



Southern Grampians
SHIRE COUNCIL

Council Meeting Minutes

Unscheduled Meeting
29 October 2021

Held via ZOOM
at 4:30pm.

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The Meeting opened at 4.30pm

1. Present

Councillors

Cr Bruach Colliton, Mayor
Cr David Robertson, Deputy Mayor
Cr Mary-Ann Brown
Cr Albert Calvano
Cr Helen Henry
Cr Greg McAdam
Cr Katrina Rainsford

Officers

Mr Tony Doyle, Interim Chief Executive Officer
Ms Evelyn Arnold, Director Community and Corporate Services
Ms Marg Scanlon, Director Infrastructure
Mr Andrew Goodsell, Director Planning and Development

2. Welcome and Acknowledgement of Country

Please note: All Council meetings will be audio recorded, and may be livestreamed to Council's social media platform, with the exception of matters identified as confidential items in the Agenda.

By participating in open Council meetings, individuals consent to the use and disclosure of the information they share at the meeting (including any personal and/or sensitive information).

Other than an official Council recording, no video or audio recording of proceedings of Council Meetings will be allowed without the permission of Council.

"Our meeting is being held on the traditional lands of the Gunditjmara, Tjap Wurrung and Bunganditj people.

I would like to pay my respects to their Elders, past and present, and the Elders from other communities who may be here today."

3. Prayer

Cr Colliton led the meeting in a prayer.

4. Apologies

None

5. Declaration of Interest

None.

6. Management Reports

Contract Variation, #41-20 Hamilton Port Fairy Road Widening

Directorate: Marg Scanlon, Director Infrastructure
Author: Zahedur Rahman, Project Engineer

Executive Summary

Contract No. 41-20 was awarded to Mibus Bros at December 2020 Council meeting for a value of \$691,124.45 (ex GST) against Council's budget of \$1.2 million (ex GST) for connecting Port Fairy Road to the Hamilton Industrial Land Sub Division.

This project includes the widening of Hamilton Port Fairy Road, construction of two intersections and slip lanes as part of the Hamilton Gateway Business Park Project scope.

To date the contractor has progressed works specifically earthworks, subbase and subgrade preparation, concrete works, existing driveway and drainage works. Consultation with neighbouring property owners during works identified one driveway culvert were not included in the design and would result in drainage issues if let unresolved.

In addition, tree removal, NBN pit relocation, soft spots rectification, subgrade stabilisation, and extra drainage works which led to the variation to the works.

The works were delayed due to, approval being sought from DELWP to remove native grass and tree on site.

The contractor has submitted a Contract Variation of \$110,983.24 (exclusive GST) and it is recommended that the Council approve the total submitted variation of \$110,983.24 and increase the Contract value to \$802,107.68 (exclusive GST).

Discussion

Background

The scope of the work was initially part of the contract 56-18 Hamilton Gateway Business Park. The work is being performed to widen the existing Hamilton-Port Fairy Road, constructing an intersection entry and exit slip lanes, to facilitate safe traffic entry into the Hamilton Gateway Business Park subdivisions. The contractor has been working at the site since May 2021. Approximately 70% of the contracted physical works have already been achieved.

To date, 15 variations have been identified due to site conditions, design changes and DoT requirements. Port Fairy Road is a Department of Transport managed road and subsequently Council Officers have been working DoT staff throughout the project. The following outlines the rationale to support these requested variations.

Variation Nos	Approved	Submitted Variations	Reasons for Variation
Var-01-04	\$11,541.71		Relocation of NBN pit and tree removal within road reserve. Installation of 24m of industrial kerb, and associated earthworks not included in the design.

