr Jason Kuchel (CEO Wakefield), Mr Andrew Cameron (CEO Yorke Peninsula), Ms Kelly-Ann Saffin (CEO RDA Yorke Mid North), Ms Anne Moroney (CEO RDA Barossa), Mr Stephen Smith (Director Policy LGA), Ms Rowena McLean (Sector Development Partner LGA) and Mr Simon Millcock (CEO Legatus Group).

#### **Apologies**

Mayor Bob Sloane (Barossa) who is on leave and is replaced for the meeting by Deputy Mayor Bim Lange. Chairman Kathie Bowman (Orroroo Carrieton) and Mayor John Rohde (Port Pirie)

CEO's Mr Martin McCarthy (Barossa), Mr Brian Carr (Light), Ms Ann Frick (Acting CEO Orroroo Carrieton) and Dr Andrew Johnson (Port Pirie).

### **1.1 Opening**

The Chairman declared the meeting open at 10.30am

## **2 Welcome to the Adelaide Plains Council**

Mayor Tony Flaherty welcomed everyone to the Adelaide Plains Council and invited CEO James Miller to present on the past two years of progress for the Adelaide Plains Council. This included stability within the corporate management of the council, Two Wells residential growth, Northern Adelaide Irrigation Scheme and the growth of horticulture and the International Bird Sanctuary. Issues which are impacting on growth are Crown Land being unlocked for the growth of Two Wells township and the Northern Floodway and the equity issues around the costs which Adelaide Plains Council are being required to fund.

### 3. Confirmation of Previous Minutes

Minutes of the Legatus Group Meeting held on 17 November 2017 at the Regional Council of Goyder Council Chamber I Market Square Burra were tabled.

Motion: That the minutes of the Legatus Group Meeting held on 17 November 2017 at the Regional Council of Goyder Council Chamber I Market Square Burra be taken as read and confirmed.

Moved: Mayor Denis Clark Seconded: Mayor Cynthia Axford

**CARRIED**

### 4. Presentations

4.1 State Planning Commission Activities: Chair State Planning Commission Tim Anderson QC and Principal Planner at Department of Planning, Transport and Infrastructure David Lake.

Presentation focussed on State Planning Policy and the requirement for councils via the community liaison policy objective to place planning and design at the forefront of thinking. A transition team is in place for working with councils on regional plans. Current rural issues include rural living and renewable energy (solar farms and battery storage). Discussion included the joint planning boards and pilot projects with 8 council groups including 3 groups within the Legatus Group region which is due to finish by the end of June 2018. Each group is being asked to prepare a business case for the next stage of the project.

Andrew Cole provided an update from the Yorke Peninsula group which indicated that the regional plans may look to be smaller sub-regional clusters.

4.2 Brand SA Regional Showcase: Karen Raffin CEO Brand SA.

Brand SA have spotlight on Regional SA by uncovering stories which are making a difference as opposed to the previous awards entry program. Around 70% of their readership is within SA, 20% national and 10% international. Moving to one celebration per year as opposed to regional celebrations and 2018 is in Taillem Bend on 26 October. Each council receiving 4 tickets to the event. Encouraged regional councils and RDA's to feed to Brand SA positive and inspiring stories.

4.3 RDA's CEO Kelly-Ann Saffin Yorke Mid North and CEO Anne Maroney Barossa update:

Murray Darling Basin – irrigation levels and uncertainty	Leadership programs with Southern Flinders started with 16 participants, Yorke Peninsula call for participants and Mid North progressing.
One stop employment model	Certificate 3 for NDIS services
2018 business profiling – celebrating local ownership through industry advisory board	Regional Roadmap for YMN will be distributed to CEO's due for launch at 27/4 Regional forum
Peterborough – 3-year program	Industry sector focus Barossa, Agriculture, Equine, Wine, Food, Tourism, Education and Professional Services. Big push into Asia and lesser extent USA.
RDSA / EDA Conference 7-8 June 2018 – Population Growth focus	

CEO's Saffin and Moroney left the meeting 12.10pm

## **5. Business Arising Not Otherwise on the Agenda**

### 5.1 Legatus Group Charter

Motion: That the Legatus Group adopt the revised charter.

