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

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Committee            **Gawler River Floodplain Management Authority**  
Held On                **Thursday 18 April 2019 at 9.45 am**  
Location               **Adelaide Hills Council, Gumeracha**

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### **WELCOME**

*Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 111<sup>th</sup> 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 James Miller, Adelaide Plains Council, Board Member  
Cr Terry-Anne Keen, Adelaide Plains Council, Board Member  
Mr Gary Mavrinac, The Barossa Council, Board Member  
Cr Russell Johnstone, The Barossa Council, Deputy Board Member  
Cr Paul Koch, Town of Gawler, Board Member  
Cr William Close, Light Regional Council, Board Member  
Mr Andrew Philpott, Light Regional Council, Deputy Board Member  
Cr Stephen Coppins, City of Playford, Board Member  
Mr Greg Pattinson, City of Playford, Deputy Board Member  
Mr David Hitchcock, Executive Officer*

<b>GRB 19/14 Observers</b>
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**Moved: Cr T Keen                      Seconded: Cr P Koch**

**That Cr John Lush, Adelaide Plains Council, be appointed as Observer.**

**CARRIED**

### **APOLOGIES**

*Mr. Brian Carr, Light Regional Council, Board Member  
Cr Kelvin Goldstone, Town of Gawler, Deputy Board Member  
Mr Sam Dilena, Town of Gawler, Board Member  
Mayor Bim Lange, Barossa Council, Board Member  
Mr Ben DeGilio, Town of Gawler, Deputy Board Member*

Mr. G Pattinson declared a Material Conflict of Interest in Item 8.2 as he is a current member of the GRFMA Audit Committee.

**GRB 19/15 Minutes of the 07/02/19 GRFMA meeting**

**Moved: Mr. J Miller                      Seconded: Mr. M Salver**

**That the Minutes of the Gawler River Floodplain Management Authority Board meeting held 07/02/19 be confirmed as a true and accurate record of that meeting.**

**CARRIED**

**GRB 19/16 Minutes of the 21/03/19 GRFMA Special Meeting**

**Moved: Cr. T Keen                      Seconded Cr. S Coppins**

**That the Minutes of the Gawler River Floodplain Management Authority Board Special Meeting held 21/03/19 be confirmed as a true and accurate record of that meeting.**

**CARRIED**

**GRB 19/17 Motion on Notice**

**Moved: Cr. M Herrmann                      Seconded Cr. W Close**

**That the GRFMA receive the Motion on Notice from the Adelaide Plains Council.**

**CARRIED**

**GRB 19/18 Depreciation**

**Moved: Cr. M Herrmann                      Seconded Mr. G Mavrinac**

**That the GRFMA request the Executive Officer to invite constituent council financial management staff and GRFMA CEO (or delegate staff) Board Members to a workshop to consider principles as they may apply to depreciation and management of GRFMA assets such as the Bruce Eastick Dam and the Northern Floodway project and to specifically consider:**

- 1. Policy principles and legislative considerations for funding of depreciation;**
- 2. Options for funding depreciation;**
- 3. Risk associated with not funding depreciation; and**
- 4. Contribution to and value of the Bruce Eastick Dam and the Northern Floodway project to both State and National community safety and economic outputs.**

**CARRIED**

**GRB 19/19 Minutes of the 15/3/19 GRFMA Audit Committee Meeting**

Moved: Cr. M Herrmann

Seconded Mr. G Mavrinac

**That the Minutes of the 15/3/19 GRFMA Audit Committee Meeting be confirmed as a true and accurate record of that meeting.**

**CARRIED**

Charter Review

The Meeting noted that this phase of the Charter Review was ‘administrative’ as the shorter-term action: and following completion of the Charter Review a further process to scope and consider other contemporary governance arrangements is to be undertaken. (GRB 18/64)

The Meeting considered item 8.1 Charter Review and discussed the following items on a consensus of agreement approach.

