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# MINUTES

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Committee      **Ordinary Council**  
Meeting Held    **Monday, 24 September 2007 at 5.30pm**  
Location        **Council Chambers, Bay Road, Victor Harbor**

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## 1. PRESENT

Her Worship the Mayor, M Corcoran (Chairperson)  
Councillor E Cooper  
Councillor K Ewens  
Councillor D Michelmore  
Councillor M Richards  
Councillor T Rose  
Councillor P Ruciak  
Councillor D Sinclair-Warren  
Councillor K Trezise

### In Attendance:

Mr G Maxwell - City Manager  
Ms J Bohnsack - Director of Corporate & Community Services  
Mr B Price - Director of Planning & Regulatory Services  
Mr R Budarick - Acting Director Environment & Infrastructure Services  
Mrs G Riley - Minute Secretary

## 2. LOCAL GOVERNMENT PRAYER & VISION

### Prayer

Almighty God, we humbly beseech Thee to grant Thy blessings on the works of this Council. Direct and prosper its deliberations to the advancement of Thy glory and the true welfare of the people of the district. Amen.

### Vision

Victor Harbor, "A unique, prosperous and sustainable regional centre offering a wide range of attractive, high amenity lifestyle choices to our local community, the wider Fleurieu region, our visitors, and future generations".

## 3. APOLOGIES

Cr P Chigwidden, Cr P Lewis

<b>OC 07/0512</b>	<b>Apologies</b>
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**Moved:    Cr E Cooper**

**Seconded:    Cr P Ruciak**

That the apologies be received.

CARRIED UNANIMOUSLY

4. MINUTES OF THE PREVIOUS MEETING

OC 07/0513	Confirmation of the Minutes of the Previous Meeting
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Moved: Cr P Ruciak                      Seconded: Cr T Rose

That the Minutes of the Previous Ordinary Council Meeting held on Monday, 10 September 2007 be confirmed as a true and correct record.

CARRIED

5. MINUTES OF COUNCIL COMMITTEE MEETINGS

OC 07/0514	Minutes of Council Committee Meetings
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Moved: Cr E Cooper                      Seconded: Cr D Sinclair-Warren

That the Minutes of the

- 5.1. Victor Harbor Economic Development Committee Meeting held on 6 September 2007;
- 5.2. Occupational Health, Safety & Welfare Committee Meeting held on 5 September 2007; and the
- 5.3. Southern Communities Transport Advisory Committee Meeting held on 15 August 2007

be received and the recommendations contained therein be adopted.

CARRIED UNANIMOUSLY

6. PRESENTATION

6.1. Sea Change Presentation by Alan Stokes

OC 07/0515	Sea Change Presentation by Alan Stokes
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Moved: Cr E Cooper                      Seconded: Cr D Michelmore

That the Sea Change Presentation by Alan Stokes be received.

CARRIED UNANIMOUSLY

7. MAYORAL REPORT

7.1. Mayoral Report

OC 07/0516	Mayoral Report
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Moved: Cr D Sinclair-Warren      Seconded: Cr T Rose

That the Mayoral Report be received.

CARRIED UNANIMOUSLY

7.2. Sea Change Conference - 'Setting the Coastal Priorities' - August 2007

OC 07/0517	Sea Change Conference - 'Setting the Coastal Priorities' - August 2007
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Moved: Cr K Ewens      Seconded: Cr K Trezise

That the report be received.

CARRIED UNANIMOUSLY

8. PLANNING & COMMUNITY SERVICES

8.1. Planning

8.1.1. Monthly Report

OC 07/0518	Monthly Report
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Moved: Cr E Cooper      Seconded: Cr D Michelmore

That the Planning & Regulatory Services Department Report be received.

CARRIED UNANIMOUSLY

8.2. Economic Development

8.2.1. Major Event - Energy Zone

OC 07/0519	Major Event - Energy Zone
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Moved: Cr K Ewens      Seconded: Cr D Sinclair-Warren

That Council approve the further development and implementation of a new annual alternative energy-focussed event.