Moved: Mayor Allan Aughey Seconded: Mayor Peter Slattery

**CARRIED**

### 5.2 Legatus Group Strategic Plan Review

Held over till item 10 Audit and Risk Committee

### 5.3 DPTI Pilot Project

Discussed at item 4.1

### 5.4 Response Growing Your Regions

Noted the response from Hon David Ridgway MLC Leader Opposition, Legislative Council.

## **6. Chairman's Report**

Chairman Matthey outlined he attended all required meetings on behalf of Legatus Group including the LGA Board and SAROC meetings. He raised the issue of requirements for the LGA Board members to declare a register of interest and that greater rigor in governance was discussed. In collaboration with Mayor Clark and other SAROC Mayors a series of meetings were held with some elected MP's and candidates for the forthcoming State election. Mayor Matthey outlined their frustration that they had not been able to secure meetings with either Liberal or Labour.

## **7. Items referred by Councils**

### 7.1 Barossa Council: Legatus Group 2030 Regional Transport Plan

Held over until item 8.3

### 7.2 District Council Orroroo Carrieton: LGA Membership

General discussion and consensus that Legatus Group was not happy with the circumstances under which the meeting with LGA Chair and CEO was held to discuss this matter. Mayor Matthey and Mayor Clark to progress this matter through SAROC and LGA Board.

### 7.3 Wakefield Regional Council: Fees associated with the transfer of road reserves

Motion: That the Legatus Group support an approach to the LGA Board through SAROC to lobby the State Government for a moratorium or cessation of stamp duty and other Lands Titles office fees associated with the transfer of road reserves.

Moved: Mayor Ray Agnew Seconded: Mayor Rodney Reid

**CARRIED**

### 7.4 District Council Orroroo Carrieton: Classification of Orroroo Airport

Motion: That the Legatus Group CEO canvas other Legatus Group members and other Regional Local Government Associations to find out if other aerodromes face similar issues and investigate the guidelines for consideration of developing a report for the next SAROC EO's meeting for consideration on progressing to SAROC.

Moved: Mayor Ruth Whittle    Seconded: Mayor Ray Agnew

**CARRIED**

7.5 Copper Coast Council: President of the LGA as spokesperson on rate capping in lead up to the election.

Mayor Paul Thomas tabled a motion from the Copper Coast Council meeting held 14 February 2018 that called for consideration of the role of the President of the LGA of SA be the spokesperson for our Association, particularly when attempting to defend the adversity of Rate Capping, while also attempting to defend her Council's unusual credit card expenditure.

Motion: That the Legatus Group recommend that the LGA utilise the Deputy Chair, CEO or specialised spokesperson to be the spokesperson for the LGA during the election campaign on the topic of rate capping.

Moved Mayor Paul Thomas Seconded Mayor Colin Nottle

**LOST**

## **8. Decision Reports**

### 8.1 Rubble Royalties

The Legatus Group CEO tabled a report for discussion on the advocacy message to be conveyed by the Legatus Group to SAROC on an agreed distance between council owned borrow pits and a quarry upon which a rubble royalty would apply.

Motion: That the Legatus Group is opposed to the need for Rubble Royalties and advocates that Rubble Royalties be abolished.

Moved: Mayor Colin Nottle    Seconded: Mayor Cynthia Axford

**CARRIED**

Noted: Chairman Mayor Peter Matthey and CEO Jason Kuchel to provide input to report by Legatus Group CEO to the LGA and SAROC.

### 8.2 Crown Land Red Tape Reduction

The Legatus Group CEO tabled a report which included the consensus of the February Legatus Group Regional Management Group meeting on this topic.

Motion: That this matter be placed on hold until after the 2018 State Government election.

