

## OPERATIONAL SERVICES COMMITTEE

Meeting held in the Conference Room, Operational Services Area, Level One of Civic Centre, 10 Watson Terrace, Mount Gambier, on Tuesday 14<sup>th</sup> February 2017 at 7.30 a.m.

### MINUTES

PRESENT: Cr C Greco (Presiding Member)  
Crs F Morello, P Richardson and I Von Stanke

APOLOGIES: Cr Greco moved the apology received from Mayor A Lee and Cr D Mutton be accepted.

Cr Von Stanke seconded Carried

COUNCIL OFFICERS: Chief Executive Officer, Mark McShane  
Engineering Manager, Daryl Morgan  
Manager, Governance and Property, Michael McCarthy  
Manager, Business and Strategic Planning, Tracy Tzioutziouklaris  
Administration Officer (Operational Services), Sarah Moretti

### COUNCIL MEMBERS

AS OBSERVERS: Nil

**WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.**

MINUTES: Cr Greco moved the minutes of the previous meeting held on Tuesday, 13<sup>th</sup> December 2016 be taken as read and confirmed.

Cr Morello seconded Carried

QUESTIONS: (a) With Notice - nil submitted.  
(b) Without Notice – nil received.

### **1. COMMITTEES - Internal - Operational Services Committee - re Projects to be undertaken by the Operational Services Department, Engineering Division, during month - Ref. AF11/866**

The Presiding Member reported the following works are to be undertaken/are currently being undertaken by the Operational Services Department, Engineering Division, during the month:

<u>Commenced Tasks</u>	<u>% Completed</u>
• James Street (paving works)	30%
• Foote Street (kerbing works)	40%
• Sparrow Avenue (kerbing works)	40%
• Hosking Avenue (kerbing works)	40%
• Kurrajong street (kerbing works)	40%
• Swan Street (kerbing works and stump removal)	50%
• Road Reseal Program	0%

### Railway Lands

• Heritage elements (fence and stobie poles)	80%
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### Completed Tasks

- Lansell Street (concrete footpath and kerbing works)
- Duigan Street (road reconstruction)

**Cr Greco moved the report be received.**

**Cr Von Stanke seconded**

**Carried**

**2. ENVIRONMENTAL MANAGEMENT - Waste Transfer Station - Waste Dumping Passes - Ref. AF11/374**

The Presiding Member reported:

- (a) Cr Greco has requested that consideration be given to the provision of four (4) free dump passes to each rateable property in the 2017/2018 Budget;
  - (b) Members should also note that they will shortly be presented with a proposal for a material recovery facility (a workshop has been scheduled for early March 2017);
  - (c) Cr Greco has requested some information regarding the “costs” for the four (4) free pass proposal. In order to “quantify” the costs for the proposal, a number of realistic assumptions need to be made;
  - (d) The following financial model assumes:
    - Each free pass will allow up to one (1) cubic metre of waste to be disposed of free (a standard 6x4 trailer, loaded 460mm high is one (1) cubic metre).
    - 50% of available passes are used during the year (this could be “light” but many properties such as flats, units etc do not generate bulk waste).
    - The make up of the waste will be predominately hard waste which will not go to Caroline Landfill - it will go to Sandyridge Landfill and Council will pay the posted gate charge (currently \$155/tonne, including GST).
  - (e) On the basis of the above, the following is provided:
    - Council will allocate  $13,000 \times 4 = 52,000$  passes that allow the “free” dumping of up to 52,000 cubic metres of waste if all passes are used.
  - (f) Based on the above assumption Council will likely:
    - 1. Lose revenue from the Waste Transfer Centre gate takings by say 50% of annual “casual” takings.  
= \$78,000
    - 2. 26,000 cubic metres of hard waste will need to be dealt with at the Waste Transfer Centre for “free” - waste is removed in 30 cubic metre bins at \$122.17 per bin (based on  $26,000 \div 30 = 867$  loads (plus GST)).  
= \$105,900
  - (g) Based on one (1) cubic metre of waste weighing, on average, 200kg, the cost to dispose of 26,000 cubic metres ( $26,000 \times 0.2 = 5,200$  tonnes) is  $5,200 \times \$140.91$  (plus GST).  
= \$732,732 (*this could vary significantly from \$300,000 to \$1 million*)
- Total direct cost to Council (per annum) = \$916,000  
(equates to about a 5% rate increase)

- (h) Conclusion: This proposal is neither financially or environmentally sound, but may be well received by the community. Council needs to consider the materials recovery facility options before making any commitment to a “free” waste service.

