

MINUTES

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY BOARD

9:45am Thursday 17 June 2021
The Barossa Council – 43-51 Tanunda Road, Nuriootpa

1. Meeting of the Board

1.1 Welcome by the GRFMA Chairperson

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 126th meeting of the Board.

Mr Baldwin also noted the successful outcome of the joint approach by GRFMA and Adelaide Plains Council to secure National Flood Mitigation Infrastructure funding of \$1.6 Million for the Two Wells levee project.

1.2 Present

- Mr Ian Baldwin, Independent Board Member, Chair
- Cr Terry-Anne Keen, Adelaide Plains Council, Board Member
- Ms Alyssa Denicola, Adelaide Plains Council, Deputy Board Member
- Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
- Mr Ashley Curtis, Adelaide Hills Council, Board Member
- Mayor Bim Lange, The Barossa Council, Board Member
- Cr Paul Koch, Town of Gawler, Board Member
- Mr Sam Dilella, Town of Gawler, Board Member
- Cr William Close, Light Regional Council, Board Member
- Mr David Hitchcock, Executive Officer

1.3 Apologies

- Mr James Miller, Adelaide Plains Council, Board Member
- Mr Gary Mavrinac, The Barossa Council, Board Member
- Mr Brian Carr, Light Regional Council, Board member
- Cr Peter Rentoulis, City of Playford, Board Member
- Mr Greg Pattinson, City of Playford, Board Member

1.4 Appointment of Observers

GRB 21/36 Observers
Moved: Cr T Keen
Seconded: Ms A Denicola

That Mayor M Wasley be appointed as Observer.

CARRIED UNANIMOUSLY

GRB 21/37 Observers
Moved: Mayor B Lange
Seconded: Mr A Philpott

That Cr R Johnstone and Mr S Carroll be appointed as Observers.

CARRIED UNANIMOUSLY

1.5 Declarations of Interest

Nil

2. Confirmation of Minutes

2.1 GRFMA Ordinary Meeting Minutes

GB21/38 GRFMA Ordinary Meeting Minutes
Moved: Cr M Herrmann
Seconded: Cr T Keen

That the minutes of the Gawler River Floodplain Management Authority Board meeting held on 15/04/2021 be confirmed as a true and correct record of that meeting.

CARRIED UNANIMOUSLY

Members noted that Item 9.1 (Correspondence) of the 15/4/2021 minutes should identify Ms A Denicola as the new Deputy Board Member, Adelaide Plains Council.

2.2 Actions on Previous Resolutions

The Executive Officer provided printed copies of the Stormwater Management Plan progress report.

3. Questions on Notice

Nil

4. Motions on Notice

Nil

5. Presentations

Nil

6. Audit Committee

6.1 Audit Committee Meeting Minutes

GB21/39 **Audit Committee Meeting Minutes**
Moved: **Cr M Herrmann**
Seconded: **Mr S Dilena**

That the minutes of the Gawler River Floodplain Management Authority Audit Committee meeting held 8/06/2021 be received.

CARRIED UNANIMOUSLY

7. Technical Assessment Panel

Nil

8. Reports

8.1 Gawler River Floodplain Mitigation

The GRFMA Chair noted item 9 – Correspondence from Adelaide Plains Council and the Barossa Council, in relation to the purpose of the GRFMA and invited Board discussion prior to consideration of next items on the agenda.

Gawler River Floodplain Mitigation
Moved: **Mayor B Lange**
Seconded: **Cr T Keen**

That the GRFMA:

- 1. Receives the report.*
- 2. Subject to consideration of further and sufficient technical and financial/cost detail for relevant projects.*

LOST

GB21/40 **Gawler River Floodplain Mitigation**
Moved: **Mr S Dilena**
Seconded: **Cr M Herrmann**

That the GRFMA:

- 1. Receives the report.*
- 2. Subject to consideration of further and sufficient technical and financial/cost detail for relevant projects further considers recommendations A, B, C, D, E, F as suitable options for GRFMA contributions and ongoing asset maintenance costs; and*
- 3. Notes the Department of Environment and Water has concurred to recognise in kind contributions toward projects.*

