



MINUTES OF COUNCIL MEETING HELD IN THE COUNCIL CHAMBER, 12 JAMES STREET, SALISBURY ON

25 JANUARY 2016

MEMBERS PRESENT

Mayor G Aldridge
Cr D Balaza (Deputy Mayor)
Cr S Bedford
Cr D Bryant
Cr G Caruso
Cr L Caruso
Cr R Cook
Cr E Gill
Cr D Pilkington
Cr D Proleta
Cr S Reardon
Cr G Reynolds
Cr B Vermeer
Cr S White
Cr R Zahra

STAFF

Chief Executive Officer, Mr J Harry
General Manager Business Excellence, Mr C Mansueto
Acting General Manager City Development, Mr G Ratsch
Acting General Manager, Community Development, Ms P Webb
Acting General Manager City Infrastructure, Mr M Purdie
Manager Governance, Ms T Norman
Manager Communications and Customer Relations, Mr M Bennington
Governance Coordinator, Ms J Rowett
Governance Support Officer, Ms K Boyd

The meeting commenced at 7:00 pm.

OPENING PRAYER AND WELCOME

The Mayor welcomed the members, staff and the gallery to the meeting.
The Chief Executive Officer read the Opening Prayer.
The Mayor read the Kaurna Acknowledgement.

APOLOGIES

Apologies were received from Cr C Buchanan and Cr J Woodman.

LEAVE OF ABSENCE

Nil

PUBLIC QUESTION TIME

The Mayor advised there were no questions received for Public Question Time.

DEPUTATIONS

No Deputations have been received.

PRESENTATION OF MINUTES

Moved Cr D Balaza
Seconded Cr R Zahra

The Minutes of the Council Meeting held on 14 December 2015, be taken and read as confirmed.

CARRIED
0835/2016

Moved Cr B Vermeer
Seconded Cr S Reardon

The Minutes of the Confidential Council Meeting held on 14 December 2015, be taken and read as confirmed.

CARRIED
0836/2016

QUESTIONS ON NOTICE

No Questions on Notice were received.

QUESTIONS WITHOUT NOTICE

QWON1 Northern Economic Plan

Cr B Vermeer asked a question in relation to the Northern Economic plan and whether it would be sighted before its release.

The question was answered by the Mayor.

QWON2 Northern Economic Plan

Cr E Gill asked a question in relation to the Northern Economic plan and whether the Mayor would be attending the delivery of the Plan.

The question was answered by the Mayor.

QWON3 Roadworks

Cr D Balaza asked a question in relation to whether any complaints have been received regarding areas that have not been rectified appropriately by service providers undertaking maintenance work.

The question was answered by the Acting General Manager City Infrastructure.

NOTICES OF MOTION

No Notices Of Motion were received.

PETITIONS

No Petitions were received.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Minutes of the Policy and Planning Committee Meeting held on 18 January 2016 were considered by Council.

Administration

1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr L Caruso
Seconded Cr B Vermeer

1. The information be received.

CARRIED
0837/2016

Community Development

1.1.1 World Health Organisation Age Friendly Cities Network

Moved Cr S White
Seconded Cr S Reardon

1. Information be received
2. Council will make a commitment to World Health Organisation's (WHO) Global Network of Age-friendly Cities and Communities values and principals.
3. The City of Salisbury applies to join the World Health Organisation (WHO) Global Network of Age-friendly Cities and Communities.

CARRIED
0838/2016

Economic Development

1.2.1 Shandong Delegation and Visit to Linyi City

Cr D Balaza sought leave of the meeting to speak for a second time and leave was granted.

Cr B Vermeer sought leave of the meeting to speak for a second time and leave was granted.

Moved Cr L Caruso

Seconded Cr E Gill

1. That Council endorses the participation of the Mayor, Chair of the Strategic and International Partnerships Sub Committee and the Chief Executive Officer to participate in the State Government Delegation to Shandong in April 2016.
2. Discussions occur with Linyi City to organise a specific program for the City of Salisbury immediately prior to, or following the departure of, the State Government delegation.
3. Participating Elected Members self-fund the airfare and accommodation costs for the trip to Shandong/Linyi City in April 2016.
4. Council endorse a non-discretionary second quarter budget review bid of \$9,000 for the purpose of delegate participation in the State Government Delegation to Shandong and the associated visit to Linyi City, including all staff travel costs and other meal/incidental costs for Elected Member delegates, noting that until such time as details of the Delegation requirements are finalised, actual costs will not be known and additional funding may be required at a later date.
5. Provision for funding support to further develop our economic relationship with Linyi City within the Council's Economic Development Program be considered as part of the Council's 2016/17 budget deliberation.