**Cr Greco moved it be recommended:**

- (a) The report be received and contents noted.**
- (b) All new Councillors and last term Councillors receive a copy of the Blue Environment Report.**

**Cr Von Stanke seconded**

**Carried**

**3. EQUIPMENT, PLANT AND STORES - Plant Replacement Program - Ref. AF11/629**

The Presiding Member reported:

- (a) Council has an allocation in the 2016/2017 Budget to replace Roller Number 34 (Caterpillar Roller). Whilst this unit was purchased ten years ago, it is in very good condition and worthy of retaining for a further five year period. This report will recommend this roller be retained rather than replaced;
- (b) Council also has two graders and the method of road reconstruction has changed substantially over the last ten years (more emphasis on pavement strengthening with asphalt rather than replacement) and one of the graders is surplus to requirements. This report will recommend that Council proceed to sell, by public tender, Unit 49 - Caterpillar 120H Grader.

**Cr Greco moved it be recommended:**

- (a) The report be received;**
- (b) Council delete the replacement of Unit Number 34 - Caterpillar Roller from the 2016/2017 Budget and retain this unit for a further five years;**
- (c) Council proceed to sell Unit 49 - Caterpillar 120H Grader by public tender (having determined that this unit is now surplus to Council's requirements).**

**Cr Morello seconded**

**Carried**

**4. PROPERTY MANAGEMENT - Arrangements - Temporary Closure of Valley Lake to Powered Water Craft - 2017 Carpathon Event - Ref. AF15/453**

The Presiding Member reported:

- (a) Council are again partnering with the Department of Environment, Water and Natural Resources (Natural Resources South East) for Water Week 2017 and one of the activities involves running the Carpathon event at the Valley Lake on Sunday, 26<sup>th</sup> March 2017;
- (b) Natural Resources South East have requested to have the Valley Lake closed to powered water craft during the period of the Carpathon event from 9:00 a.m. to 3:00 p.m.

**Cr Greco moved it be recommended:**

(a) The report be received;

(b) Council approve the closure of the Valley Lake to powered water craft on Sunday, 26<sup>th</sup> March 2017 between 9:00 a.m. and 3:00 p.m.

Cr Von Stanke seconded

**Carried**

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Morello disclosed a perceived conflict of interest in Item 5: *"Employed by Country Arts SA and a Fringe Committee Member."*

Cr Morello dealt with the perceived conflict of interest in the following transparent and following way: *"Explain the above. Stay in meeting, debate, vote."*

**5. TRAFFIC MANAGEMENT - Compliance - Temporary Road Closures - Fringe Festival 2017 - Commercial Street East - Watson Terrace - Ref. AF17/16; AF11/1850**

The Presiding Member reported:

(a) Council, at its meeting held on 18<sup>th</sup> October 2016, resolved to support the 2017 Fringe Festival being held in Mount Gambier (including sponsorship and in kind support);

(b) the Fringe Festival 'closing' event is scheduled to be held within the Cave Garden precinct on Friday, 24<sup>th</sup> March 2017 and Saturday, 25<sup>th</sup> March 2017 and as part of this event they have requested the below road closures:

Location	From	To
Watson Terrace, between Bay Road and Ferrers Street (off Commercial Street East)	4:30 p.m. Friday, 24 <sup>th</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017
Commercial Street East, between Bay Road and Ferrers Street	4:30 p.m. Friday, 24 <sup>th</sup> March 2017	11:59 p.m. Friday, 24 <sup>th</sup> March 2017
Watson Terrace, between Bay Road and Sturt Street (off Bay Road)	4:30 p.m. Friday, 24 <sup>rd</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017
Commercial Street East, between Bay Road and Ferrers Street	10:00 a.m. Saturday, 25 <sup>th</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017

(c) an order to close the above roads can be made by the Mayor, under Section 59 of the Summary Offences Act 1953, to facilitate their request.