CARRIED

8.2 Charter Review 2

GB21/41 **Charter Review 2**
Moved: **Mayor B Lange**
Seconded: **Mr A Philpott**

That the GRFMA:

1. *Notes the Charter Review 2 Working Group will convene to evaluate and discuss the sample outcomes of the draft cost sharing model.*
2. *Considers the findings from the working group at a future special meeting.*

CARRIED UNANIMOUSLY

8.3 Finance Report and BR3

GB21/42 **Finance Report and BR3**
Moved: **Cr M Herrmann**
Seconded: **Cr W Close**

That the GRFMA:

1. *Receives the financial report as at 31 May 2021 showing a balance of \$229,434.39 total funds available; and*
2. *Adopts the 2020/2021 Budget Review 3 Documents May 2021 and the variances contained as its amended and current budget for the period ended 30 June 2021.*

CARRIED UNANIMOUSLY

8.4 Achievements Against the Business Plan

GB21/43 **Achievements Against the Business Plan**
Moved: **Mr A Philpott**
Seconded: **Cr W Close**

That the Statement of Achievements against the Business Plan be received.

CARRIED UNANIMOUSLY

10:41am – the meeting adjourned for a short break.

10:54am – the meeting reconvened.

8.5 Business Plan 2021/2022

GB21/44 **Business Plan 2021/2022**
Moved: **Cr M Herrmann**
Seconded: **Mr A Philpott**

That the Business Plan 2021/2022 plan be amended as:

1. *Page 7 Work Priorities 2021/22- amend the wording The Authority will continue to pursue endeavours to obtain State and Federal government funding by rewording to: This Report will be further considered in context of the outcomes of Gawler River Stormwater Management Plan.*

2. Page 8 Amend the wording *It is anticipated, subject to Constituent Council approval, the new funding model will apply from 1 July 2021 to It is anticipated, subject to GRFMA Board and Constituent Council approval, the new funding model will apply from 1 July 2022.*
3. Page 8 Amend the wording *Continuation of the advocacy program to secure funding for the Northern Floodway project to Subject to the outcomes of the Gawler River Stormwater Management Plan continue the advocacy program to secure funding for the Northern Floodway project.*

CARRIED

GB21/45 Business Plan 2021/2022
Moved: Cr M Herrmann
Seconded: Mr A Philpott

That pursuant to Clause 12.2 of the Charter, the GRFMA Business Plan 2021-2022 as amended be adopted.

CARRIED UNANIMOUSLY

8.6 Budget 2021/2022

GB21/46 Budget 2021/2022
Moved: Mr A Philpott
Seconded: Mr S Dilena

That the GRFMA resolves:

1. *That pursuant to Section 25 Schedule 2 Part 2 of the Local Government Act 1999, that the GRFMA Budget 2020/21 - 2022 be adopted.*
2. *That pursuant to Clause 11.1 of the Charter that the subscriptions scheduled below be subscriptions payable for the 2021 - 2022 year:*

The Schedule:

Part A Flood Mitigation Works – No subscriptions.

Part B Capital works and Maintenance – A total of \$85,200 calculated by the percentage shares prescribed in Clause 10.1 of the Charter:

Adelaide Plains Council	\$24,623
Adelaide Hills Council	\$1,474
The Barossa Council	\$7,387
Town of Gawler	\$14,774
Light Regional Council	\$7,387
City of Playford	\$29,555
Total	\$85,200

Part C Operation – A total of \$176,052 calculated by even shares prescribed in Clause 11.1 of the Charter

Adelaide Plains Council	\$29,342
Adelaide Hills Council	\$29,342
The Barossa Council	\$29,342
Town of Gawler	\$29,342
Light Regional Council	\$29,342
City of Playford	\$29,342
Total	\$176,052

CARRIED UNANIMOUSLY

8.7 Strategic Plan

GB21/47 Strategic Plan
Moved: Mr S Dilena
Seconded: Cr W Close

That the GRFMA:

1. *Receives the report.*
2. *Support the draft GRFMA Strategic Management Plan for further consultation with Constituent Councils.*
3. *Requests a report on Constituent Council responses be provided at a future GRFMA meeting.*

CARRIED

Members noted preference for Constituent Councils to be consulted on the draft plan prior to further consultation with external stakeholders.

