

WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in the Council Chambers, Civic Centre, George Street, Millicent on Tuesday 13 August 2019 at 5.00 pm.

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

2. PRESENT

His Worship the Mayor D Noll
 Cr D Agnew
 Cr D Burrow
 Cr S Cox
 Cr P Dunnicliff
 Cr K McGrath
 Cr M Neagle
 Cr R Paltridge
 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 CP Allen (Executive Assistant)

3. APOLOGIES

Cr D Price
 Cr J Drew

4. DISCLOSURE OF INTERESTS

Cr Paltridge disclosed that he had a Perceived Conflict of Interest in regard to Item 15.4.2.

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 9 July 2019 (Folio 8507 – Folio 8646)

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

Cr Cox seconded

CARRIED

5.2 Confidential Meeting of Council – 9 July 2019 (CM 817 – CM 820)

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

Cr Dunnicliff seconded

CARRIED

6. MATTERS ARISING FROM THE MINUTES

Nil

7. ADJOURNMENTS

Nil

8. MAYORAL COMMUNICATIONS

8.1 Mayoral Communications

Cr Neagle moved that Mayoral Communications be received and noted.

Cr Agnew seconded

CARRIED

9. DEPUTATIONS

9.1 OneFortyOne – Update on Activities in the Region

[Mr Cameron MacDonald, Mr Paul Hartung and Ms Anne Kerr attended the meeting at 5.04 pm]

Mr Cameron MacDonald and Mr Paul Hartung made a presentation to Council regarding OneFortyOne's activities in the region.

[Mr Cameron MacDonald, Mr Paul Hartung and Ms Anne Kerr left the meeting at 5.44 pm]

10. PETITIONS

10.1 Petition from Elizabeth Rogers on behalf of Beachport Residents – Requesting that Council not revoke the Community Land Allotment 21, 10 Railway Terrace and Allotment 22, 8 Railway Terrace, Beachport

Cr Cox moved that the Petition be received and noted.

Cr McGrath seconded

CARRIED

10.2 Petition from Kathy Wiese on behalf of Beachport Residents – Requesting that Council look at Speed Restrictions and Road Signage especially from Linnell Drive to Woolleys Lake

Cr Dunnicliff moved that the Petition be received and noted.

Cr Agnew seconded

CARRIED

11. REPORTS FROM COUNCIL MEMBERS

Cr McGrath advised that on 18 July 2019 he attended the HAC Meeting. He also advised that on Sunday, 20 October 2019 there will be an old-fashioned Hospital Fete which will include a tour of the Millicent Hospital.

Cr Paltridge discussed an issue regarding the CMCA in Penola. The McCorquindale Management Committee and CMCA have agreed to resolve access issues.

12. QUESTIONS WITH NOTICE

12.1 Cr Cox asked the following question:

Angle Parking in Beachport

Q1 Can Council establish more angle parking in Beachport?

A1 Initial investigations show the area identified will only offer limited additional parking due to services (overhead power and underground services), a driveway and proximity to intersection. The cost would be in the order of \$30K to undertake the works and would only provide a maximum of 5 additional parks over what is already available with the parallel parking. Angle parking at this location would also direct headlights into the adjoining motel and owners may object to this proposal. Engineering Services are of the opinion that a parking survey should

be completed to determine parking demands at off peak and peak period. This and a full review of parking for the total CBD would be a more strategic approach.

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 Greenrise Lake Advisory Committee - Minutes of Meeting held on 17 June 2019

Cr Paltridge moved that the report be received and noted.

Cr Burrow seconded

CARRIED

14.3 Lake McIntyre Management Committee - Minutes of Meeting held on 10 July 2019

Cr Neagle moved that the report be received and noted.

Cr Cox seconded

CARRIED

15. REPORTS FROM COUNCIL OFFICERS

15.1 Chief Executive Officer

15.1.1 Major Project Status Report

Cr Agnew moved that Council receive and note the report.

Cr Cox seconded

CARRIED

15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Cr Cox moved that Council receive and note the 2019/20 July Financial Performance Report.