**Cr Greco moved it be recommended:**

(a) The report be received;

(b) The Mayor be requested to authorise the following temporary road closures, pursuant to the powers contained in Section 59 of the Summary Offences Act 1953, to occur on Friday, 24<sup>th</sup> March 2017 and Saturday, 25<sup>th</sup> March 2017:

Location	From	To
Watson Terrace, between Bay Road and Ferrers Street (off Commercial Street East)	4:30 p.m. Friday, 24 <sup>th</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017

Commercial Street East, between Bay Road and Ferrers Street	4:30 p.m. Friday, 24 <sup>th</sup> March 2017	11:59 p.m. Friday, 24 <sup>th</sup> March 2017
Watson Terrace, between Bay Road and Sturt Street (off Bay Road)	4:30 p.m. Friday, 24 <sup>th</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017
Commercial Street East, between Bay Road and Ferrers Street	10:00 a.m. Saturday, 25 <sup>th</sup> March 2017	11:59 p.m. Saturday, 25 <sup>th</sup> March 2017

Cr Von Stanke seconded

Carried

**6. TRAFFIC MANAGEMENT - Safety Concerns - Davison Street - Ref. AF11/1867**

The Presiding Member reported:

- (a) Council has received a complaint regarding concerns over traffic safety in Davison Street from a local resident (copy attached to agenda);
- (b) the basis of this complaint was around that of traffic congestion and road safety attributed mainly due to on street parking along Davison Street (between Commercial Street and John Street);
- (c) as a result, Council Officers have completed an investigation of this matter which also included a survey of all residents and businesses along Davison Street to gauge their views on the matter (a copy of the survey sheet was attached to agenda);
- (d) the attached spreadsheet shows the responses received to the survey questions that were sent out but the following dot points summarise the survey results:
  - 16 responses received to the survey questionnaire;
  - 81% believe road safety is an issue in Davison Street;
  - 81% of responses indicated that on street parking is causing congestion in Davison Street;
  - only 56% were willing to consider prohibiting parking on one side of the street with only 2 responses (13%) willing to support prohibition of parking on the west side and 7 responses (44%) willing to support prohibition of parking on the east side;
  - survey results do not give any clear direction to which side of the street parking should be prohibited if Council was even to consider this as a safety improvement measure.
- (e) in addition, recent traffic counts for this section of Davison Street were also collected which determined that the average daily volume for Davison Street is 650 vehicles/day. This figure is well within the carrying capacity for a street of this class and whilst it is acknowledged that the presence of on street parking on both sides of the roadway does reduce the travel lane width to only one way, this congestion does however assist with discouraging through traffic and also assists with reducing vehicle speeds;
- (f) speed data was also recorded as part of the recent counts but the data does not give a true reflection of actual speeds along the street as the count was taken closer to the Commercial Street end rather than at midblock. However the average speed was 27.9 km/h and the 85<sup>th</sup>tile speed was 34.2 km/h;
- (g) there was also no accident history on Davison Street;

- (h) based on the lack of supporting data to support the survey claims that road safety is a real issue rather than a perception, and also that there is no general consensus amongst local residents/businesses to removing on street parking on one side of the roadway, it will be recommended that Council take no further action with respect to this matter at this point in time.

**Cr Greco moved it be recommended:**

- (a) **Council take no further action with respect to this matter given the lack of supporting data and lack of consensus to implementation of prohibition of on street parking;**
- (b) **Council write to all properties surveyed and advise of the Council resolution accordingly.**

**Cr Von Stanke seconded**

**Carried**

**7. PROPERTY MANAGEMENT - Advisory Group - Report of the Aquatic Centre Management Advisory Group meeting held Wednesday, 11<sup>th</sup> January 2017 - Ref. AF11/1370**

The Presiding Member reported:

- (a) The Aquatic Centre Management Advisory Group met on Wednesday, 11<sup>th</sup> January 2017 at 7:00 a.m. This meeting was attended by:
- Cr Mark Lovett, City of Mount Gambier
  - Daryl Sexton, Director Operational Services
  - Peter Collins, Manager Aquatic Centre
- (b) the matters discussed were as follows:
1. VacSwim
    - 241 attendances, up 10 on last year.
    - 240 is a comfortable number for this facility.
    - Public can attend the pool whilst VacSwim is on.
  2. DECS
    - Lessons have been good to the end of December 2016.
    - New school starting this year.
  3. After Schools Program (in house swimming program)
    - Enrolments high, extra classes scheduled to meet demand.
    - Positive public feedback.
  4. Attendances
    - Generally down due to poor weather in late 2016.
    - January 2017 may be about average.
  5. Diving Classes
    - There has been an increase in the number of scuba diving classes.

6. Solar

- Installation due to be done next week.

