

**STORMWATER MANAGEMENT AUTHORITY
RESOLUTION OF THE MINUTES OF MEETING No 32**

**2:00PM TUESDAY 28 AUGUST 2012
LOCAL GOVERNMENT HOUSE – 148 FROME STREET, ADELAIDE SA 5000
EYRE PENINSULA REGION ROOM**

Members: Barry Gear AO (Presiding Member) Wendy Campana
Kym Good Colin Pitman
Brian Clancey Julia Grant

In Attendance: Carmine Porcaro (General Manager, SMA)
Sue McKay (Meeting Support Officer, SMA)

Apologies: Andrew Gear

1 WELCOME AND APOLOGIES

2 CALL FOR ANY OTHER BUSINESS

3 DECLARATION OF CONFLICT OF INTEREST

A conflict of interest exists for Colin Pitman re item 8.5 City of Salisbury – 114/12 – Cobbler Creek SMP

4 CONFIRMATION OF MINUTES OF BOARD MEETING NO. 31

Resolution 32.4.1: *The Authority resolved to approve the minutes of Meeting No. 31 held on Monday 25 June 2012.*

A copy of the minutes of meeting no. 31 was duly signed as true and correct by the Presiding Member in the presence of the Board.

5 ACTION ITEMS UPDATE

SMA Advisor to the BHKCP Steering Group Mr John Comrie joined the meeting at 2:15pm.

6 BROWN HILL & KESWICK CREEKS PROJECT

6.1 REPORT FROM THE SMA ADVISOR

Bill Lipp joined the meeting at 2:18pm.

Resolution 32.6.1.1: *The Authority resolved to note the report dated 13 August 2012 from John Comrie, Advisor to the Brown Hill & Keswick Creeks Project Steering Group.*

**STORMWATER MANAGEMENT AUTHORITY
RESOLUTION OF THE MINUTES OF MEETING No 32**

Resolution 32.6.1.2: *The Authority resolved to note the draft Brown Hill & Keswick Creeks Stormwater Project Stormwater Management Plan 2012, currently being considered by the five Councils for approval.*

Colin Pitman, BHKCP Director Michael Salkeld and City of Unley CEO Peter Tsokas joined the meeting at 2:40pm.

6.2 UPDATE FROM BHKC STORMWATER PROJECT DIRECTOR

Michael Salkeld and Peter Tsokas left the meeting at 3:27pm.

Resolution 32.6.2.1: *The Authority resolved to note the verbal update provided by BHKCP Director Michael Salkeld and City of Unley CEO Peter Tsokas.*

Resolution 32.6.2.2: *The Authority resolved to acknowledge the progress to date and supports continuation of the current process.*

Resolution 32.6.2.3: *The Authority resolved to encourage the progress of scheduling procurement of Part A works to assist the Authority for the purposes of long term financial planning.*

Resolution 32.6.2.4: *The Authority resolved to request of the Councils their project plan for the next 12 months, to complete Part B.*

Resolution 32.6.2.5: *The Authority resolved to note the positive feedback received from the Councils in respect of the role played by John Comrie as Advisor and encourages the next Board to strongly consider continuing this arrangement.*

6.3 LETTER FROM MINISTER FOR WATER AND THE RIVER MURRAY

Resolution 32.6.3.1: *The Authority resolved to note the response dated 14 August 2012 received from the Minister for Water and the River Murray in response to the Authority's advice to the Minister regarding possible financial implications of anticipated applications to the Board for funding for the Port Road Stormwater Management Plan and Brown Hill and Keswick Creeks Stormwater Management Plan.*

Resolution 32.6.3.2: *The Authority resolved to respond to the Minister's letter, providing the further information as requested.*

Resolution 32.6.3.3: *The Authority resolved to prepare an options paper for alternative funding models, to be presented to the new Stormwater Management Authority Board for consideration and progression.*

John Comrie left the meeting at 4:02pm.

**STORMWATER MANAGEMENT AUTHORITY
RESOLUTION OF THE MINUTES OF MEETING No 32**

7 PRIORITY FOR STORMWATER MANAGEMENT PLANS AUGUST 2012

Resolution 32.7.1: *The Authority resolved to note the Assessment informing of the reasonable sequence of undertaking Stormwater Management Planning and to provide this advice to the Minister for Water and the River Murray, and the President of the Local Government Association of SA.*

Resolution 32.7.2: *The Authority resolved to encourage the new Board to consider this list of priorities in the context of the new Stormwater Management Agreement and legislative review and engage with priority Councils affected.*

8 CURRENT APPLICATIONS

8.1 CITY OF MARION – 95/11– VARIATION TO HALLET COVE SMP

Resolution 32.8.1.1: *The Authority resolved to approve **an additional contribution of up to \$13,500** towards the Hallett Cove Creeks Stormwater Management Plan. This takes the total commitment to \$48,500. If the cash flow demonstrated in the application is not achieved the SMA will retain the right to defer any payment for a period of up to 12 months.*

8.2 REGIONAL COUNCIL OF GOYDER – 113/12– FARRELL FLAT FLOOD MITIGATION

Resolution 32.8.2.1: *The Authority resolved to decline to provide any funding to this project and advise the Council that it should initially revise the Stormwater Management Plan to comply with the SMA guidelines in consultation with Bill Lipp. After the Stormwater Management Plan has been completed and accepted, the Authority will then be in a better position to advise the Council how to proceed from there.*