CARRIED UNANIMOUSLY

## 8.2.2. Produce Market - Grosvenor Square

OC 07/0520	Produce Market - Grosvenor Square
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Moved: Cr K Trezise                      Seconded: Cr P Ruciak

That Council supports the development and ongoing operations of a Victor Harbor Produce Market.

LAPSED

Amendment put by Cr T Rose

OC 07/0521	Produce Market
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Moved: Cr T Rose                      Seconded: Cr K Ewens

That Council supports the ongoing feasibility study of a Victor Harbor Produce Market.

AMENDMENT WAS PUT & CARRIED  
BECAME MOTION & WAS CARRIED UNANIMOUSLY

## 8.2.3. Victor Harbor Main Street (Town Centre Precinct) Project

OC 07/0522	Victor Harbor Main Street (Town Centre Precinct) Project
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Moved: Cr D Sinclair-Warren      Seconded: Cr K Trezise

That Council support the further development of the Victor Harbor Main Street (Town Centre Precinct) Project.

CARRIED UNANIMOUSLY

9. ENVIRONMENT & INFRASTRUCTURE SERVICES

## 9.1. Infrastructure Matters

## 9.1.1. Power Line Installation

OC 07/0523	Power Line Installation
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Moved: Cr D Michelmore              Seconded: Cr E Cooper

1. That ETSA be advised that the proposed new 11 kV power line from the substation on the corner of Day Road and Waggon Road to be development site on the corner of Waitpinga Road and Tugwell Road is to be placed underground.
2. That a Council policy in relation to the installation of new

power lines or extension to existing power lines be developed.

**CARRIED**

9.1.2. McCracken - Footpaths and Other Works

OC 07/0524	McCracken - Footpaths and Other Works
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Moved: Cr D Sinclair-Warren      Seconded: Cr K Trezise

1. That council endorse the proposed actions to be taken to address the concerns of the McCracken Residents and Landowners Association.
2. That the McCracken Residents and Landowners Association be advised that the footpath in Rapid Drive between Cudmore Road and Tyrone Street will be constructed in asphalt.

**CARRIED UNANIMOUSLY**

9.1.3. Albert Place Pedestrian Controls

OC 07/0525	Albert Place Pedestrian Controls
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Moved: Cr K Ewens      Seconded: Cr E Cooper

That the report be received.

**CARRIED UNANIMOUSLY**

9.1.4. McKinlay Street Car Park

OC 07/0526	McKinlay Street Car Park
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Moved: Cr E Cooper      Seconded: Cr T Rose

That the demolition of the stables building on the McKinlay Street car park site proceeds immediately.

**CARRIED**

10. **CORPORATE & COMMUNITY SERVICES**

10.1. Corporate Services

10.1.1. Round 4 South Australian Rally Championship - Road Closures

OC 07/0527	Round 4 South Australian Rally Championship - Road Closures
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Moved: Cr D Michelmore      Seconded: Cr T Rose

1. That the Council exercises its power pursuant to Section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 17 June 2006 to:

1.1 Pursuant to Section 33 (1) of the Road Traffic Act 1961, declare that Round 4 of the South Australian Rally Championship 2007, that is to take place on the roads described below, is an event to which Section 33 of the Road Traffic Act 1961 applies; and

1.2 Pursuant to Section 33(1)(a) of the Road Traffic Act 1961, make an order directing that the road on which the event is to be held and any adjacent or adjoining roads specified below, be closed to traffic on Saturday 27 October 2007, for the period as specified below:

Mt Alma Road between Spring Road and Yankalilla Victor Harbor Road and Strangways Road between Mt Alma Road and Sawpit Road from 1745 to 2215. Haskett Road between Leane Road and Woodcone Road from 1800 to 2230.