7. Budgets

- Peter Collins to submit budget for the next year.

8. Heat Exchanger

- Ready to be installed.

**Cr Richardson moved it be recommended:**

- (a) The report be received and contents noted.

**Cr Morello seconded**

**Carried**

8. **COMMITTEES** - Council Development Assessment Panel - Minutes of Meeting held 19<sup>th</sup> January 2017 - Ref. AF16/445

**Cr Greco moved it be recommended:**

- (a) Minutes of the Council Development Assessment Panel meeting held on Thursday, 19<sup>th</sup> January 2017 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

**Cr Von Stanke seconded**

**Carried**

9. **COMMITTEES** - Environmental Sustainability Sub-Committee - Minutes of Meeting held 7<sup>th</sup> February 2017 - Ref. AF12/377

**Cr Richardson moved it be recommended:**

- (a) Minutes of the Environmental Sustainability Sub-Committee held on Tuesday, 7<sup>th</sup> February 2017 be received;
- (b) the following recommendations (number 1 to 6) of the Environmental Sustainability Sub-Committee be adopted by Council:

1. **ELECTION OF PRESIDING MEMBER**

- The report be received.
- the above process to appoint the Presiding Member for the Environmental Sustainability Sub-Committee be adopted.

2. **CALL FOR NOMINATIONS**

- The Director - Operational Services called for nominations for the position of Presiding Member for the Environmental Sustainability Sub-Committee.
- The following nominations were received:

Cr Richardson nominated Cr Mutton to be Environmental Sustainability Sub-Committee Presiding Member.

- The Returning Officer declared Cr Mutton be elected to the position of Presiding Member for the Environmental Sustainability Sub-Committee on and from 7<sup>th</sup> February 2017, for a period of 1 year.

**3. RECYCLE RIGHT BIN TAGGING - INITIAL ROUND FOLLOW UP**

- The report be received.
- Council continue the Bin Tagging Program.

**4. 2015/2016 GREENHOUSE GAS EMISSIONS**

- Environmental Sustainability Report No. 1/2017 be received.
- Council refer an amount of \$15,000 in the 2017-2018 budget to purchase foreign carbon offsets to cover the 11,156 GHG's emitted in 2015-2016.
- Council engage Dr Tim Moore to assist with the development of a long term carbon mitigation strategy and to review the measuring and reporting approach for the Carbon Report with relevant staff.
- Council undertake an ongoing educational campaign regarding organics and recycling in order to divert waste to landfill and improve point source segregation to assist with appropriate waste diversion at the Waste Transfer Centre.
- Council continue to investigate the feasibility of a 3 bin kerbside collection system (i.e. weekly organics collection, fortnightly recycling and general refuse collection).
- Council continue to roll out energy efficiency and renewable energy measures within the organisation and the community within budget constraints.
- Council continue educational campaigns to assist residents and businesses with reducing carbon emissions across the City.

**5. CARBON CONSCIOUS COMMUNITY BUILDINGS PROGRAM**

- Environmental Sustainability Report No. 2/2017 be received.
- Council refer \$30,000 in the 2017/2018 budget, for the establishment of the Carbon Conscious Community Buildings Program.

**6. REPORTS FOR INFORMATION**

- The current table outlining projects for 2017 (as attached to the Environmental Sustainability Sub-Committee agenda) be received and noted for information.

Cr Morello seconded

Carried

**10. OPERATIONAL SERVICES REPORT NO. 2/2017 - Infrastructure - Road Closing and Transfer - Portion of Willow Avenue - Ref. AF16/517**

Cr Greco moved it be received:

- (a) Operational Services Report No. 2/2017 be received;
- (b) a Road Process be commenced for the closure of portions of Willow Avenue marked 'Part A' and 'Part B' on the Preliminary Plan attached to Operational



**Services Report No. 2/2017 to be amalgamated with the adjoining Allotment 2;**

- (c) Council re-imburse Ryder Cheshire Foundation for out-of-pocket expenses incurred in the engagement of professional services for the administration for the Road Process;**
- (d) a further report be presented to Council to consider any objections and the making of a Road Process Order;**
- (e) in the event that no objections are received, the Chief Executive Officer and Mayor be authorised to make a Road Process Order and prepare a Final Plan to close and transfer any part or portion of Willow Avenue as shown on the Preliminary Plan attached to Operational Services Report No. 2/2017 to adjoining owners for amalgamation with the adjoining Allotment 2 for nil consideration;**
- (f) the Chief Executive Officer and Mayor be authorised to affix the Common Seal to any documentation necessary to give effect to resolution (e).**