Var-05	\$4,739.00		Additional 300mm deep excavation at the northern entrance of the subdivision, geofabric, crushed rocks to rectify soft spots in the subgrade.
Var-06	\$16,813.64		Pavement stabilization 822m2 area @ \$22.50 per m2 within the service road due to proof roll failure in the subgrade.
Var-07	\$2,633.40		Installation of 19 linear meter box culverts and drivable endwalls with crushed rock backfill, geofabric and backfill in between the two entrances of the sub division.
Var-08	\$727.27		Extra 300mm excavation in the sub-grade at northern subdivision entrance and to fill up with Class 3 crushed rocks for soft spots rectification.
Var-09	\$3,418.80		37-meter extension of SM2 kerb to match the existing kerb line and concrete plinth level which falls short in the original design.
Var-10		\$25,337.99	Variations due to extra pavement construction outside of the original design, specifically in Blakey Road, removal of existing sealed pavement in Slorach Road and difference between BOQ quantities and actual design quantities.
Var-11		\$1,308.18	Installation of extra pipes and one low profile wing wall not included in the design.
Var-12		\$1,925.00	Extra 250mm excavation in the sub-grade at Slorach Road entrance and to fill up with class 3 crushed rocks for soft spots rectification.
Var-13		\$5,766.75	Electrical conduits underneath the Highway to accommodate future Industrial power works.
Var-14		\$4,568.33	1 driveway culvert not included within the design.
Var-15		\$32,203.16	Soft area stabilization for pavement with 2% cement mixed and compacted to a depth of 200mm for an area of 2200 m2@ \$16.10/m2 due to proof roll failure in the subgrade.
Total	\$41,798.82	\$69,184.42	
Total Contract Variation amount			\$110,983.24

The project has an approved budget of \$1200,000 (excl. GST) and the project financials are presented below.

Description	Amount (excl GST)
Council's adopted budget (A)	\$1,200,000.00
Contract award (B)	\$691,124.44
Variations 1-15 (C)	\$110,983.24
Revised Contract value (B) + (C) = (D)	\$802,107.68
Surplus budget remaining under the project – [(A) – (D)]	\$397,892.32

The contractor and Council officers expect other variations due to standing down delay and charges in the wet season. The works were delayed due to, approval being sought from DELWP to remove native grass and tree on site and the works were pushed to commence on wet season.

The remaining outstanding project items to reach completion of the Hamilton Industrial Land Project include electrical, Telstra and NBN infrastructure works and landscaping. These works are proposed to be completed early 2022.

Financial and Resource Implications

- Council has allocated project budget of \$1.2M and the works attributed to this report and the associated variations will be within the budget.

Legislation, Council Plan and Policy Impacts

All works are being procured in accordance with the Local Government Act (1989).

This project supports the Council Plan strategic objective 2.3.1 to “Facilitate and Encourage Business Capacity and Development”.

Council’s Procurement and Governance Policy and processes are being applied for this Contract.

Risk Management

The stability of construction works and methodology are critical. Council officers continue to work with the Department of Transport to ensure requirements are addressed.

Environmental and Sustainability Considerations

An Environmental Management Plan had been prepared before commencement of the physical works and continues to be implemented during construction.

Community Consultation and Communication

A communication plan has been prepared for this project which considers key stakeholders including immediate residents to the works, state government agencies including Department of Transport and Department of Environment, Land Water and Planning.

Disclosure of Interests

All Council Officers involved in the development and advice provided in this Report affirm that no general or material interests need to be declared in relation to any matters in this Report.

RECOMMENDATION

That:

1. The variation from Mibus Bros (Aust) Pty. Ltd. for \$110,983.24 exclusive of GST be approved: and
2. The Contract value to be revised to \$802,107.68 (exclusive GST).

COUNCIL RESOLUTION

MOVED: Cr Henry
SECONDED: Cr McAdam

That:

- 1. The variation from Mibus Bros (Aust) Pty. Ltd. for \$110,983.24 exclusive of GST be approved: and**
- 2. The Contract value to be revised to \$802,107.68 (exclusive GST).**

CARRIED

7. Confidential Matters

There were no Confidential Matters listed on tonight's agenda.

8. Close of Meeting

This concludes the business of the meeting.

Meeting closed at 4:39pm.

Confirmed by resolution 10 November 2021.

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Chairperson