Cr B Vermeer moved an AMENDMENT that

1. That Council endorses the participation of the Mayor, Chair of the Strategic and International Partnerships Sub Committee and the Chief Executive Officer to participate in the State Government Delegation to Shandong in April 2016.
2. Discussions occur with Linyi City to organise a specific program for the City of Salisbury immediately prior to, or following the departure of, the State Government delegation.

3. Costs associated with participation on the Shandong delegation and visit to Linyi city for the Chief Executive Officer and Mayor be covered by Council.
4. Costs associated with air fare and accommodation for other participating Elected Members on the Shandong delegation and visit to Linyi city be paid by attending Elected Members.
5. Council endorse a non-discretionary second quarter budget review bid of \$12,000 for the purpose of delegate participation in the State Government Delegation to Shandong and the associated visit to Linyi City, including all CEO and Mayor travel costs and other meal/incidental costs for attending Elected Member delegates, noting that until such time as details of the Delegation requirements are finalised, actual costs will not be known and additional funding may be required at a later date.
6. Provision for funding support to further develop our economic relationship with Linyi City within the Council's Economic Development Program be considered as part of the Council's 2016/17 budget deliberation.

Seconded Cr G Caruso

Moved Cr B Vermeer

Seconded Cr G Caruso

With leave of the meeting and consent of the seconder Cr B Vermeer VARIED the AMENDMENT as follows

1. That Council endorses the participation of the Mayor and the Chief Executive Officer to participate in the State Government Delegation to Shandong in April 2016.
2. Discussions occur with Linyi City to organise a specific program for the City of Salisbury immediately prior to, or following the departure of, the State Government delegation.
3. Costs associated with participation on the Shandong delegation and visit to Linyi city for the Chief Executive Officer and Mayor be covered by Council.
4. Council endorse a non-discretionary second quarter budget review bid of \$10,000 for the purpose of delegate participation in the State Government Delegation to Shandong and the associated visit to Linyi City, noting that until such time as details of the Delegation requirements are finalised, actual costs will not be known and additional funding may be required at a later date.

-
5. Provision for funding support to further develop our economic relationship with Linyi City within the Council's Economic Development Program be considered as part of the Council's 2016/17 budget deliberation.

The **AMENDMENT** as **VARIED** was **CARRIED**

CARRIED
0839/2016

Cr R Zahra moved a **FURTHER AMENDMENT** that

1. That Council endorses the participation of the Mayor, Chairman of the Strategic and International Partnerships Sub Committee and the Chief Executive Officer to participate in the State Government Delegation to Shandong in April 2016.
2. Discussions occur with Linyi City to organise a specific program for the City of Salisbury immediately prior to, or following the departure of, the State Government delegation.
3. Costs associated with participation on the Shandong delegation and visit to Linyi city for all delegates be covered by Council.
4. Council endorse a non-discretionary second quarter budget review bid of \$15,000 for the purpose of delegate participation in the State Government Delegation to Shandong and the associated visit to Linyi City, noting that until such time as details of the Delegation requirements are finalised, actual costs will not be known and additional funding may be required at a later date.
5. Provision for funding support to further develop our economic relationship with Linyi City within the Council's Economic Development Program be considered as part of the Council's 2016/17 budget deliberation.

Seconded Cr S White

The **FURTHER AMENDMENT** was **LOST**

The **AMENDMENT** as **VARIED** on being **PUT** was **CARRIED**

Urban Development

1.3.1 Residential Zone Policy Area 18 - Proposed Development Plan Amendment

Moved Cr S Reardon
Seconded Cr R Cook

1. That the information be received, and the proposal for a Development Plan Amendment for Residential Policy Area 18 not be pursued further in light of the Minister's advice on the proposed DPA.

**CARRIED
0840/2016**

Corporate Plans

1.7.1 City Plan 2030

Moved Cr B Vermeer
Seconded Cr G Reynolds

1. The Draft City Plan 2030 provided as Attachment 1 to the Policy and Planning Committee agenda report of 18 January 2016 be endorsed to commence community and stakeholder consultation for a period of four weeks.
2. That the General Manager City Development be authorised to make minor edits to the draft City Plan 2030 prior to public consultation to correct but not change the intent of the content of the plan.
3. The name of key direction 2 (The Green City) be changed to The Sustainable City.

**CARRIED
0841/2016**

2 Works and Services Committee Meeting

Minutes of the Works and Services Committee Meeting held on 18 January 2016 were considered by Council.

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr S White
Seconded Cr L Caruso

1. The information be received.

CARRIED
0842/2016

2.0.2 Minutes of the Strategic Property Development Sub Committee meeting held on Monday 11 January 2016

Moved Cr B Vermeer
Seconded Cr G Reynolds

The information contained in the Minutes of the Strategic Property Development Sub Committee of the meeting held on 11 January 2016 be received and noted.