9. Correspondence

GB21/48 Correspondence
Moved: Cr M Herrmann
Seconded: Cr P Koch

1. *That the following correspondence be noted:*
 - *The Barossa Council – Purpose of the Gawler River Floodplain Authority, and the membership of The Barossa Council.*
 - *Adelaide Plains Council – Strategic direction of GRFMA and constitutional purpose.*
 - *Stormwater Management Authority - competitive funding round for capital works projects; and*
2. *That the GRFMA Chair and Executive Officer prepare a response to the correspondence from the Barossa and Adelaide Hills Councils.*

CARRIED

10. Confidential

10.1 Management of GRFMA Records

GB21/49 Management of GRFMA Records
Moved: Mr A Philpott
Seconded: Cr T Keen

That:

1. *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 10.1 GRFMA Records pursuant to Section 90(3)(d) of the Local Government Act 1999 on the basis that:

- 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.*

2. *This matter is confidential because the information herein provides commercial terms and conditions for provision of services to manage GRFMA Records and would provide advantage to a third party for negotiations regarding the service.*
3. *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 UNANIMOUSLY

12.15pm – confidential session commenced.

The meeting considered quotations for management of GRFMA Records currently held at the Barossa Council.

10.1 Management of GRFMA Records

GB21/50 Management of GRFMA Records
Moved: Cr T Keen
Seconded: Mr A Philpott

That the GRFMA accept the Records Disposal Project Outline and Quotation of \$3,410 provided by DoxLite.

CARRIED UNANIMOUSLY

10.1 Management of GRFMA Records

GB21/51 Management of GRFMA Records
Moved: Cr M Herrmann
Seconded: Cr T Keen

That:

1. *Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 10.1 GRFMA Records be kept confidential in accordance with the GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3) (d) of the Local Government Act 1999:*
 - *Report for Item 10.1*
 - *Attachments relating to deliberations of report 10.1*
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 UNANIMOUSLY

12:20pm confidential session concluded.

10.2 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

GB21/52 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

Moved: Cr P Koch

Seconded: Mr S Dilena

That:

1. *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 10.2 Tenders Bruce Eastick North Para Flood Mitigation Dam Repairs pursuant to Section 90(3)(d) of the Local Government Act 1999 on the basis that:

- 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.*
2. *This matter is confidential because the information herein provides commercial terms and conditions for provision of services to deliver repairs to the Bruce Eastick North Para Flood Mitigation Dam and would provide advantage to a third party for negotiations regarding the service.*
3. *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 UNANIMOUSLY

12.20pm – confidential session commenced.

The meeting considered tenders for repairs to the Bruce Eastick North Para Flood Mitigation Dam.

10.2 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

GB21/53 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

Moved: Mr S Dilena

Seconded: Cr T Keen

That:

1. *The GRFMA Technical Assessment Panel be requested to consider tender documentation, as provided by LGA Procurement, and to provide suitable recommendation to the GRFMA Board; and*
2. *The Executive Officer seek expressions of interest from Constituent Councils regarding secondment opportunity for engineering personnel to assist with quality control and supervision during the scope of works.*

CARRIED UNANIMOUSLY

10.2 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

GB21/54 Tenders – Bruce Eastick North Para Flood Mitigation Dam Repairs

Moved: Mr S Dilena

Seconded: Cr T Keen

That:

1. *Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 10.2 Bruce Eastick North Para Flood Mitigation Dam be kept confidential in accordance with the GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3) (d) of the Local Government Act 1999:*
 - *Report for Item 10.2*
 - *Attachments relating to deliberations of report 10.2*
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 UNANIMOUSLY

12.27pm – confidential session concluded.

11. Urgent Matters Without Notice

Nil

12. Next Meeting

Date and Time: Thursday 19 August 2021

Host: Town of Gawler

13. Closure

The Chairperson thanked the members for their attendance and contributions and closed the meeting at 12.28pm.

Chair _____ Date _____