



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

22 FEBRUARY 2016

MEMBERS PRESENT

Mayor G Aldridge
Cr D Balaza (Deputy Mayor)
Cr S Bedford
Cr D Bryant
Cr C Buchanan
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 J Woodman
Cr R Zahra

STAFF

Chief Executive Officer, Mr J Harry
General Manager Business Excellence, Mr C Mansueto
General Manager City Development, Mr T Sutcliffe
General Manager, Community Development, Ms J Trotter
General Manager City Infrastructure, Mr M van der Pennen
Manager Governance, Ms T Norman
Manager Parks and Landscape, Mr M Purdie
Manager Communications and Customer Relations, Mr M Bennington
Team Leader Corporate Communications, Mr C Treloar
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

Nil.

LEAVE OF ABSENCE

Nil.

PUBLIC QUESTION TIME

Nil.

DEPUTATIONS

No Deputations have been received.

PRESENTATION OF MINUTES

Moved Cr D Balaza
Seconded Cr L Caruso

The Minutes of the Council Meeting held on 25 January 2016, be taken and read as confirmed.

CARRIED
0873/2016

Moved Cr G Reynolds
Seconded Cr S Bedford

The Minutes of the Confidential Council Meeting held on 25 January 2016, be taken and read as confirmed.

CARRIED
0874/2016

Bringing Forward Confidential Item C1

Moved Cr L Caruso
Seconded Cr J Woodman

That item C1 be brought forward for consideration.

CARRIED
0875/2016

C1 Appeal against ERD Court Decision - Old Spot Farmers Market

Mayor G Aldridge declared an interest due to her son's involvement in the legal proceeding and left the meeting at 7:19 pm. Deputy Mayor D Balaza assumed the Chair.

Cr R Zahra declared an interest due to his family being actively involved in markets.

Cr L Caruso declared an interest due to being a member of the DAP.

Cr C Buchanan declared an interest due to being a member of the DAP.

Cr S White declared an interest due to being a member of the DAP.

Cr B Vermeer declared an interest due to his lawyer also being Griffiths Lawyers.

Moved Cr R Zahra

Seconded Cr R Cook

1. *Pursuant to Section 90(2) and (3)(h) and (i) 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 legal advice; and

- 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.

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

- This report is Confidential as it will consider legal advice provided to Council under privilege, and Council's approach to an appeal to the Supreme Court of an ERD Court decision

*On that basis the public's interest is best served by not disclosing the **Appeal against ERD Court Decision - Old Spot Farmers Market** 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, and Council's legal advisor be excluded from attendance at the meeting for this Agenda Item.*

CARRIED
0876/2016

The meeting moved into confidence at 7:19 pm.

Moved Cr C Buchanan
Seconded Cr R Cook

1. The report be received
2. Council's solicitors be advised to inform the Supreme Court and the parties to the appeal that in the matter of *SCCIV 169 of 2016 between M.M Aldridge and B. Johnston*, Council will abide the decision of the Court and not make submissions to the Court on the matters that are the subject of the appeal.
3. Pursuant to Section 91(7) of the Local Government Act 1999, it is recommended that the report, attachment 1 (legal advice), discussion, and recommendations for this item will remain confidential and not available for public inspection until 22 February 2017.
4. Pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

CARRIED
0877/2016

The meeting moved out of confidence at 7:41 pm.

Mayor G Aldridge returned to the meeting at 07:43 pm and resumed the Chair.

QUESTIONS ON NOTICE

QON1 Status of Mobile Phone Tower Installation at Para Hills Bowling Club

Cr D Bryant asked the following question:

What is happening at the Para Hills Bowling club in terms of the installation of the approved mobile phone tower? Reports from residents and club patrons have informed me they struck water when drilling. Is the site being abandoned and if so are there any alternate locations for the mobile phone tower?

The following response was provided by the Manager Property and Buildings:

After consultation with council staff and Committee representatives from the Para Hills Bowling Club, it was confirmed that Vodafone commenced construction of the mobile phone tower in December 2015. Despite pre drill testing at the predesign stage, Vodafone encountered a problem when the monopole footing hole was bored. Unfortunately the water table was reached before being able to reach the required depth which had been determined. As a consequence of this, further drilling was placed on hold whilst the engineers reviewed the situation. The engineers have since been engaged to redesign the requirements for the pole, but unfortunately delays have been experienced due to the Christmas break and availability of people during this time.

Council has been advised that the redesign is currently in progress and once it has been finalised, Vodafone will re-commence construction of the tower. It should be noted that carpark works and footings to the shelter were completed in December 2015. Vodafone's representative has been communicating regularly with representatives from the Para Hills Bowling Club and both parties have come to an agreement to store the monopole within the Club's yard.

QUESTIONS WITHOUT NOTICE

QWON1 Mixed Use Development Conference

Cr D Pilkington asked a question in relation to the Mixed Use Development Conference in Melbourne.

The question was answered by the General Manager City Development.

QWON2 Local Government Storm Water Management Bill

Cr B Vermeer asked a question in relation to the LGA position on the Local Government Storm Water Management Bill currently before Parliament and the LGA position on Local Government representatives on that panel.

The question was taken on notice.

QWON3 Captured Dogs

Cr B Vermeer asked a question in relation to information available on the number of captured dogs that are not released and are ultimately euthanased.