1.3 Pursuant to Section 33(1)(b) of the Road Traffic Act 1961, make an order directing that persons taking part in the event be exempted, in relation to the road, from the duty to observe the Australian Road rules specified below subject to any conditions described below and attaching to the exemption.

Australian Road Rules Exemption and Conditions.

1.4 That in exercise of the powers contained in Section 44 of the Local Government Act 1999, the powers, functions and duties are delegated to the person occupying the office of Director of Environment and Infrastructure Services of the Council;

1.5 Pursuant to Section 17 of the Road Traffic Act 1961 and Clause A1 of the Instrument of General Approval of the Minister dated 17 June 2006, the power to install or alter a traffic control device to give effect to this resolution.

CARRIED UNANIMOUSLY

10.1.2. SA Tarmac Rally Championship - Adelaide Hills Tarmac Sprint - Road Closures

OC 07/0528

SA Tarmac Rally Championship - Adelaide Hills Tarmac Sprint - Road Closures

Moved: Cr D Michelmore                      Seconded: Cr D Sinclair-Warren

1. That the Council exercises its power pursuant to Section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 17 June 2006 to:

1.1 Pursuant to Section 33 (1) of the Road Traffic Act 1961, declare that the South Australian Tarmac Rally Championship 2007, that is to take place on the roads described below, is an event to which Section 33 of the Road Traffic Act 1961 applies; and

1.2 Pursuant to Section 33(1)(a) of the Road Traffic Act 1961, make an order directing that the road on which the event is to be held and any adjacent or adjoining roads specified below, be closed to traffic on Sunday 28 October 2007, for the period as specified below:

Nettle Hill Road between Myponga Road and Kanangra Road, and Sawpit Road between Kanangra Road and Strangways Road from 1000 to 1600.

1.3 Pursuant to Section 33(1)(b) of the Road Traffic Act 1961, make an order directing that persons taking part in the event be exempted, in relation to the road, from the duty to observe the Australian Road rules specified below subject to any conditions described below and attaching to the exemption.

Australian Road Rules Exemption and Conditions.

1.4 That in exercise of the powers contained in Section 44 of the Local Government Act 1999, the powers, functions and duties are delegated to the person occupying the office of Director of Environment and Infrastructure of the Council;

1.5 Pursuant to Section 17 of the Road Traffic Act 1961 and Clause A1 of the Instrument of General Approval of the Minister dated 17 June 2006, the power to install or alter a traffic control device to give effect to this resolution.

**CARRIED UNANIMOUSLY**

OC 07/0529

2008 Tour Down Under Road Closures

Moved: Cr T Rose

Seconded: Cr D Michelmore

That Council approve the road closures required for the Stage 3 of the Tour Down Under to be held in Victor Harbor on Thursday, 24 January 2008 as administered under the authority of the Commissioner of Police:

**Total Road Closures**

The Esplanade from Albert Place to Flinders Parade from 0600 to 2000.  
 Albert Place from The Esplanade to Railway Terrace from 0600 to 2000.  
 The Esplanade from Albert Place to Wills Street from 0700 to 1900.  
 Flinders Parade from The Esplanade to Coral Street from 0700 to 1900.

**Road Closure – Subject to Parking Control**

The Esplanade from Island Street to Flinders Parade from 0600 to 200.  
 Albert Place from the Esplanade to Railway Terrace from 0600 to 1900.  
 Island Street from The Esplanade to Victoria Street from 0600 to 1900.  
 Flinders Parade from The Esplanade to Coral Street from 0600 to 1900.

Pursuant to Council's resolutions, suitable barriers and notices will be erected giving effect to this closure.

**CARRIED UNANIMOUSLY**

**10.2. Community Services**

**10.2.1. Southern Communities Transport Scheme – Reimbursement of Donation Shortfall**

OC 07/0530	Southern Communities Transport Scheme - Reimbursement of Donation Shortfall
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Moved: Cr K Trezise                      Seconded: Cr D Michelmore

That the report be received for information.