CARRIED
0843/2016

Community Centres and Youth

2.1.1 Backboard Replacement at Parafield Gardens Recreation Centre

Moved Cr R Zahra
Seconded Cr S Reardon

1. The information be received.
2. That roof retracting backboards are installed as soon as possible at both ends of the Court in the Multi-Purpose room at Parafield Gardens Recreation Centre
3. That \$24,000 to fund the backboard replacement be included as a non-discretionary budget review item in the 2nd quarter budget review.

CARRIED
0844/2016

Landscaping

2.4.1 Installation of Distance Measurement Markers

Moved Cr D Pilkington
Seconded Cr S Bedford

1. Council approve the Standard Signage Style Guide modification to include distances as per the graphic attached.
2. Information Signage – Directional & Interpretive Signage/Green Trails – Style Guide will be updated to include distances for future directional signage.
3. Distance signs include the distances between different nodes.

**CARRIED
0845/2016**

Property

2.5.1 Salisbury United Soccer Club Loan

Moved Cr L Caruso
Seconded Cr S White

1. The information in this report be received and noted.
2. Staff be authorised to waive the balance of the loan which has an amount outstanding of \$6,816.62 and the rental amount of \$5,382.00.

**CARRIED
0846/2016**

Public Works

2.6.1 Capital Works Progress Report - December 2015

Cr G Caruso declared a conflict of interest due to employment and left the meeting at 8:14 pm.

Cr E Gill left the meeting at 08:26 pm.

Cr S Bedford left the meeting at 08:30 pm.

Cr S Bedford returned to the meeting at 08:33 pm.

Cr G Reynolds sought leave of the meeting to speak for a second time and leave was granted.

Moved Cr D Pilkington
Seconded Cr S White

1. Remove roof audit from 2015/16 Property & Buildings Planning Program with this to occur as part of routine maintenance.
2. Remove the installation of new Wetlands Signage at the Paddocks Reserve from the 2015/16 Information Signage Program.

3. As part of the 2015/16 Bridge Asset Renewal Program replace Noack Reserve with renewal of the Dry Creek Linear Park footbridge, adjacent Victoria Court.
4. Include the construction of new kerb ramps in sections of Spearman Avenue, Salisbury East, and Seabright Avenue, Parafield Gardens, within the 2015/16 Kerb Ramp Construction/Upgrade Program
5. As part of the 2015/16 Council Funded Footpath Program, construct new footpath links Cornwall Drive, Gulfview Heights, and adjacent Riverdale Primary School, Salisbury Downs.
6. Submission of a New Initiative Bid for funding in 2016/17 of outdoor crèche perimeter protection at Pooraka Farm Community Centre.
7. An allocation of \$20,000 for Bus Rerouting Works along Wilkinson Road, Para Hills, being approved as a non-discretionary budget bid at the Second Quarter Budget Review. Of this, \$10,000 is to be an Income Budget.
8. The construction of a section of bicycle network along Diment Road be reconsidered for 2016/17 with 2015/16 \$50,000 budget and \$50,000 unsuccessful income budget be reduced to \$0 as part of the Second Quarter Budget Review, Program 14804 Bicycle Network Improvements.
9. Within PR14804 Bicycle Network Improvements Program, defer construction of a new bicycle lane, Spains Road, Salisbury Downs. Transfer this project budget to PR13600 Minor Traffic Improvement Program. Within PR13600 Minor Traffic Improvement Program include the construction of new pedestrian links Warner Road/Hollywood Boulevard and Metro Street/Hollywood Boulevard, Salisbury Downs.
10. An allocation of \$450,000 non-discretionary budget bid to PR22517 Underdown Park Upgrade, being approved as part of Second Quarter Budget Review for site power supply upgrade.
11. A further report be presented to Council in relation to the design and installation of outdoor crèche perimeter protection at Bagster Road Community Centre.

With leave of the meeting and consent of the seconder Cr D Pilkington VARIED the MOTION as follows:

Moved Cr D Pilkington
Seconded Cr S White

1. Remove roof audit from 2015/16 Property & Buildings Planning Program with this to occur as part of routine maintenance.
2. Remove the installation of new Wetlands Signage at the Paddocks Reserve from the 2015/16 Information Signage Program.
3. As part of the 2015/16 Bridge Asset Renewal Program replace Noack Reserve with renewal of the Dry Creek Linear Park footbridge, adjacent Victoria Court.
4. Include the construction of new kerb ramps in sections of Spearman Avenue, Salisbury East, and Seabright Avenue, Parafield Gardens, within the 2015/16 Kerb Ramp Construction/Upgrade Program
5. As part of the 2015/16 Council Funded Footpath Program, construct new footpath links Cornwall Drive, Gulfview Heights, and adjacent Riverdale Primary School, Salisbury Downs.
6. Submission of a New Initiative Bid for funding in 2016/17 of outdoor crèche perimeter protection at Pooraka Farm Community Centre.
7. An allocation of \$20,000 for Bus Rerouting Works along Wilkinson Road, Para Hills, being approved as a non-discretionary budget bid at the Second Quarter Budget Review. Of this, \$10,000 is to be an Income Budget.
8. The construction of a section of bicycle network along Diment Road be reconsidered for 2016/17 with 2015/16 \$50,000 budget and \$50,000 unsuccessful income budget be reduced to \$0 as part of the Second Quarter Budget Review, Program 14804 Bicycle Network Improvements.
9. Within PR14804 Bicycle Network Improvements Program, defer construction of a new bicycle lane, Spains Road, Salisbury Downs. Transfer this project budget to PR13600 Minor Traffic Improvement Program. Within PR13600 Minor Traffic Improvement Program include the construction of new pedestrian links Warner Road/Hollywood Boulevard and Metro Street/Hollywood Boulevard, Salisbury Downs.