Clause	Detail	Action	Agreed process
General	What extent of Direction or Regard, within the Charter, should the GRFMA have in relation to Development Application referrals from Councils	<i>Board Support</i>	<i>Include in 3.1 a function to consider relevant Development Application referrals Via Technical Assessment Panel. Process to undertake to be identified in a Charter Appendix.</i>
3.1	Purpose and Functions of the Authority	<i>As Above</i>	<i>As above</i>
4.3.11	New options Board Members <ul style="list-style-type: none"> <li>○ Council CEO plus Deputy and Elected Member plus Deputy</li> <li>○ Council CEO or nominee and Elected Member plus Deputy</li> </ul>	<i>Board Support with amendment</i>	<i>Amendment: Council CEO or nominee plus Deputy and Elected Member plus Deputy</i>
4.4	Amended clause 4.4 (previously clause 4.5) relating to the Chairperson on the following basis: <ul style="list-style-type: none"> <li>• The Constituent Councils will appoint the Chairperson for a term of up to three years and on such terms and conditions as determined by the Constituent Councils. The Authority may at the expiry of the Chairperson’s first term of office as Chairperson appoint the Chairperson for a further term of up to three years on the same terms and conditions as the Chairperson’s original appointment.</li> </ul> <p>This proposed amendment does not deal however with a Chairperson being appointed for a third term or any term thereafter.</p>	<i>Board Support with amendment</i>	<i>Leave as is with following amendment The Authority may <u>at the expiry of the Chairperson’s term of office as Chairperson</u> appoint the Chairperson for a further term of up to three years on the same terms and conditions as the Chairperson’s original appointment.</i>
8.4.2	In respect of an overdraft facility or facilities up to a maximum amount of \$#####; or	<i>Board Support with amendment</i>	<i>Amendment: Reference to overdraft limits and borrowings management to be included in the GRFMA Treasury Management Policy</i>
8.5.2	In respect of borrowings (not overdraft) Options <ol style="list-style-type: none"> <li>1. Must be drawn down within a period of ## months from the date of approval</li> <li>2.. Must be drawn down within a period as determined by the Board in respect of that project</li> </ol>	<i>As Above (8.4.2)</i>	<i>As Above (8.4.2)</i>

General	Options for representatives from Other Agencies on the Board Clause 20 of Schedule 2, Part 2 of the Act provides that subject to the charter of a subsidiary, the membership of a board of management of a regional subsidiary will be determined by the constituent councils and may consist of or include persons who are not members of a council.	<i>Noted no Action</i>	It is possible for the Constituent Councils to appoint to the Board of the Authority persons from external bodies or agencies including State government.
General	Removal of a Board Member Including Chairperson Clause 20(3) of Schedule 2, Part 2 of the Act sets out the circumstances in which the office of a board member becomes vacant. One of those circumstances is if the board member is removed from office by the constituent councils	<i>Noted no Action</i>	It is not possible for the Authority to remove a Board Member (including the Chairperson) from office and this would need to be a decision and power exercised by the Constituent Councils.
General	Addition of New Members The Authority is a regional subsidiary established pursuant to Section 43 of the Act. Section 43 of the Act enables two or more councils to establish a regional subsidiary. Clause 29 of Schedule 2, Part 2 of the Act provides that a council may with the approval of the Minister become a constituent council of a regional subsidiary.	<i>Noted no Action</i>	It is not possible for an entity not being a council to become a constituent council of a regional subsidiary. A regional subsidiary may only be established by councils. However, a regional subsidiary may enter into agreements including joint ventures with entities not being councils provided its charter allows it to.
Other Board Requirements 9.4 9.4.53	Audit Committee  Include provision for existing practice of payment of Audit Committee Chair Honorarium  Insert words to reflect Audit Committee function to consider Risk Management	<i>New inclusions</i>	<i>As per Detail column</i>

The meeting adjourned at 10.57 am at conclusion of discussion of clause 4.3.11

Mr. Greg Pattinson left the meeting during the break.