Cr Neagle seconded

CARRIED

15.2.2 Beachport New Year's Eve Dry Area 2019

Cr McGrath moved that Council That Council apply to the Office of Consumer and Business Services and Liquor and Gambling Commissioner pursuant to the *Liquor Licensing Act 1997* for the establishment and operation of the following short-term dry areas in the Beachport township:

1. Centennial Park (Beachport Area 1) – between the hours of 12.01 a.m. and 7.00 a.m. each day during the period 26 December 2019 (Boxing Day) to 31 December 2019 and then 12 Noon on 31 December 2019 to 12 Noon on 2 January 2020; and

2. Beachport Township (Beachport Area 2) – between the hours of 12 Noon on 26 December 2019 (Boxing Day) to 12 Noon on 2 January 2020.

Cr Dunnicliff seconded

CARRIED

15.2.3 Amendment Fees and Charges Schedule 2019/20

Cr Agnew moved that Council adopt the amended Fees and Charges Schedule 2019/20.

Cr Neagle seconded

CARRIED

15.2.4 Section 41 – Committee Reviews

Cr Agnew moved that Council:

1. Dissolve the operation of the Section 41 Beachport Boat Ramp Advisory Committee.
2. Dissolve the operation of the Section 41 Economic Development Advisory Committee.

Cr Paltridge seconded

CARRIED

15.3 Director Development Services

15.3.1 Review – Mobile Food Vendors Location Rules

Cr Cox moved that Council:

1. Receive and note the report.
2. Adopt the Wattle Range Location Rules as presented.

Cr Slarks seconded

AMENDMENT

Cr Dunnicliff moved that Council provide another location in Beachport for a Food Van with the suggestion being the overflow carpark at the Boat Ramp. If this site is not suitable, Council to look at a location closer to the Beach than existing locations.

Cr Neagle seconded

THE AMENDMENT WAS PUT AND BECAME THE MOTION

THE MOTION WAS PUT AND WAS CARRIED

ADJOURNMENT OF MEETING

Cr Dunnicliff moved that the meeting be adjourned for dinner until 7.01 pm.

Cr Cox seconded

CARRIED

The meeting adjourned at 6.29 pm.

The meeting reconvened at 7.05 pm.

15.3.2 Proposed Submission to SA Select Committee – Timber Industry Review

Cr Dunnicliff moved that Council:

1. Receive and note the report.
2. Endorse the Chief Executive Officer of Council to submit a written response to the South Australian Legislative Council inquiry into the exporting of wood fibre and other matters regarding the timber industry in the Limestone Coast of South Australia.

Cr Neagle seconded

CARRIED

15.4 Director Engineering Services

15.4.1 Draft Asset Management Plans – Stormwater, Buildings & Structures

Cr Neagle moved that Council endorse the release of both the Draft Stormwater Asset Management Plan and Draft Buildings & Structures Asset Management Plan for public consultation for a period of 21 days.

Cr McGrath seconded

CARRIED

15.4.2 Rymill Hall Upgrade

Cr Paltridge advised that he had a Perceived Conflict of Interest in regard to the Rymill Hall Upgrade as he has been an integral player in discussions pertaining to the PA & H Society's involvement with the design layout as well as the "hockey shed".

Cr Paltridge remained in the chamber throughout the discussions.

Cr Burrow moved that Council:

1. Receive and note the submissions from the Penola Players and Penola PA&H Society.
2. Adopt the amended plans from Chapman Herbert Architects (numbered 2050-19-WD02 Sheets 1-11, Revision 1 noting alterations as marked) and call tenders for the upgrade works proposed, including the modification to the Office area (excluding provision of air conditioning).

Cr McGrath seconded

CARRIED

***Cr Paltridge voted in the affirmative
The majority of the members voted in the affirmative***

15.4.3 Parliamentary Inquiry into Off-Road Vehicles

Cr Cox moved that Council:

1. Receive and note the report.
2. Approve the submission to the Natural Resources Committee of Parliament inquiry into the use of off-road vehicles.

Cr McGrath seconded

CARRIED

15.4.4 Road to Recovery Additional Funding

Cr Neagle moved that Council:

1. Receive and note the report.
2. Reallocate \$66,255 as part of budget review one to pay for the resealing of a section of Coles-Killanoola Road as per Council's boundary road agreement to Naracoorte Lucindale Council.
3. Reallocate \$43,745 as part of budget review one to an intersection upgrade program.

Cr Agnew seconded

CARRIED

16. CORRESPONDENCE

16.1 State Planning Commission – New Planning and Development System

Cr Paltridge moved that the correspondence be received and noted.