**CARRIED UNANIMOUSLY**

OC 07/0531	Southern Communities Transport Scheme – Reimbursement of Donation Shortfall
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Moved: Cr K Trezise                      Seconded: Cr P Ruciak

That Council be advised of the outcome of the investigation of the additional funding for the Southern Communities Transport Scheme.

**CARRIED UNANIMOUSLY**

**10.3. Governance**

**10.3.1. Advance Diary Dates**

OC 07/0532	Advance Diary Dates
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Moved: Cr K Ewens                      Seconded: Cr T Rose





That the Status Report on Council Motions as at 18 September 2007 be received as presented.

CARRIED UNANIMOUSLY

### 10.3.5. General Policy Review

OC 07/0537	General Policy Review
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Moved: Cr D Michelmore                      Seconded: Cr P Ruciak

That Council form a Policy Working Party consisting of 3 elected members and 3 staff members to review Council policy and identify new policy, and that the Working Party initially focus on a review of Statutory Policy Requirements.

CARRIED

OC 07/0538	General Policy Review
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Moved: Cr T Rose                                      Seconded: Cr D Sinclair-Warren

That Council convenes a regular policy and strategy workshop involving full Council and senior staff before the second ordinary Council meeting each month, the first such workshop being from 3.30pm to 5.00pm on Monday, 22<sup>nd</sup> October 2007.

CARRIED UNANIMOUSLY

OC 07/0539	General Policy Review
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Moved: Cr T Rose                                      Seconded: Cr D Michelmore

That, following completion of the review of the General Policy Manual by Council, the Manual be subject to public consultation pursuant to Council's Public Consultation Policy before final Council adoption.

CARRIED UNANIMOUSLY

Membership of the Policy Working Party:-

Cr T Rose seconded Cr P Ruciak nominated Cr K Trezise

Cr D Sinclair-Warren seconded by Cr K Trezise nominated Cr P Ruciak



- 11.11. Victor Harbor High School Governing Council
- 11.12. Provincial Cities Association of South Australia
- 11.13. Fleurieu Peninsula & Kangaroo Island Waste Management Strategy Committee
- 11.14. District Bushfire Prevention Committee
- 11.15. Murray Darling Association
- 11.16. Hindmarsh Tiers Biodiversity Group
- 11.17. Ranges to River NRM Local Government Group
- 11.18. Southern Fleurieu Coastal Reference Group

## 12. MATTERS OF URGENCY

### 12.1. Shandong Trade Visit

On Friday, 14 September 2007, Council hosted a Shandong Trade Visit to Victor Harbor. The trade delegation will be returning to Victor Harbor in coming months. Cr Trezise who represented the Mayor in welcoming the visitors displayed gifts presented to Council.

## 13. QUESTIONS ON NOTICE

### 13.1. National Sea Change Committee

At the last Council meeting the following Question from Ms Barbara Bond was taken on Notice.

*Which Councils and organisations are members of the National Sea Change Committee and what are the Committee's objectives.*

Appended to this report are a listing of current financial members of the National Sea Change Task Force and the Task Force's objectives.

OC 07/0541	Question on Notice - B Bond - Sea Change Committee
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Moved: Cr M Richards

Seconded: Cr T Rose

That the Question on Notice from Ms B Bond and the answer thereto be received.

**CARRIED UNANIMOUSLY**

### 13.2. Compliance Inspections

*Ms B Bond: Does Council automatically inspect each development or, in the future, will it inspect each development, to ensure that there is compliance with the conditions attached to the development's approval as and when the conditions are due to be completed, particularly if there is a condition precedent before the development should proceed?*

Each and every Development Plan Consent issued by Council officers at the City of Victor Harbor contains the following (or similar) condition: *"The development shall be in accordance with the plans and details submitted to and approved by Council as part of the application except as varied by any subsequent conditions imposed herein."* This is the tool utilised by council officers to initiate, where necessary, reasonable steps to ensure the development takes place in accordance with the approved plans.