-
10. An allocation of \$450,000 non-discretionary budget bid to PR22517 Underdown Park Upgrade, being approved as part of Second Quarter Budget Review for site power supply upgrade.
 11. A further report be presented to Council in relation to the design and installation of outdoor crèche perimeter protection at Bagster Road Community Centre and Pooraka Farm Community Centre.

CARRIED
0847/2016

Cr G Caruso returned to the meeting at 08:40 pm.
Cr E Gill returned to the meeting at 08:40 pm.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

- 2.9.1 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 11 January 2016**
- 2.9.2 Salisbury Bowling Club - 5 - 15 Orange Avenue Salisbury**

3 Resources and Governance Committee Meeting

Minutes of the Resources and Governance Committee Meeting held on 18 January 2016 were considered by Council.

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr L Caruso
Seconded Cr D Bryant

1. The information be received.

**CARRIED
0848/2016**

Health, Animal Management and By-laws

3.3.1 Wood Burning Heaters

Moved Cr D Bryant
Seconded Cr G Caruso

1. The information be received.

**CARRIED
0849/2016**

3.3.2 Local Nuisance and Litter Control Bill - Status Report

Cr G Reynolds left the meeting at 08:41 pm.

Cr G Reynolds returned to the meeting at 08:43 pm.

Moved Cr S Bedford
Seconded Cr S Reardon

1. That the report be received, and a copy of the report be provided to the Local Government Association reflecting Council's commentary on the Local Nuisance and Litter Control Bill 2015.

**CARRIED
0850/2016**

Corporate Governance

3.6.1 Annual Review of Delegations

Cr R Cook left the meeting at 08:46 pm.

Moved Cr D Pilkington
Seconded Cr G Caruso

1. The information be received.
2. That, having conducted its annual review of its Delegations Register in accordance with Section 44(6) of the Local Government Act 1999, the Council:

Revocations

- a. Hereby revokes its previous delegations to the Chief Executive Officer, effective from 18th day of February 2016, of those powers and functions under the following:
 - i. Community Titles Act 1996
 - ii. Development Act 1993 and Development Regulations 1993/2008
 - iii. Dog and Cat Management Act 1995
 - iv. Environment Protection Act 1993 and Environment Protection (Waste management) Policy 1994 OR Environment Protection (Waste to Resources) Policy 2010
 - v. Expiation of Offences Act 1996
 - vi. Fences Act 1975
 - vii. Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005
 - viii. Food Act 2001
 - ix. Freedom of Information Act 1991
 - x. Housing Improvement Act 1940
 - xi. Land and Business (Sale and Conveyancing) Act 1994
 - xii. Liquor Licensing Act 1997
 - xiii. Local Government Act 1934
 - xiv. Local Government Act 1999
 - xv. Natural Resources Management Act 2004, Natural Resources Management (General) Regulations 2005 and Natural Resources Management (Transitional Provisions – Levies) Regulations 2005

- xvi. Public and Environmental Health Act 1987 and Public and Environmental Health (Waste Control) Regulations 2010 and Public and Environmental Health (Legionella) Regulations 2008
 - xvii. Roads (Opening and Closing) Act 1991
 - xviii. Road Traffic Act 1961 (SA), Road Traffic (Miscellaneous) Regulations 1999 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 1999
 - xix. South Australian Public Health Act 2011 along with the South Australian Public Health (Legionella) Regulations 2013 and the South Australian Public Health (Wastewater) Regulations 2013
 - xx. Supported Residential Facilities Act 1992
 - xxi. Unclaimed Goods Act 1987
 - xxii. Work Health and Safety Act 2012
 - xxiii. Safe Drinking Water Act 2011
 - xxiv. Water Industry Act 2012 and Water Industry Regulations 2012
 - xxv. Real Property Act 1886
 - xxvi. Strata Titles Act 1988
 - xxvii. Heavy Vehicle National Law (South Australia) Act 2013
 - xxviii. Burial and Cremation Act 2013 and Burial and Cremation Regulations 2014
- b. Hereby revokes its previous delegations to its Development Assessment Panel under the Development Act 1993 and Development Regulations 2008.