**Cr Von Stanke seconded**

**Carried**

- 11. OPERATIONAL SERVICES REPORT NO. 4/2017 - Long Term Infrastructure and Asset Management Program - Ref. AF11/1255; AF11/1253; AF11/1254; AF11/1491; AF11/629; AF13/7**

**Cr Greco moved it be recommended:**

- (a) Operational Services Report No. 4/2017 be received;**
- (b) all projects listed in Appendix 1 to Appendix 6 of Operational Services Report 4/2017 inclusive for 2017/2018 be referred to the 2017/2018 Draft Budget for further consideration.**

**Cr Von Stanke seconded**

**Carried**

**MOTIONS WITHOUT NOTICE - Nil**

- 12. CONSIDERATION FOR EXCLUSION OF PUBLIC**

**Cr Greco moved that the following agenda item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - C Greco, F Morello, P Richardson and I Von Stanke and Council Officers - M McShane, D Morgan, M McCarthy, T Tzioutziouklaris and S Moretti) be excluded from the meeting in order for the agenda item (Development Control - Illegal Development - Operation of a Storage Yard - Ref. AF11/304) to be considered in confidence.**

**The Committee is satisfied that, pursuant to section 90(3)(b) of the Act the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected:**

- **S.90(3)(a)** - information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); and
- **S.90(3)(i)** - information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

The Committee is satisfied that the information to be received, discussed or considered in relation to this item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person. The information that is to be received, discussed or considered in relation to this item relates to the commencement of prosecution proceedings pursuant to the Development Act 1993.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances as the matter is of a personal nature.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
13.	<u>DEVELOPMENT CONTROL</u> - Illegal Development - Operation of a Storage Yard - Ref. AF11/304	(a) (i)

Cr Morello seconded

Carried

**15. CONSIDERATION FOR EXCLUSION OF PUBLIC**

Cr Greco moved that the following agenda item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - C Greco, F Morello, P Richardson and I Von Stanke and Council Officers - M McShane, D Morgan, M McCarthy, T Tzioutziouklaris and S Moretti) be excluded from the meeting in order for the agenda item (Development Control - Illegal Development - Operation of a Storage Yard - Ref. AF11/304) to be considered in confidence.

The Committee is satisfied that, pursuant to section 90(3)(b) of the Act the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected:

- **S.90(3)(a)** - information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); and
- **S.90(3)(i)** - information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

The Committee is satisfied that the information to be received, discussed or considered in relation to this item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person. The information that is to be received, discussed or considered in relation to this item relates to the commencement of prosecution proceedings pursuant to the Development Act 1993.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances as the matter is of a personal nature.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
16.	<u>DEVELOPMENT CONTROL</u> - Illegal Development - Operation of a Storage Yard - Ref. AF11/304	(a) (i)

Cr Von Stanke seconded

Carried

18. CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Greco moved that the following agenda item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of Councillors - C Greco, F Morello, P Richardson and I Von Stanke and Council Officers - M McShane, D Morgan, M McCarthy, T Tzioutziouklaris and S Moretti) be excluded from the meeting in order for the agenda item (Legal Action - 211 Wehl Street North, Mount Gambier - Mr K Pearson (Amberich Pty Ltd)) to be considered in confidence.

The Committee is satisfied that, pursuant to section 90(3)(b) of the Act the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected:

- S.90(3)(g) - matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty; and
- S.90(3)(h) - legal advice.

The Committee is satisfied that the information to be received, discussed or considered in relation to this item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person. The information that is to be received, discussed or considered in relation to this item relates to the commencement of legal action involving prosecution proceedings pursuant to the Development Act 1993.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances as the matter is of a personal nature.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
19.	<u>OPERATIONAL SERVICES REPORT NO. 2/2017</u> - Legal Action - 211 Wehl Street North, Mount Gambier - Mr K Pearson (Amberich Pty Ltd) - Ref. AF12/113	(g) (h)

Cr Von Stanke seconded

Carried

The meeting closed at 7:48 a.m.

AF11/866

SM

CONFIRMED THIS

DAY OF

2017.

Operational Services Committee Minutes of 14<sup>th</sup> February 2017 Cont'd...

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PRESIDING MEMBER