There is no requirement for such inspections, under the Development Act 1993. However, under that Act, relevant council officers are authorised to enter and inspect any land or building where the officers reasonably suspects that a provision of the Act is being breached. As a matter of routine, the inspection of Category 1 dwelling developments is carried out by building staff at either the footings, framing or roofing stage, to ensure compliance with the approved plans.

In the past, as a result of limited resources, Council officers have come across non-authorised development sites as a result of driving past the sites or through being notified by members of the public of the possibility of development being in breach of the Act.

However, Council staff have recently adopted a much more strategic approach to checking compliance with approved development applications. This has involved staff going back systematically through each Development Application lodged with Council, and utilising other resources such as rental lists and aerial photography, backed up by visits to individual sites, to check that what was built is what was actually approved. In those cases where there has been a discrepancy, applicants have been notified in writing and been asked to either explain the variation or undertake remediation works to ensure compliance.

Whilst this process has so far only involved Category 2 and Category 3 Development Applications, Council officers have now begun to broaden it to include changes to landuse that have not been authorised – for example, the conversion of a single two-storey dwelling into three independent living units, without authorisation; the keeping of animals on residential properties, without authorisation; large sheds built, without authorisation; and the use of land in residential zones for industrial purposes, without authorisation.

<b>OC 07/0542</b>	<b>Compliance Inspections</b>	
	<b>Moved: Cr M Richards</b>	<b>Seconded: Cr K Trezise</b>
	<b>That the Question on Notice raised by Ms B Bond and the answer thereto be received.</b>	
	<b><u>CARRIED UNANIMOUSLY</u></b>	

### 13.3. Consultancy Fees

Cr. Trezise has submitted the following Question on Notice pursuant to Regulation 10(1) of the Local Government (Procedures at Meetings) Regulations 2000.

*“Could Council be advised of the total cost to ratepayers to date of engaging Rob Wallace, Human Resource Consultant to the LGA, for the following service in recent months:-*

- (a) to appraise Council on performance review methodology for the City Manager and to participate in the review process; and*
- (b) to facilitate the workshop for elected members on the Code of Conduct for staff and elected members of the organisation. “*

*“Could Council be advised of any other relevant associated costs on these sessions?”*

The engagement of Mr Wallace’s services includes a time commitment for preparation, travelling, attendance and reporting back to Council. Costs incurred to date have included:-

#### Part (a) Performance review

June 2007            Briefing, preparation, communications (written, email and phone) and presentation to Council on performance review methodology for a CEO - \$1,320 (inc GST) . These are once-off costs for the establishment of a new process and methodology.

July 2007            Performance Review participation and goal setting in relation to the City Manager - \$440 (inc GST)

#### Part (b) Workshop

August/September 2007 Council workshop to Review the Council Codes of Conduct - yet to be invoiced but confirmed to be \$726 (inc GST)

I am not aware of any other relevant associated costs. It is understood that Michael Barry of the Local Government Association, who accompanied Mr. Wallace in facilitating the workshop, will not incur Council any cost. Mr. Wallace had some communications with Norman Waterhouse Lawyers prior to the workshop but, given the minor nature of those communications, a charge is not expected.

### STRATEGIC PLAN REFERENCE

Not applicable.

### BUDGET

\$1,320 has been accounted for in the 2006/07 financial year.

\$1,166 has been incurred and will be accounted for in the current financial year. Council did not budget specifically for the engagement of these services, however there is an untied consultancy allocation in the 2007/08 financial year of \$3,000 against job number 71184 (Organisational Consultant Fees Not Elsewhere Classified) against which these expenses may be costed.