Delegations made under Local Government Act 1999

3. In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Acts and specified in the Delegations Register are hereby delegated from the 19th day of February 2016 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified within the Delegations Register:
- i. Burial and Cremation Act 2013 and Burial and Cremation Regulations 2014
 - ii. Community Titles Act 1996
 - iii. Dog & Cat Management Act 1995
 - iv. Environment Protection Act 1993
 - v. Expiation of Offences Act 1996

-
- vi. Fences Act 1975
 - vii. Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005
 - viii. Freedom of Information Act 1991
 - ix. Heavy Vehicle National Law (South Australia) Act 2013
 - x. Housing Improvement Act 1940
 - xi. Land & Business (Sale & Conveyancing) Act 1994
 - xii. Liquor Licensing Act 1997
 - xiii. Local Government Act 1934
 - xiv. Local Government Act 1999
 - xv. Natural Resources Management Act 2004, Natural Resources Management (General) Regulations 2005 and Natural Resources Management (Transitional Provisions – Levies) Regulations 2005
 - xvi. Real Property Act 1886
 - xvii. Road Traffic Act 1961 (SA), Road Traffic (Miscellaneous) Regulations 1999 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 1999
 - xviii. Roads (Opening and Closing) Act 1991
 - xix. Safe Drinking Water Act 2011
 - xx. South Australian Public Health Act 2011 along with the South Australian Public Health (Legionella) Regulations 2013 and the South Australian Public Health (Wastewater) Regulations 2013
 - xxi. Strata Titles Act 1988
 - xxii. Unclaimed Goods Act 1987
 - xxiii. Water Industry Act 2012 and Water Industry Regulations 2012
 - xxiv. Work Health and Safety Act 2012
4. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 and the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

Delegations made under Development Act 1993

5. In exercise of the powers contained in Sections 20 and 34(23) of the Development Act 1993, the powers and functions under the Development Act 1993 and the Development Regulations 2008 contained in the Delegations Register (Delegations Register, pages 32 – 141) are hereby delegated this 19th day of February 2016 to the person occupying the office of Chief Executive Officer, subject to the conditions and or limitations specified herein or in the Schedule of Conditions in each such proposed Instrument of Delegation.
6. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Development Act 1993.
7. In exercise of the powers contained in Sections 20 and 34(23) of the Development Act 1993 the powers and functions under the Development Act 1993 and the Development Regulations 2008 contained in the Delegations Register (Delegations Register, pages 1 - 3) are hereby delegated to the Council's Development Assessment Panel, subject to any conditions specified herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Development Act 1993.

Delegations Made under Food Act 2001

8. In exercise of the powers contained in Section 91 of the Food Act 2001, the powers and functions under the Food Act 2001 contained in the Delegations Register (Delegations Register, pages 376 – 382) are hereby delegated from the 19th day of February 2016 to the person occupying the office of Chief Executive Officer (“the head of the enforcement agency” for the purposes of the Food Act 2001), subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Food Act 2001.
9. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Food Act 2001.

Delegations under Supported Residential Facilities Act 1992

10. In exercise of the power contained in Section 9 of the Supported Residential Facilities Act 1992, the powers and functions under the Supported Facilities Act 1992 and Supported Residential Facilities Regulations 2009 contained in the Delegations Register (Delegations Register, pages 434 – 446) are hereby delegated this 19th day of February 2016 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Supported Residential Facilities Act 1992.
11. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Supported Residential Facilities Act 1992.

Authorisations and Sub-delegation under the Road Traffic Act 1961

12. In accordance with the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for transport and Infrastructure (the ‘instrument’) the Council authorises the following persons pursuant to Clause A.7 of the Instrument to endorse Traffic Impact Statements for the purposes of Clause A of the Instrument provided that such persons shall take into account the matters specified in Clause A.7 of the Instrument in respect of Traffic Impact Statements.
 - i. Patrick Trimboli, Senior Traffic Engineer
 - ii. Dameon Roy, Manager Technical Services
 - iii. Tony Calandro, Senior Traffic Engineer
13. In accordance with Clause A.7 of the Instrument, the Council is of the opinion that the following persons are experienced traffic engineering practitioners for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the Instrument:
 - i. Patrick Trimboli, Senior Traffic Engineer
 - ii. Dameon Roy, Manager Technical Services
 - iii. Tony Calandro, Senior Traffic Engineer