Cr Neagle seconded

CARRIED

16.2 Marcia Lorenz – Thank you for supporting Petition – Southern Ports Highway

Cr Neagle moved that the correspondence be received and noted.

Cr Cox seconded

CARRIED

16.3 Glencoe Progress Association – Landholders to have an improved capacity to negotiate with mining corporations seeking access to their property

Cr Agnew moved that the correspondence be received and noted.

Cr Burrow seconded

CARRIED

16.4 Local Government Finance Authority – AGM to be held on Thursday, 31 October 2019

Cr Cox moved that:

1. That the correspondence be received and noted.

2. That the following person be nominated by Council as voting delegate, Mr Paul Duka, Director Corporate Services and this information be submitted prior to Friday, 16 August 2019.

Cr Paltridge seconded

CARRIED

- 16.5 Letter from Hon Stephan Knoll, MP re Funding Request for an Upgrade at the Junction of Southern Ports Highway and Southend Access Road

Cr Neagle moved that the correspondence be received and noted.

Cr McGrath seconded

CARRIED

- 16.6 2019 LGA Annual General Meeting – Proposed Items of Business and Voting Delegate – Circular 22.2

Cr Agnew moved that:

1. That the correspondence be received and noted.
2. That Mayor Des Noll (Council Delegate) and Deputy Mayor Moira Neagle (Deputy Council Delegate) continue as Council's Voting Delegates as per letter dated 18 June 2019.

Cr McGrath seconded

CARRIED

17. MOTIONS ON NOTICE

Nil

18. URGENT MOTIONS WITHOUT NOTICE

Nil

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

- 19.1 Enterprise Software System

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 19.1, 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
 - Ms C Allen – Executive Assistant / 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 enterprise software management system.

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

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 have to ask all members of the public and press to leave the Council Chambers.

Thank you

Cr Neagle moved that Council:

1. Receive and note the report.
2. Authorises the CEO to enter into a five-year contract with Open Office for the provision of a Local Government enterprise software system with an initial implementation cost of up to \$250,000 and an annual subscription cost of up to \$150,000.

Cr Agnew seconded

CARRIED

Cr McGrath 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 13 August 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 enterprise software management system.

This order shall operate **until further order of the Council** 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

19.2 Street Sweeper Replacement

Cr Dunicliff 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
- Ms C Allen – Executive Assistant / 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 to purchase a Street Sweeper.

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 Neagle seconded

CARRIED

Cr Burrow moved that Council:

1. Authorise the Chief Executive Officer to enter into a contract for the purpose of purchasing of a new Street Sweeper from Bucher Municipal for tender price of \$355,890 plus GST.
2. Undertake a further process to dispose of the existing Street Sweeper at auction with a reserve of \$60,000.

Cr Agnew seconded

CARRIED

Cr Cox 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 13 August 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 to purchase a Street Sweeper.

This order shall operate until **13 August 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

19.3 Tipping Truck and Trailer Replacement

Cr Dunicliff 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
- Ms C Allen – Executive Assistant / 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 to purchase two new tip truck and trailer combinations.

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 Cox moved that Council authorise the Chief Executive Officer to enter into a contract for the purpose of purchasing two new Hino FS2844 700 series trucks and with two Chris's Body Builder trailers from Barry Maney Group for tender price of \$565,330 plus GST.

Cr Agnew seconded

CARRIED

Cr McGrath 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 13 August 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 to purchase two new tip truck and trailer combinations.

This order shall operate until **13 August 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 Slarks seconded

CARRIED

19.4 Delivery of Pool and CWMS Services

Cr McGrath 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 19.4, 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
 - Ms C Allen – Executive Assistant / Minute Taker

to enable the Council to consider Item 19.4 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 19.4 tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender to operate swimming pools and CWMS and supervise pools.

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 Cox seconded

CARRIED

Cr Neagle moved that Council authorise the Chief Executive Officer to conduct a select tender process for the operation of swimming pools, the operation of community wastewater management systems and the supervision of swimming pools.

Cr Agnew 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. 19.4 of 13 August 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 to operate swimming pools and CWMS and supervise pools.

This order shall operate until **13 August 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

Meeting closed at 8.11 pm.

Taken as presented and confirmed.

.....
MAYOR

.....
DATE