OC 07/0543

**Consultancy Fees****Moved: Cr D Michelmore      Seconded: Cr E Cooper****That the Question on Notice from Councillor Trezise regarding consultancy fees and the answer thereto be received.****CARRIED UNANIMOUSLY****14. QUESTIONS WITHOUT NOTICE****14.1. Planning Amendment Reviews (PARs)**

Cr Ewens asked about the timeframe in relation to the PARs

The Director for Planning and Regulatory Services responded that the staff had made some minor changes to the Town Centre PAR in conjunction with Planning SA and this PAR will be re-submitted by 28 September 2007 with gazettal expect mid to late November 2007.

In relation to the Outer Retail PAR, the consultants had made some minor amendments to reflect Planning SA views and again hopefully gazettal would be mid November 2007.

In relation to the Residential (Hindmarsh Valley) PAR, the final draft variations are with Council and will be collated by the end of this week 28 September and expect final changes will be back with Principal Planner by 8 October 2007 with a report to Council on 22 October 2007.

**14.2. Recycling Review**

Cr Ewens asked whether Council had undertaken a recycling review as a resident had questioned whether at some stage the kerbside recycling would be undertaken on a fortnightly cycle rather than monthly with the general rubbish collection also being fortnightly rather than weekly.

The Acting Director of Environment & Infrastructure Services responded that a review period was proposed and he would take the question on notice.

**14.3. Tourism, FRD and Sea Change Spending**

CR Rose questioned what measurement processes were in place to evaluation annual worth or return on spends from Tourism. Also whether there was some measurement against the expenditure relating to the FRD and Sea Change subscriptions.

The City Manager responded that in relation to the FRD and Sea Change, it was the responsibility of each organisation to their funding partners to produce an outcomes analysis, usually in the form of an annual report.





**LAPSED FOR WANT OF A SECONDER**

**15.4. Bridge Funding – Federal/State Government**

<b>OC 07/0547</b>	<b>Bridge Funding – Federal and State Government</b>
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Moved: Cr K Trezise                      Seconded: Cr E Cooper

That the City Manager prepare a recommendation for the next S&HLGA meeting which identifies the need for all Local Government Councils to receive specific bridge infrastructure maintenance funding from the Federal Government.

**CARRIED UNANIMOUSLY**

**15.5. Sustainability Policy**

<b>OC 07/0548</b>	<b>Sustainability Policy</b>
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Moved: Cr D Sinclair-Warren      Seconded: Cr K Trezise

That a report on the draft Sustainability policy developed in November 2003 be brought back to Council for consideration.

**CARRIED UNANIMOUSLY**

**15.6. Intersection – Whalers/Tugwell and Waitpinga Roads**

<b>OC 07/0549</b>	<b>Intersection</b>
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Moved: Cr D Sinclair-Warren      Seconded: Cr T Rose

That the safety aspect of Whalers/Tugwell and Waitpinga Roads intersection be investigated and options be brought back to Council.

**CARRIED UNANIMOUSLY**

**16. QUESTIONS FROM THE GALLERY**

**16.1. McKinlay Street Car Park**

Mr L Honeyman – At previous Council meetings held over the last two years, discussions on the purchase of the house in McKinlay Street in relation to the 3 storey car park. My question is have negotiations for the purchase been discontinued, and if so, does this mean our multi-storey building will not eventuate?

The City Manager responded by saying that the option of obtaining the property has remained open, however the owners were not interested in a sale option. They had a preference for exchange of a residential property with similar convenience to the Central Business District facilities. If this is not achievable, a decked carpark was still a possibility but on a smaller footprint.

#### 16.2. Town Centre Plan

J Dunsmuir - Should any Councillor who runs a business in the Town Centre precinct be speaking in favour of the Town Centre Plan under item 8.2.3.? Is this a conflict of interest?

The City Manager responded by saying declaration of a conflict of interest is a matter for individual members. As a general rule discussion on a broad strategy for something like the Town Centre Master Plan does not give rise to a conflict of interest for those members located within the area of influence of the plan, as it is not business or person specific.