8.3 DISTRICT COUNCIL OF TUMBY BAY – 115/12– SMP

Resolution 32.8.3.1: *The Authority resolved to approve **a total contribution of up to \$33,000** towards the Tumby Bay Stormwater Management Plan contingent on the Natural Disaster Resilience Program approving a similar contribution. If the cash flow demonstrated in the application is not achieved the SMA will retain the right to defer any payment for a period of up to 12 months.*

8.4 DISTRICT COUNCIL OF THE COPPER COAST – 116/12– SMP

Resolution 32.8.4.1: *The Authority resolved to approve **a total contribution of up to \$50,000** towards the Moonta/Moonta Bay/Port Hughes Stormwater Management Plan. If the cash flow demonstrated in the application is not achieved the SMA will retain the right to defer any payment for a period of up to 12 months.*

Resolution 32.8.4.2: *The Authority resolved to refuse the Council's application for support for Stormwater Management Plan preparation for Wallaroo/North Beach and*

**STORMWATER MANAGEMENT AUTHORITY
RESOLUTION OF THE MINUTES OF MEETING No 32**

Kadina & Surrounds for the time being pending satisfactory progress on the Moonta/Moonta Bay/Port Hughes Stormwater Management Plan.

Colin Pitman left the room at 4:27pm.

8.5 CITY OF SALISBURY – 114/12– COBBLER CREEK SMP

Resolution 32.8.5.1: *The Authority resolved to approve a **total contribution of up to \$10,000** towards the Cobblers Creek Stormwater Management Plan. If the cash flow demonstrated in the application is not achieved the SMA will retain the right to defer any payment for a period of up to 12 months.*

Colin Pitman re-entered the room at 4:28pm.

8.6 CITY OF CHARLES STURT – 117/12– WATER PROOFING THE WEST STAGE 2

Resolution 32.8.6.1: *The Authority resolved to note the application received from the City of Charles Sturt for the Water Proofing the West – Stage 2 project.*

Resolution 32.8.6.2: *The Authority resolved to note the response provided to the City of Charles Sturt pertaining to revised estimates.*

An additional paper 8.6.1 was tabled at the meeting.

Resolution 32.8.6.1.1: *The Authority resolved to provide no contribution towards the design estimate as requested in Mr Sykes' letter of 27 August 2012 regarding the City of Charles Sturt Water Proofing the West – Stage 2 project.*

Resolution 32.8.6.1.2: *The Authority resolved to prepare a response to the City of Charles Sturt informing them of the outcome. In their response, the Authority will note the statement contained within Council's letter of 27 August inferring that the SMA confirmed it will contribute 50% costing towards the cost to undertake the estimates, and will convey that this is incorrect.*

9 ADMINISTRATION

9.1 DRAFT ANNUAL REPORT AND FINANCIAL STATEMENTS FOR 2011-2012

Resolution 32.9.1.1: *The Authority resolved to note the 2011-2012 financial statements, issued to Auditor General for Audit subject to the alterations which were:*

- *Page 6, 1st paragraph, line 2, insert the words "land within", with the sentence now to read "The catchment covers **land within** the City of Mitcham...."*
- *Page 6, 9th paragraph, last line, replace the words "in August 2012" with "by the five councils", with the sentence now to read "The Stormwater Management Authority now awaits the Stormwater Management Plan to be delivered **by the five Councils.**"*

**STORMWATER MANAGEMENT AUTHORITY
RESOLUTION OF THE MINUTES OF MEETING No 32**

- *Inclusion of the advice to the Minister for Water referencing the quarterly meetings with the Minister and regular reporting on BHKCP.*

9.2 SMA INSURANCE ARRANGEMENTS

Resolution 32.9.2.1: *The Authority resolved to note the 2012-2013 SAICORP insurance arrangements.*

9.3 CONFLICT OF INTEREST OF BOARD MEMBERS

Resolution 32.9.3.1: *The Authority resolved to note the legal advice/response received from Crown Solicitor's Office in relation to conflict of interest consideration.*

9.4 NEW SERVICE LEVEL AGREEMENT WITH DEWNR

Resolution 32.9.4.1: *The Authority resolved to note the new Service Level Agreement in place with Department of Environment, Water and Natural Resources (DEWNR).*

9.5 SMA BOARD MEMBER EXPIRATION

10 FINANCIAL REPORT AS AT 21 AUGUST 2012

Resolution 32.10.1: *The Authority resolved to note and approve the Financial Reports, including cash held by the Local Government Finance Authority.*

Resolution 32.10.2: *The Authority resolved to note and approve 2012-2013 Budget Forecasts.*

11 APPLICATIONS SUMMARY

Resolution 32.11.1: *The Authority resolved to note the Applications Summary as at 22 August 2012*

12 OTHER BUSINESS

13 APPROVAL OF RESOLUTIONS FROM CURRENT MEETING FOR PUBLISHING ON THE LGA WEBSITE

14 NEXT MEETING 2012

The next meeting of the Stormwater Management Authority is subject to the new Presiding Member and Board members of the Authority, at a location to be confirmed.

The Presiding Member declared the meeting closed at 5:00pm.