

WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in the Council Chambers, Civic Centre, George Street, Millicent on Tuesday 10 September 2019 at 5.00 pm.

1. OPENING OF THE MEETING / CIVIC PRAYER / ACKNOWLEDGEMENT OF COUNTRY / RECORDING OF MEETINGS

2. PRESENT

His Worship the Mayor D Noll

Cr D Agnew

Cr D Burrow

Cr S Cox

Cr J Drew

Cr P Dunicliff

Cr K McGrath

Cr M Neagle

Cr R Paltridge

Cr D Price

Cr G Slarks

Messrs BJ Gower (Chief Executive Officer)

PA Duka (Director Corporate Services)

PA Halton (Director Engineering Services)

SW Chapple (Director Development Services)

Ms ME Tilley (Communications Officer / Minute Taker)

3. APOLOGIES

Nil

4. DISCLOSURE OF INTERESTS

Nil

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 13 August 2019 (Folio 8647 – Folio 8658)

Cr Burrow moved that the minutes be taken as presented and confirmed.

Cr Dunicliff seconded

CARRIED

5.2 Confidential Meeting of Council – 13 August 2019 (CM 821 – CM 826) - Released

Cr McGrath moved that the minutes be taken as presented and confirmed.

Cr Cox seconded

CARRIED

5.3 Special Meeting of Council – 27 August 2019 (Folio 8659 – Folio 8661)

Cr Drew moved that the minutes be taken as presented and confirmed.

Cr McGrath seconded

CARRIED

6. MATTERS ARISING FROM THE MINUTES

Nil

7. ADJOURNMENTS

Nil

8. MAYORAL COMMUNICATIONS

8.1 Mayoral Communications

Cr Agnew moved that the Mayoral Communications be received and noted.

Cr Price seconded

CARRIED

9. DEPUTATIONS

9.1 Community Land Revocation - Beachport Residents

[Ms Karen Nancarrow attended the meeting at 5.10 pm]

Ms Karen Nancarrow made a presentation to Council regarding the Community Land Classification - Item 15.3.1 on the Agenda.

[Ms Karen Nancarrow left the meeting at 5.18 pm]

[Mr Guy & Mrs Sue Wheal attended the meeting at 5.18 pm]

Mr Guy & Mrs Sue Wheal made a presentation to Council regarding the Community Land Classification - Item 15.3.1 on the Agenda.

[Mr Guy & Mrs Sue Wheal left the meeting at 5.23 pm]

10. PETITIONS

10.1 Petition from Annie Matthews on behalf of Kangaroo Inn Area School Community – Recycling Service to be made available

Cr Dunicliff moved that the Petition be received and noted.

Cr Cox seconded

CARRIED

Cr Drew moved that Council offer Kangaroo Inn Area School a service for the collection and disposal of their recyclable products, at an interval of their choice, at their cost.

Cr Dunicliff seconded

CARRIED

11. REPORTS FROM COUNCIL MEMBERS

11.1 Health in All Policies Masterclass – Cr Deb Agnew

Cr Price moved that the Report be received and noted.

Cr Burrow seconded

CARRIED

11.2 Local Government Association – Leadership Training – Deputy Mayor Moira Neagle

Cr Agnew moved that the Report be received and noted.

Cr Cox seconded

CARRIED

Cr McGrath attended a meeting of the Health Advisory Committee on the 15 August 2019, and reported that plans are going ahead for the Millicent Hospital opening day/fete on 20 October 2019.

Crs. McGrath and Neagle attended a meeting of the Advisory Saleyards Working Party on 2 September 2019.

Cr McGrath attended a meeting of the Lake George Management Committee on 3 September 2019.

12. QUESTIONS WITH NOTICE

Nil

13. QUESTIONS WITHOUT NOTICE

Various questions were asked but there was no resolution that entry be made into the Minutes.

14. REPORTS FROM COUNCIL COMMITTEES

14.1 Lake McIntyre Management Committee - Minutes of Meeting held on 14 August 2019

Cr Neagle moved that the report be received and noted.

Cr Drew seconded

CARRIED

14.2 Greenrise Lake Advisory Committee - Minutes of Meeting held on 19 August 2019

Cr Paltridge moved that the report be received and noted.