The meeting reconvened at 11. 12 am with discussion of clause 4.4

#### **GRB19/20 GRFMA Charter Review**

**Moved: Mr. G Mavrinac**

**Seconded: Mr. M Salver**

**That the GRFMA**

- 1. Receive the final Draft GRFMA Charter Review document; and**
- 2. Request a copy of the final draft GRFMA Charter Review document, as amended, be provided to constituent councils for comment and support; and**
- 3. Reinforces to all constituent councils that it will, amongst other aspects and as a priority, commit to a further review of the charter during the 2019/20 financial year that examines percentage rate contributions for each council.**

**CARRIED**

**GRB 19/21 GRFMA Audit Committee Membership**

**Moved: Mr. A Phillipott                      Seconded: Cr. T Keen**

**That the term of appointment of GRFMA Audit Committee membership for Mr. Peter Brass and Mr. Greg Pattinson be extended until 30/06/20.**

**CARRIED**

**GRB 19/22 GRUMP (Gawler River UNHARMED Mitigation Project)**

**Moved: Cr. T Keen                      Seconded: Cr. P Koch**

**That the GRFMA Executive Officer liaise with Chief Executive Officer Board Members or delegates to establish representation on the Gawler River UNHARMED Mitigation Project (GRUMP) Project Steering Committee.**

**CARRIED**

The meeting noted that preferred delegates to be: M Salver, S Dilena, J Miller, A Phillipott and M Elding and B Austin (as the two Technical Assessment Panel representatives).

**GRB 19/23 Financial report**

**Moved CR. W Close                      Seconded: Mr. J Miller**

**That the GRFMA:**

- 1. Receive the financial report as at 31March 2019 showing a balance of total funds available \$100,390.62; and**
- 2. Adopt the Budget Review documents March 2019 for the 2018/19 financial year.**

**CARRIED**

**GRB 19/24 Northern Floodway Project**

**Moved Cr. M Herrmann                      Seconded: Cr. T Keen**

**That the GRFMA:**

- 1. Express disappointment that the Northern Floodway Project, Building Better Regions (BBR) application has been deemed ineligible by the Department of Industry, Innovation and Science;**
- 2. Request the Executive Officer to seek feedback from the Department in relation to ineligibility of the application.**
- 3. Maintain progress of the Northern Floodway Project on the basis of firstly securing commitment from Federal and State Governments to fund in totality all capital costs, including the further design and development costs associated with the project: and**
- 4. Endorse the Chairperson and Executive Officer initiating a program to lobby for political support for funding of the project in the lead up to the 18 May 2019 Federal Government election.**

**CARRIED**

**GRB 19/25 Levee banks and priorities for improving flood management**

Moved Mr. G Mavrinac      Seconded: Cr. W Close

That the GRFMA endorse the submission on how dams and levee banks are managed to reduce the impacts of floods and priorities for improving flood management in South Australia.

**CARRIED**

**GRB 19/26 Bank Signatories Authority**

Moved Cr. M Herrmann      Seconded: Cr. R Johnstone

That the GRFMA:

- 1. Authorise Cr Terry-Anne Keen as a new signatory to operate on Bank SA account 101248140 in the name of the Gawler River Floodplain Management Authority; and
- 2. The previous authority for Mr. D Davey signature to operate the account be revoked.

**CARRIED**

**GRB 19/27 Landscape SA**

Moved Mr. M Salver      Seconded: Cr. S Coppins

That the GRFMA receive the Report.

**CARRIED**

The correspondence was noted.

**GRB 19/28 Revaluation of Bruce Eastick North Para Flood Mitigation Dam**

Moved Cr. M Herrmann      Seconded: Cr. S Coppins

That the GRFMA request the Executive Officer to facilitate revaluation of the Bruce Eastick North Para Flood Mitigation Dam by 30/6/19

**CARRIED**

**Closure of meeting**

The Chairperson thanked the Adelaide Hills Council for hospitality as host and wished everyone a safe and happy Easter. The next Ordinary Board Meeting will be held 9.45 am, Thursday 13 June 2019 at the Barossa Council

Meeting closed 12.14 pm.

**Confirmed Chairperson .....**