14. In exercise of the power contained in, and in accordance with, Clause G.1 of the Instrument, the power contained in Section 33(1) of the Road Traffic Act 1961 and delegated to the Council pursuant to Clause G of the Instrument and contained in the Delegations Register (Delegations Register, page 478) is hereby sub-delegated this 19th day of February 2016 to the person occupying the office of Chief Executive Officer of the Council subject to:
 - a. The conditions contained in the Instrument; and
 - b. Any conditions contained in this Resolution or in the Instrument of Sub-delegation; and
 - c. The creation of a separate instrument in writing reflecting such sub-delegation under the Instrument and this Resolution.
15. In accordance with Clause E.2 of the Instrument, the Council is of the opinion that the following persons have an appropriate level of knowledge and expertise in the preparation of traffic management plans:
 - i. Patrick Trimboli, Senior Traffic Engineer
 - ii. Dameon Roy, Manager, Technical Services
 - iii. Tony Calandro, Senior Traffic Engineer

Delegations under Safe Drinking Water Act 2011 (of enforcement agency)

16. In exercise of the power contained in Section 43 of the Safe Drinking Water Act 2011 the powers and functions of the Council as a relevant authority under the Safe Drinking Water Act 2011 contained in the Delegations Register (Delegations Register, pages 394 – 399) are hereby delegated this 19th day of February 2016 to the person occupying the office of Chief Executive officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of delegation under the Safe Drinking Water Act 2011.
17. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of delegation under the Safe Drinking Water Act 2011.

**CARRIED
0851/2016**

3.6.2 Review of Representation of the City of Salisbury by Elected Members Policy

Moved Cr B Vermeer
Seconded Cr D Balaza

1. The Information be received.
2. The Representation of the City of Salisbury by Elected Members Policy as set out in Attachment 1 to this report (Resources and Governance 3.6.2, 16/11/2015), subject to the following amendment:
 3. *In the circumstances where **the event occurs outside of the City of Salisbury**, or there is limited time available to confirm an alternative attendee, every effort will be made to contact members in accordance with the order of precedence. Where it is not possible to confirm an attendee from the order of precedence, guidance will be sought from the Mayor or Deputy Mayor as to who should be asked to attend the event/function.*

be endorsed.

CARRIED
0852/2016

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 15 December 2015 . The minutes were distributed to all members for information.

6 Budget and Finance Committee Meeting

Minutes of the Budget and Finance Committee Meeting held on 18 January 2016 were considered by Council.

Administration

6.0.1 Future Reports for the Budget and Finance Committee

Cr R Cook returned to the meeting at 08:49 pm.

Moved Cr D Pilkington
Seconded Cr G Caruso

1. The information be received.

**CARRIED
0853/2016**

Business Units

6.7.1 Standard Customer Sales Contract - Salisbury Water Retail Service

Moved Cr D Pilkington
Seconded Cr S Bedford

1. The information be received.
2. The Standard Customer Sales Contract for Salisbury Water's Retail Service, as provided in Attachment A, be endorsed as Council's standard terms for its water retail service for existing and new **residential** customers and for new or renewing **non-residential** customers with a standard water retail service.
3. Pursuant to Section 36 of the Water Industry Act 2012, the proposed revised Standard Customer Sales Contract, as provided in Attachment A, be published in the next available edition of the Government Gazette.
4. The Water Supply Agreement Schedule, as provided in Attachment B, be adopted for non-residential customers with a non-standard service.
5. Delegate authority to the Chief Executive Officer to authorise future amendments to the Standard Customer Sales Contract to maintain Council's interests and reflect any future regulatory changes.

**CARRIED
0854/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

6.9.1 Red Jam Pty Ltd - Legal Costs

7 Sport, Recreation and Grants Committee Meeting

Minutes of the Sport, Recreation and Grants Committee Meeting held on 11 January 2016 were considered by Council.

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr D Proleta
Seconded Cr R Cook

1. The information be received.

**CARRIED
0855/2016**

Sport and Recreation

7.1.1 Minor Capital Works Grants - January Allocations

Moved Cr D Proleta
Seconded Cr B Vermeer

1. That using its delegated powers outlined in the adopted Terms of Reference the Sports, Recreation and Grants Committee assess and allocate funding for the January 2016 round of Minor Capital Works Grants Program as follows:
 - a. Salisbury North Football Club is allocated \$30,000 for construction of a safety net, replacement/repair of coaches/timekeepers boxes and installation of synthetic grass in front of coaches boxes.
 - b. Cross Keys BMX Club is allocated \$30,000 towards the installation of a new ramp and start gate on the condition that external funding is secured for the balance of works.
 - c. Para Districts Obedience Dog Club is allocated \$30,000 towards the concreting of area adjacent shed and lining of store area for the purpose of selling dog products.