Cr Burrow seconded

CARRIED

15. REPORTS FROM COUNCIL OFFICERS

15.1 Chief Executive Officer

15.1.1 Monthly Project Status Report

Cr Neagle moved that Council receive and note the report.

Cr Slarks seconded

CARRIED

15.1.2 Public Interest Disclosure

Cr Burrow moved that Council:

1. Receive and note the Public Interest Disclosure Procedure.

2. Revoke the operation of the Whistleblower Policy.

Cr Agnew seconded

CARRIED

15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Cr Dunncliff moved that Council receive and note the 2019/20 August Financial Performance Report.

Cr McGrath seconded

CARRIED

15.2.2 Register of Interest Policy

Cr Cox moved that Council:

1. Pursuant to Section 72(1) of the *Local Government Act 1999*, resolves that the provisions of Chapter 5, Part 4, Division 2 Register of Interests extend to members of the Wattle Range Council Audit and Risk Committee (non-Council Members only).
2. Adopt the Declaration Register of Interest.

Cr Paltridge seconded

CARRIED

15.2.3 Wattle Range Youth Development Foundation

Cr Cox moved that Council provide assistance for:

1. \$200 to Kean Ferguson, Samuel Linton, Clare Davey, James Davey and Keeva Shepherd to assist with costs to attend the CFFA Australian National Titles in Brisbane from 28 September – 5 October 2019; and
2. \$400 to Lana Shepherd to assist with costs to attend the SingaCup in Singapore from 3 – 10 November 2019.

Cr Drew seconded

CARRIED

15.2.4 Draft Long Term Financial Plan 2020 - 2029

Cr Price moved that Council:

1. Receive and note the Draft Long Term Financial Plan 2020 – 2029.
2. Endorse the Draft Long Term Financial Plan 2020 – 2029 for public consultation for a period of 21 days.

Cr Agnew seconded

CARRIED

15.3 Director Development Services

15.3.1 Revocation of Community Land Classification – Beachport – Community Consultation Submissions

Cr Cox moved that Council receive and note the report.

Cr Paltridge seconded **CARRIED**

Cr Cox moved that the matter lie on the table until February 2020, during which time Council can conduct further consultation with the Beachport community on preferred options for the use of the land situated at 8 and 10 Railway Terrace, Beachport (Allotments 21 and 22 D46814).

Cr Drew seconded **WITHDRAWN**

Cr Price moved that Council not proceed with an application to formally revoke the community land classification over land situated at 8 and 10 Railway Terrace, Beachport (Allotments 21 and 22 D46814).

Cr Dunnicliff seconded **CARRIED**

Cr Drew moved that Council take steps to examine some options for the land situated at 8 and 10 Railway Terrace, Beachport (Allotments 21 and 22 D46814) and these options be considered for inclusion in the 2020/21 budget.

Cr Neagle seconded **CARRIED**

15.4 Director Engineering Services

15.4.1 Proposed Southend Footpath Alignment

Cr Paltridge moved that Council:

1. Receive and note the report.
2. Council proceed with community consultation as outlined in Policy 1.5 - Community Engagement.

Cr Neagle seconded **CARRIED**

15.4.2 Beachport Lions Request for Budget Amendment

Cr Dunnicliff moved that Council:

1. Receive and note the report.
2. Defer the construction of the Beach Road car park as per the budget for \$40,000 and allocate \$20,000 in the 2019/20 (current) financial year budget to the sealing of the Muggleton Walking Track.

Cr Agnew seconded **CARRIED**

ADJOURNMENT OF MEETING

Cr Dunnicliff moved that the meeting be adjourned for dinner until 7.10 pm

Cr Cox seconded

CARRIED

The meeting adjourned at 6.35 pm.

The meeting reconvened at 7.13 pm.

15.4.3 Road Register Amendment (Unnamed Road off Oneils Road)

Cr Neagle moved that Council:

1. Receive and note the report.
2. Amend the Road Register to include this section of road for maintenance.
3. Commence consultation to name the road.

Cr Dunnicliff seconded

CARRIED

16. CORRESPONDENCE

16.1 Email from Kalangadoo War Memorial Park & Community Sports Club - Update

Cr Price moved that the correspondence be received and noted.