#### 17. ITEMS FOR INFORMATION

OC 07/0550	Items for Information
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Moved: Cr M Richards                      Seconded: Cr T Rose

That the Items for Information be received.

CARRIED UNANIMOUSLY

7.35pm Cr Rose Left the meeting.

#### 18. ADJOURNMENT OF MEETING

OC 07/0551	Adjournment of Meeting
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Moved: Cr D Sinclair-Warren      Seconded: Cr P Ruciak

That the meeting be adjourned at 7.35pm for 10 minute break.

CARRIED

#### 19. RECONVENE MEETING

OC 07/0552	Reconvene Meeting
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Moved: Cr D Sinclair-Warren      Seconded: Cr P Ruciak

That the meeting be reconvened at 7.47pm.

CARRIED UNANIMOUSLY

Pursuant to Section 83(5) of the Local Government Act 1999, it is recommended that the following items be considered in confidence under Part 3, Section 90(2) of the Act.

20. CONFIDENTIAL

20.1. A H Dennis Bridge - Repair

OC 07/0553	A H Dennis Bridge - Repair
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Moved: Cr D Sinclair-Warren      Seconded: Cr P Ruciak

That pursuant to Section 90(2) & (3) (k) of the Local Government Act 1999, the public be excluded from the meeting, with the exception of staff required to service the meeting, to enable this information to be considered in confidence as it relates to consideration of quotations for the provision of a service and the carrying out of works for the Council.

CARRIED UNANIMOUSLY

OC 07/0554	A H Dennis Bridge - Repair
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Moved: Cr T Rose      Seconded: Cr Trezise

That the two contractors who submitted quotations for the replacement of bridge barriers to the A H Dennis Bridge be advised that, in this instance, no quotation will be accepted.

CARRIED UNANIMOUSLY

OC 07/0555	A H Dennis Bridge - Repair
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Moved: Cr D Michelmore      Seconded: Cr D Sinclair-Warren

That replacement of the bridge barriers for the A H Dennis Bridge be considered for funding when the 2008/09 budget is prepared.

CARRIED UNANIMOUSLY

OC 07/0556	A H Dennis Bridge - Repair
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Moved: Cr D Michelmore      Seconded: Cr D Sinclair-Warren

That funding allocated to bridge remediation in the 2007/08 budget be used for the grit blasting and painting of the steel bridge girders.

CARRIED UNANIMOUSLY

OC 07/0557	A H Dennis Bridge - Repair
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Moved: Cr M Richards                      Seconded: Cr T Rose

That the resolutions be released from confidence.

CARRIED UNANIMOUSLY

20.2. 2007/08 Road Reseal Contract (Contract No. 2007/13)

OC 07/0558	2007/07 Road Reseal Contract (Contract No. 2007/13)
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Moved: Cr D Michelmore                      Seconded: Cr D Sinclair-Warren

That pursuant to Section 90(2) & (3) (k) of the Local Government Act 1999, the public be excluded from the meeting, with the exception of staff required to service the meeting, to enable this information to be considered in confidence as it relates to consideration of tenders for the provision of a service and the carrying out of works for the Council.

CARRIED UNANIMOUSLY

OC 07/0559	2007/08 Road Reseal Contract (Contract No. 2007/13)
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Moved: Cr D Michelmore                      Seconded: Cr D Sinclair-Warren

That the schedule of rates contract for the Bituminous Surfacing of Various Road in Victor Harbor for 2007/08 (Contract 2007/13) be awarded to Downer EDI Works.

CARRIED UNANIMOUSLY

OC 07/0560	2007/07 Road Reseal Contract (Contract No. 2007/13)
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Moved: Cr K Trezise                              Seconded: Cr P Ruciak

That the resolution be released from confidence.