**CARRIED
0856/2016**

Community Grants

7.2.1 Youth Sponsorship - December Applications

Moved Cr D Proleta
Seconded Cr D Bryant

1. The information be received.

**CARRIED
0857/2016**

7.2.2 Community Grants Program Applications for January 2016

Moved Cr D Proleta
Seconded Cr D Pilkington

1. The information be received and noted.

**CARRIED
0858/2016**

**7.2.3 43/2015: Chin Community of South Australia Inc. -
Community Grants Program Application**

Moved Cr G Caruso
Seconded Cr D Proleta

1. It be noted that, in accordance with delegated powers set out in the endorsed Terms of Reference, the Sport, Recreation and Grants Committee assessed and allocated funding for the January 2016 round of Community Grants as follows:
 - a. Grant No. 43/2015: Chin Community of South Australia Inc. be awarded the amount of **\$1,445.00** to assist with the hall hire expense for the Chin National Day Sport and Event Celebrations as outlined in the Community Grant Application and additional information.
 - b. That Chin Community of South Australia Inc. be awarded a further amount of **\$555.00** on receipt of appropriate documentation for the Sports Oval Hire for the Chin National Day Sport and Event Celebrations.

**CARRIED
0859/2016**

7.2.4 48/2015: The Friends of Dry Creek Trail Inc. Community Grants Program Application

Moved Cr B Vermeer
Seconded Cr D Proleta

1. It be noted that, in accordance with delegated powers set out in the endorsed Terms of Reference, the Sport, Recreation and Grants Committee assessed and allocated funding for the January 2016 round of Community Grants as follows:
 - a. Grant No. 48/2015: The Friends of Dry Creek Trail Inc. be awarded the amount of **\$1,866.00** to assist with the purchase of a one man earth auger and accessories for ongoing use as outlined in the Community Grant Application and additional information.

CARRIED
0860/2016

8 CEO Review Committee Meeting

Minutes of the CEO Review Committee Meeting held on 11 January 2016 were considered by Council.

Administration

8.0.1 Appointment of Deputy Chairman - CEO Review Committee

Moved Cr B Vermeer
 Seconded Cr D Proleta

1. The Elected Member holding the office of Deputy Mayor be appointed as Deputy Chairman of the CEO Review Committee for the remainder of the term of the Council, commencing 01/03/2016, and the Terms of Reference for the CEO Review Committee be amended to reflect this.

**CARRIED
 0861/2016**

Reports

8.1.1 CEO Key Performance Indicators Status Update

Moved Cr L Caruso
 Seconded Cr G Caruso

1. Information be received and progress towards achievement of the endorsed 2015/2016 Key Performance Indicators to be noted and endorsed.

**CARRIED
 0862/2016**

GENERAL BUSINESS

OTHER BUSINESS

OB1 Mayor's Diary

Moved Cr B Vermeer
 Seconded Cr D Bryant

1. That this information be noted.

**CARRIED
 0863/2016**

OB2 Investigation of Reusable Cup Scheme

Cr D Pilkington left the meeting at 8:59pm.

Cr Balaza declared an interest due to be a member of the NAWMA Board.

Cr D Pilkington returned to the meeting at 09:02 pm.

Moved Cr B Vermeer
Seconded Cr D Bryant

1. Staff investigate the opportunity to introduce a “reusable cup scheme” within the City of Salisbury, whereby consumers are encouraged to supply a reusable cup at the time of purchasing hot beverages at participating businesses, and in return the participating businesses offer a discount on the hot beverage.
2. The investigation of the “reusable cup scheme” should consider identification of specific aims of the scheme, which may include reduction in the amount of waste produced from disposable cups and encouraging shoppers to make environmentally conscious decisions when buying products.
3. As part of the investigation of the “reusable cup scheme” staff engage with NAWMA and member Councils of NAWMA to determine interest in supporting the introduction and/or expansion of the scheme within the Northern Region.

CARRIED
0864/2016

BREAK

In accordance with section 10 (2) of the Code of Practice for Meeting Procedures, the presiding member provided a break to all present. The meeting was suspended at 9:06 pm.

The meeting reconvened at 9:16 pm.

OB3 ERD Court determination - Farm Direct Markets, Old Spot Hotel, Main North Road, Salisbury Heights

Mayor G Aldridge declared an interest due to her son's involvement in the market and asked Deputy Mayor to take the Chair. Mayor G Aldridge left the meeting at 09:17 pm.

Cr D Balaza assumed the Chair at 9:17 pm.

Cr Zahra declared an interest due to family members being involved in markets.

Cr S White declared an interest due to being a member of DAP and left the meeting at 09:18 pm.

Cr L Caruso declared an interest due to being a member of DAP and left the meeting at 09:18 pm.

Cr B Vermeer sought leave of the meeting to speak for a further five minutes and leave was granted.

Cr R Cook sought leave of the meeting to speak for a second time and leave was granted.

Cr G Reynolds left the meeting at 09:58 pm.

Cr G Reynolds returned to the meeting at 10:00 pm.