Moved: Mayor Ray Agnew    Seconded: Mayor Rodney Reid

**CARRIED**

### 8.3 Legatus 2030 Regional Transport Plan and Special Local Roads Program

The Legatus Group CEO tabled a report and Cr Bim Lange discussed the letter from the Barossa Council refer item 7.1.

Motions:

- That the Legatus Group calls for nominations for the Legatus Group Road & Transport Infrastructure Advisory Committee under their terms of reference and that this committee it to be formed by 2 March 2018.
- That the recommendations of the Legatus Group 2030 Regional Transport Strategy (phase I) be an agenda item for the first Legatus Group Road & Transport Infrastructure Advisory Committee.

- That the Legatus Group Road & Transport Infrastructure Advisory Committee assist with timing and procedures for funding applications for the SLRP.
- That the Legatus Group CEO approaches all Constituent Councils to gain their response in seeking to be involved in a combined or individual approach to the proposal for phase 2 Road Deficiency Assessment and Roads Database by HDS. And subject to the responses the Legatus Group CEO negotiates with HDS on a final quote.

Moved: Deputy Mayor Bim Lange

Seconded: Mayor Ray Agnew

**CARRIED**

- The Terms of Reference of the Legatus Group Road and Transport Infrastructure Advisory Committee are amended to read under membership for a maximum of 2 member Council CEO's and a maximum of 6 technical engineering or works delegates nominated from the member councils, a delegate nominated by the Regional Development Boards and a delegate nominated by Department for Transport Mid North Region and that nominations for the positions be assessed by the Legatus Group Chair, Deputy Chairs and CEO.

Moved: Mayor Ray Agnew

Seconded: Mayor Colin Nottle

**CARRIED**

#### 8.4 Emergency Management Planning

The Legatus Group CEO tabled a report on the progress of the Natural Disaster Resilience Program and funding of emergency management coordination through the LGA.

Motion: The Legatus Group supports the offer to host an Emergency Management Regional Project Officer.

Moved: Mayor Ray Agnew

Seconded: Mayor Allan Aughey

**CARRIED**

#### 8.5 CWMS

Legatus Group CEO's report was noted.

#### 8.6 Climate Change

Legatus Group CEO's report was noted.

#### 8.7 Emerging Leaders Program

Legatus Group CEO's report was noted.

#### 8.8 Rating Equity (Major Projects)

Legatus Group CEO's report was noted.

#### 8.9 Socio-economic impacts from the NDIS

Legatus Group CEO's report was noted.

### **8. Legatus Group Regional Management Group**

CEO Colin Byles Chair of the Legatus Group Regional Management Group tabled the notes from their meeting held on Friday 2 February 2018 and the meeting noted:

- Heavy mass limit and road train issues were a State-wide issue and it should be one discussed through the Regional Organisation of Councils EO's for consideration by SAROC to LGA.
- NRM levy increases could be considered for agenda item next board meeting.
- Speed limits as the impacts were for regional communities across the state it should be discussed through the Regional Organisation of Councils EO's for consideration by SAROC to LGA.

## 9. Audit and Risk Committee

Mayor Ray Agnew Chair of the Legatus Group Audit and Risk Committee tabled the unconfirmed minutes from their meeting held Thursday 1 February 2018.

Motions:

1. That the Legatus Group receives and endorses the 2016/2017 Statement of Comprehensive Income, Statement of Financial Position and Reserves Balance showing actual against the budget.
2. That the Legatus Group notes that the current funding agreements / grants with external bodies were up to date as of the 31 January 2018.
3. That Legatus Group approves the attached draft Procurement Tender Policy.
4. The Legatus Group receives the draft report by the CEO on the Legatus Group Strategic Review and approves its distribution to Constituent Councils for their feedback and requests that their feedback is received by 16 March 2018.
5. That the Legatus Group calls for nominations for a qualified officer from staff of Councils for a position on the committee.