CARRIED UNANIMOUSLY

20.3. Supply and Delivery of Two (2) Only Trucks:

Maintenance Department – 1 Mitsubishi 3.5 Tonne Sign Truck

Maintenance Department – 1 Isuzu 8 Tonne Tipper

OC 07/0561	Supply and Delivery of Two (2) Only Trucks
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Moved: Cr M Richards                              Seconded: Cr P Ruciak

That pursuant to Section 90(2) & (3) (k) of the Local Government Act 1999,

the public be excluded from the meeting, with the exception of staff required to service the meeting, to enable this information to be considered in confidence as it relates to consideration of tenders for the supply of goods.

**CARRIED UNANIMOUSLY**

OC 07/0562

Supply and Delivery of Two (2) Only Trucks

Moved: C D Michelmore                      Seconded: Cr D Sinclair-Warren

1. That Council purchase one (1) only Canter 3.5 Tonne Super Space Cab from CMV Truck Sales with a Zenith Custom creations Tray and associated tool boxes to drawings and tender specifications at the purchase price of \$46,907.00 ex GST.
2. That council purchase one (1) only Isuzu Model FVR950 8 Tonne Tip Truck from North East Isuzu which includes the fitting of North East Engineering Body and optional extras, at the purchase price of \$106,662.75 ex GST and accept the trade in price of \$60,000.00 ex GST for our current Isuzu 8 Tonne Tip Truck.
3. That Council approve Auction of the present Sign Ute at Government Auctions to realise a better price, failing that, accept CMV Truck Sales and Service’s Trade in price of \$8,500.00 ex GST.

**CARRIED UNANIMOUSLY**

OC 07/0563

Supply and Delivery of Two (2) Trucks

Moved: Cr K Trezise                              Seconded: Cr K Ewens

That the matter be released from confidence.

**CARRIED UNANIMOUSLY**

**20.4. Supply and Delivery of One (1) Only Front End Loader**

OC 07/0564

Supply and Delivery of One (1) Only Front End Loader

Moved: Cr P Ruciak                              Seconded: Cr M Richards

That pursuant to Section 90(2) & (3) (k) of the Local Government Act 1999, the public be excluded from the meeting, with the exception of staff required to service the meeting, to enable this information to be

considered in confidence as it relates to consideration of tenders for the supply of goods.

CARRIED UNANIMOUSLY

**OC 07/0565      Supply and Delivery One (1) only Front End Loader**

Moved:    Cr D Michelmore                      Seconded:    Cr D Sinclair-Warren

That Council purchase from Komatsu Adelaide one (1) only Komatsu WA 200PT-5 Front end Loader for the purchase price of \$196,358.72 ex GST and accept the trade in price of \$60,000.00 ex GST for our current Caterpillar Front End Loader.

CARRIED UNANIMOUSLY

**OC 07/0566      Supply and Delivery of One (1) Only Front End Loader**

Moved:    Cr M Richards                              Seconded:    Cr T Rose

That the matter be released from confidence.

CARRIED UNANIMOUSLY

**20.5.    Civic Centre and Library Project**

**OC 07/0567      Civic Centre and Library Project**

Moved:    Cr P Ruciak                                      Seconded:    Cr D Michelmore

That pursuant to Section 90(2) & (3) (k) of the Local Government Act 1999, the public be excluded from the meeting, with the exception of staff required to service the meeting, to enable this information to be considered in confidence as it relates to a tender variation and the provision of services.

CARRIED UNANIMOUSLY

*The Report and Resolutions relating to the matter are filed in Council's safe.*



*The Report and Resolutions relating to the matter are filed in Council's safe.*

**20.9. Development Assessment Panel**

Cr Ewens raised a question in relation to the Chair of CDAP debating items on the agenda.

Director of Planning and Regulatory Services indicated that he would seek clarification from Planning SA and report back to Council at its meeting on 8 October 2007.

**20.10. Whale Centre Workshop**

Date of workshop confirmed to be **23 October 2007 at 1.30pm.**

**21. CLOSURE**

The Chairman declared the meeting closed at 9.40pm.

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Date : \_\_\_\_\_

Chairperson : \_\_\_\_\_