Moved Cr B Vermeer
Seconded Cr D Bryant

Council write to the

- Minister for Planning, the Hon. John Rau, M.P.
- the Shadow Minister for Planning Mr Steven Griffiths, M.P.
- the Member for Little Para, Mr Lee Odenwalder
- the Shadow Parliamentary Secretary for Deregulation and Information Technology Use in Government, Mr Stephan Knoll MP

requesting a response by 9 February 2016 and asking that the issues raised in the ERD Court judgment relating to the designation of markets as 'shops' be addressed by an amendment to the Development Regulations and potentially by further amendments to the Planning, Development and Infrastructure Bill 2015, currently before Parliament, to facilitate the correct development assessment and continued operation of markets within local communities.

CARRIED

Moved Cr B Vermeer
Seconded Cr D Bryant

With leave of the meeting and consent of the seconder Cr B Vermeer
VARIED the MOTION as follows

1. Council write to the
 - Minister for Planning, the Hon. John Rau, M.P.
 - the Shadow Minister for Planning Mr Steven Griffiths, M.P.
 - the Member for Little Para, Mr Lee Odenwalder
 - the Shadow Parliamentary Secretary for Deregulation and Information Technology Use in Government, Mr Stephan Knoll MP

requesting a response be received prior to 9 February 2016 and asking that the issues raised in the ERD Court judgment relating to the designation of markets as 'shops' be addressed by an amendment to the Development Regulations and potentially by further amendments to the Planning, Development and Infrastructure Bill 2015, currently before Parliament, to facilitate the correct development assessment and continued operation of markets within local communities.

2. Council submit a Notice of Motion to the next ordinary meeting of the Local Government Association requesting that the LGA lobby the Minister for Planning to amend the Development Regulations to address the issues relating to the designation of markets as shops by the ERD Court if a positive response is not received to the correspondence sent by the City of Salisbury.

CARRIED
0865/2016

Mayor G Aldridge returned to the meeting at 10:02 pm and resumed the Chair.
Cr S White returned to the meeting at 10:02 pm.
Cr L Caruso returned to the meeting at 10:02 pm.

CONFIDENTIAL ITEMS

2.9.1 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 11 January 2016

Moved Cr G Caruso

Seconded Cr G Reynolds

1. *Pursuant to Section 90(2) and (3)(b)(i) and (b)(ii) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*

- it relates to information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and

- information the disclosure of which would, on balance, be contrary to the public interest.

2. *In weighing up the factors related to disclosure,*

- disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations

- Non-disclosure of the matter and discussion of this item in confidence would protect information relating to proposed commercial negotiations regarding Walpole Road Stage 3 and enable Council to consider information prior to determining the most appropriate course of action.

*On that basis the public's interest is best served by not disclosing the **Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 11 January 2016** item and discussion at this point in time.*

3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

**CARRIED
0866/2016**

The meeting moved into confidence at 10:02 pm.

Cr S Bedford left the meeting at 10:02 pm and did not return.

The meeting moved out of confidence at 10:03 pm.

2.9.2 Salisbury Bowling Club - 5 - 15 Orange Avenue Salisbury

Moved Cr G Caruso

Seconded Cr G Reynolds

1. *Pursuant to Section 90(2) and (3)(b)(i) and (ii) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council.*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *Non-disclosure of the matter and discussion of this item in confidence would protect information relating to proposed commercial negotiations regarding land associated with the Salisbury Bowling Club and enable Council to consider detailed options and information prior to determining the most appropriate course of action.*

*On that basis the public's interest is best served by not disclosing the **Salisbury Bowling Club - 5 - 15 Orange Avenue Salisbury** item and discussion at this point in time.*
3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

CARRIED
0867/2016

The meeting moved into confidence at 10:03 pm.

Cr S Reardon left the meeting at 10:03 pm and did not return.

The meeting moved out of confidence at 10:21 pm.

Mayor G Aldridge declared an interest on the basis of receiving a campaign donation from Red Jam Pty Ltd and asked the Deputy Mayor to take the Chair. Mayor G Aldridge left the meeting at 10:21 pm and did not return. Cr D Balaza assumed the Chair.

6.9.1 Red Jam Pty Ltd - Legal Costs

Moved Cr D Bryant
Seconded Cr G Reynolds

1. Pursuant to Section 90(2) and (3)(d)(i) and (d)(ii) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:

- it relates to commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
- commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest.

2. In weighing up the factors related to disclosure,

- disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations
- Non-disclosure of the matter and discussion of this item in confidence would protect commercial and contractual information contained within this report, the disclosure of which would adversely affect the business interests of Red Jam Pty Ltd.

On that basis the public's interest is best served by not disclosing the **Red Jam Pty Ltd - Legal Costs** item and discussion at this point in time.

3. Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.

**CARRIED
0868/2016**

The meeting moved into confidence at 10:21 pm.

The meeting moved out of confidence and closed at 10:29 pm

CHAIRMAN.....

DATE.....