Moved: Mayor Ray Agnew

Seconded: Mayor Peter Slattery

**CARRIED**

The meeting noted that the Legatus Group Audit Committee has:

1. Noted the half yearly financial report to 31 December 2017 and the update provided by the CEO with regards income and expenditure and that they agree that this presents a fair view of the state of the financial affairs of the Legatus Group for 2017/2018.
2. Supports for the development of the draft review of the Legatus Group Long Term Financial Plan that an allowance for the accumulated surplus be set as a minimum of \$480,000.
3. Noted the report on the carry over reserves and accumulated surplus that are available from 1 July 2017.

and that the Legatus Group CEO is developing a draft work plan for consideration by the Audit and Risk Committee at their next meeting.

## 11. Financials

The Legatus Group CEO tabled a report prepared by Mr Griff Campbell Finance Manager which included the Legatus Group Balance Sheet as of 31 January 2018 and Profit and Loss Statement for July 2017 – January 2018.

Motion: That the Legatus Group notes the report on the Legatus Group Balance Sheet as of 31 January 2018 and Profit and Loss Statement for July 2017 – January 2018.

Moved: Mayor Denis Clark

Seconded: Mayor Rodney Reid

**CARRIED**

## 12. RDA Yorke and Mid North

Verbal report provided at item 4.3

Mayor Bill O'Brien departs the meeting at 2.00pm

### 13. Local Government

#### 11.1 Local Government Association

The LGA Topical Report was tabled and Stephen Smith and Rowena McLean presented to the meeting on the topics of:

Role and strategies of LGA for supporting members	SAROC and governance with the lead up to the AGM and the LGA Board structure
Planning and boundary reforms	Emergency Management
Local Government awareness campaign – building sector morale and leadership effectiveness – seeking feedback from Mayors	Code of Conduct
Noted that funding from LGA to ROC's won't be known till after May 2018 and impacts this has on Legatus Budgets	

Mayor Ruth Whittle and CEO Peter McGuinness depart the meeting at 2.15pm

#### 11.2 South Australian Regional Organisation of Councils

The draft minutes of the South Australian Regional Organisation of Councils meeting held on 24 January 2018 were tabled.

### 14. OTHER BUSINESS

#### 14.1 Invitation to State Government elected members

Motion: That the Legatus Group following the results of the March 2018 state election invite all 5 elected members of the state electorates that cover the Legatus Group to attend the next Legatus Group meeting.

Moved: Mayor Ray Agnew      Seconded: Mayor Allan Aughey

**CARRIED**

#### 14.2 Murray Darling Basin Authority

Mayor Denis Clark provided a verbal update including the recent disallowance motion made on the plan and how critical the plan is to South Australia. Emma Bradbury is planning to visit the region in April and that South Australia continues to have good water efficiency.

#### 14.3 Regional Forums and Workshops

Motion: That the Legatus Group supports the partnership approach by Legatus Group for the Yorke Mid North Regional Planning Day in Port Pirie 27 April 2018 and the Regional South Australia Conference in Kadina 7-8 June 2018.

Moved: Mayor Ray Agnew      Seconded: Deputy Mayor Bim Lange

**CARRIED**

#### 14.4 CEO's leave and disclosed outside interests

The Legatus Group CEO's report was noted.

#### 14.5 MoU for the delivery of community action planning natural resource management programs

Motion: That the Legatus Group CEO be approved to sign the MoU on behalf of the Legatus Group.

Moved: Mayor Denis Clark      Seconded: Deputy Mayor Bim Lange

**CARRIED**

## **15 Other Business**

### 15.1 Strategic Plan Review

The Legatus Group CEO thanked all councils for their assistance with meetings and workshops held during December 2017 and January 2018 on the review and looked forward to being able to present to District Council of Barunga West and Northern Areas Council.

### 15.2 Legatus Group Reports

The complexity of providing lengthy reports and attachments to all Mayors and CEO's is to be investigated by the Legatus Group CEO to identify a consistent method.

## **16 Close of Meeting**

Meeting closed by the Chair at 2.33pm and next meeting to be held Friday 25 May 2018 commencing at 10.30am and to be hosted by the Light Regional Council.

Signed as a true and correct record:

Chairman \_\_\_\_\_ Dated \_\_\_\_\_