Cr Agnew seconded

CARRIED

16.2 Letter from Rodney Harrex, CEO, SA Tourism Commission re South Australian Visitor Economy Sector Plan 2030

Cr Cox moved that the correspondence be received and noted.

Cr Dunnicliff seconded

CARRIED

16.3 Letter from Fisheries and Aquaculture – Consultation on Future Management of Snapper

Cr Dunnicliff moved that the correspondence be received and noted.

Cr Agnew seconded

CARRIED

16.4 Email from Department of Education – South East Secondary Schools Training Awards – Request for Sponsorship

Cr Cox moved that the correspondence be received and noted.

Cr McGrath seconded

CARRIED

Cr Drew moved that Council contribute to the 2020 South East Secondary Schools Training Awards at a Gold sponsorship level of \$750 to be funded from the Mayoral allowance.

Cr Neagle seconded

CARRIED

16.5 Letter from Hon Stephan Knoll MP re Reforming Local Government in South Australia Discussion Paper

Cr Price moved that the correspondence be received and noted.

Cr McGrath seconded **CARRIED**

16.6 Proposed exploration and drilling for oil in the Great Australian Bight

Cr Burrow moved that the correspondence be received and noted.

Cr Agnew seconded **CARRIED**

Cr Burrow moved that Council:

1. express condemnation to the National Offshore Petroleum Safety Environmental Management Authority that exploration licences for oil and gas in the Great Australian Bight have been issued;
2. write to the National Offshore Petroleum Safety Environmental Management Authority to formally advise them of Council's opposition to the exploration of oil and gas in the Great Australian Bight, with copies of this letter be sent to the relevant State and Federal Ministers and the Shadow Minister.

Cr Slarks seconded **CARRIED**

16.7 Limestone Coast Local Government Association – Minutes & Key Outcomes

Cr Neagle moved that the correspondence be received and noted.

Cr Burrow seconded **CARRIED**

16.8 Millicent Business Community Association – Thank You

Cr Cox moved that the correspondence be received and noted.

Cr Agnew seconded **CARRIED**

16.9 Letter from Hon Tim Whetstone MP re Millicent as a finalist in the 2019 South Australian Agricultural Town of the Year Award

Cr Dunnicliff moved that the correspondence be received and noted.

Cr Cox seconded **CARRIED**

16.10 Southend Progress Association Inc – Request for Funding

Cr McGrath moved that the correspondence be received and noted.

Cr Cox seconded **CARRIED**

16.11 Nangwarry Primary School – Preschool Arrangements

Cr Price moved that the correspondence be received and noted.

Cr Neagle seconded

CARRIED

Cr Drew moved that Council write to the Limestone Coast Director of Education, the Minister for Education, the Shadow Minister for Education and the Member for MacKillop advising of Council's concern that preschool children at Nangwarry may be disadvantaged in accessing suitable educational services in 2020 and seeking their support in continuing local preschool programs.

Cr Cox seconded

CARRIED

16.12 Letter from State Planning Commission regarding consultation stage for draft Planning and Design Code

Cr Neagle moved that the correspondence be received and noted.

Cr McGrath seconded

CARRIED

17. MOTIONS ON NOTICE

17.1 Investigate and Implement a more appropriate methodology for valuing forestry land

Cr Drew moved that Council writes to the Honorable Stephan Knoll, Minister for Transport, Infrastructure and Local Government, requesting that he investigate and implement a more appropriate methodology for valuing forestry lands including, a mechanism that has parity with valuation changes of other primary producing lands within the region.

Cr Neagle seconded

CARRIED

18. URGENT MOTIONS WITHOUT NOTICE

Nil

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

19.1 Purchase of Replacement Front Deck Mower

Cr Price moved that Council:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.1, excepting the following persons:

- Mr BJ Gower – Chief Executive Officer
- Mr PA Duka – Director Corporate Services
- Mr PA Halton – Director Engineering Services
- Mr SW Chapple – Director Development Services
- Mrs ME Tilley – Communications Officer / Minute Taker

to enable the Council to consider Item 19.1 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in

confidence the following information or matter relating to Item 19.1 tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender for a new front deck mower.

2. Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

Cr Slarks seconded

CARRIED

Mayor Noll stated:

To all members of the gallery, I advise that Council has resolved that this matter is to be considered in confidence pursuant to section 90 of the Local Government Act 1999 because the matter relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Accordingly, I must ask all members of the public and press to leave the Council Chambers.

Thank you

Cr Cox moved that Council:

1. Receive and note the report.
2. Accepts the tender from Toro Australia for the purchase of a Toro Groundmaster 4010D CAB for a tender price of \$103,410.91 and trade-in of Council Iseki SF370 at a price of \$11,818.18.

Cr Paltridge seconded

CARRIED

Cr Neagle moved that Council:

1. Pursuant to Section 91(7) of the *Local Government Act, 1999*, Council orders **that the following document(s) (or part) shall be kept confidential**, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(k) of the Act:

- **The Report of Item No. 19.1 of 10 September 2019**

On the grounds that the document(s) (or part) relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender for a new front deck mower.

This order shall operate until **10 September 2020** and will be reviewed at least annually in accordance with the Act.

2. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

Cr Agnew seconded

CARRIED

19.2 Beachport Recreation Centre – Tenders for roof alterations and construction of new Entry Structure

Cr Burrow moved that Council:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.2, excepting the following persons:
 - Mr BJ Gower – Chief Executive Officer
 - Mr PA Duka – Director Corporate Services
 - Mr PA Halton – Director Engineering Services
 - Mr SW Chapple – Director Development Services
 - Mrs ME Tilley – Communications Officer / Minute Taker

to enable the Council to consider Item 19.2 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 19.2 tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender for building construction works.

2. Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

Cr Paltridge seconded

CARRIED

Cr Dunnicliff moved that Council:

1. Receive and note the report.
2. Accepts the tender from Steplen Constructions to undertake the works as described in Request for Tender numbered ENG:004.19/20 - Beachport Recreation Centre at a cost of \$150,323,00 +GST and also accept the quotation from Steplen Constructions for additional works at the Beachport Recreation Centre as described in the report at an additional cost of \$46,170.00 +GST, with all works to be completed concurrently.

Cr Drew seconded

CARRIED

Cr Price moved that Council:

1. Pursuant to Section 91(7) of the *Local Government Act, 1999*, Council orders **that the following document(s) (or part) shall be kept confidential**, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(k) of the Act:
 - **The Report of Item No. 19.2 of 10 September 2019**

On the grounds that the document(s) (or part) relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender building construction works.

This order shall operate until **10 September 2020** and will be reviewed at least annually in accordance with the Act.

2. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

Cr Neagle seconded

CARRIED

19.3 Annual Reseal Program 2019/20

Cr Neagle moved that Council:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.3, excepting the following persons:

- Mr BJ Gower – Chief Executive Officer
- Mr PA Duka – Director Corporate Services
- Mr PA Halton – Director Engineering Services
- Mr SW Chapple – Director Development Services
- Mrs ME Tilley – Communications Officer / Minute Taker

to enable the Council to consider Item 19.3 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 19.3 tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender for the Annual Bituminous Reseal Program for 2019/20.

2. Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

Cr Agnew seconded

CARRIED

Cr Dunicliff moved that Council:

1. Receive and note the report.
2. Authorises the CEO to enter into a one-year contract with Fulton Hogan Industries Pty Ltd for the provision of the Annual Bituminous Reseal Program, based on a unit rate price, with an estimated lump sum cost of \$666,818 (but still subject to rise and fall as described in the report).
3. Authorises the CEO to investigate the use of crumbed rubber additives and subject to satisfactory evidence of environmental and performance gains Council further authorise the use of such additives subject to budget allocation not being exceeded.

Cr Paltridge seconded

CARRIED

Cr Agnew moved that Council:

1. Pursuant to Section 91(7) of the *Local Government Act, 1999*, Council orders **that the following document(s) (or part) shall be kept confidential**, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(k) of the Act:

- **The Report of Item No. 19.3 of 10 September 2019**

On the grounds that the document(s) (or part) relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender for the Annual Bituminous Reseal Program for 2019/20.

This order shall operate until **10 September 2020** and will be reviewed at least annually in accordance with the Act.

2. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

Cr Burrow seconded

CARRIED

Meeting closed at 8.44 pm.

Taken as presented and confirmed.

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MAYOR

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DATE