The question was taken on notice.

QWON4 St Kilda Progress Hall

Cr R Cook asked a question in relation to a recent Messenger article on possible demolition of the St Kilda Progress Hall.

The question was answered by the Mayor.

QWON5 Possible Development at St Kilda

Cr C Buchanan asked a question in relation to a recent Messenger article about possible development at St Kilda.

The questions were answered by the Mayor.

Cr B Vermeer moved that Council proceed to the next item of business.

Cr D Bryant seconded.

LOST

*A **DIVISION** was requested by Cr C Buchanan and the following members responded to the Mayor's call as having voted in favour of the **MOTION**:*

Crs D Bryant, G Caruso and B Vermeer

*The following members responded to the Mayor's call as having voted against the **MOTION**:*

Crs D Balaza, S Bedford, C Buchanan, L Caruso, R Cook, E Gill, D Pilkington, D Proleta, S Reardon, G Reynolds, S White, J Woodman and R Zahra

*The Mayor declared the **MOTION** was **LOST***

QWON6 Media Contact

Cr D Proleta asked a question in relation to media contact with the Mayor.

The question was answered by the Mayor.

QWON7 Mayor's Interview with the Messenger

Cr D Pilkington asked a question in relation to the Mayor's interview with the Messenger.

The question was answered by the Mayor.

QWON8 Authority to Speak with the Media

Cr D Balaza asked a question in relation to the Mayor's authority to speak with the media.

The question was answered by the Chief Executive Officer.

QWON9 St Kilda Development Policy

Cr C Buchanan asked a question in relation to Council's current policy for development of St Kilda.

The question was taken on notice.

Cr C Buchanan left the meeting at 07:56 pm.

NOTICES OF MOTION

No Notices Of Motion were received.

PETITIONS

PET1 Notice of Petition: Rejection of Proposed Development at 12-14 Ada Street, Salisbury

Moved Cr S Reardon

Seconded Cr D Pilkington

RECOMMENDATION

1. The notice of petition requesting Council reject the proposed development at 12-14 Ada Street, Salisbury be received.
2. Council note that staff propose to report back to Council addressing the petition in March 2016.

**CARRIED
0878/2016**

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Minutes of the Policy and Planning Committee Meeting held on 15 February 2016 were considered by Council.

Administration

1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr L Caruso
Seconded Cr J Woodman

1. The information be received.

CARRIED
0879/2016

Community Development

1.1.1 Autism Friendly Play Space

Moved Cr J Woodman
Seconded Cr G Reynolds

1. The report is received and noted.
2. Funding for the planning and design of one autism sensitive play space be considered in 2016/17 Bid 20018 Playground Renewal Program with a view towards construction in 2017/18.
3. A further report is prepared for November 2016 with preferred design and location, costs of construction and potential partner funding sources.
4. The report to include a longer term plan for increasing the number of autism sensitive play spaces across the city.

CARRIED
0880/2016

1.1.2 Increase Capacity on Early Intervention Programs

Moved Cr D Pilkington
Seconded Cr R Zahra

1. The Community Learning and Outreach Team liaise with Community Centres and kindergartens to identify interest in hosting the ABC 30&3 program, in addition to the existing scheduled 12 sessions per year.
2. Where a Community Centre indicates an interest in hosting the ABC 30&3 program, the sessions be modified in format and/or timeframe to suit the needs and availability of participants at the Community Centres.
3. Further grant funding be sought to increase capacity to provide literacy skills development programs for families.

CARRIED
0881/2016

Cr C Buchanan returned to the meeting at 08:07 pm.

1.1.3 Cr Brian Goodall Recognition

Moved Cr B Vermeer
Seconded Cr S White

1. The renaming of Royal Avenue Reserve to Brian Goodall Reserve and the renaming of the David Street bridge to the Goodall Bridge be endorsed and staff be authorised to undertake all works required for the renaming of these locations.
2. The installation of a seat and granite plinth within the Royal Avenue Reserve in recognition of Cr Goodall be endorsed.
3. A New Initiative Bid for \$34,000 be included in the 16/17 budget to fund the expenses relating to the recognition of the late Cr Brian Goodall.

CARRIED
0882/2016

1.1.4 Minutes of the Youth Council Sub Committee meeting held on Tuesday 9 February 2016

1.1.4-YC1 Youth Council Positions 2016

Moved Cr R Zahra

Seconded Cr S White

1. Bianca Bilsborow be appointed to the position of Chairperson of the Youth Council for 2016.
2. Michael Santos be appointed to the position of Deputy Chairperson of the Youth Council for 2016.

**CARRIED
0883/2016**

1.1.4-YC2 Youth Action Plan

Moved Cr R Zahra

Seconded Cr S White

1. The report be received and noted.
2. The review and development of the Youth Action Plan be endorsed as the Youth Council Project Team for 2016.
3. The methodology for development of the Youth Action Plan, as outlined in paragraphs 3.2 to 3.6 of Item YC2, Youth Council Sub Committee, 09/02/2016, be endorsed.
4. Membership of the Youth Action Plan Project Team comprise all Youth Council members.
5. Bianca Bilsborow be appointed as the Youth Action Plan Project Team Leader.
6. Working groups be established to evaluate each of the five key directions within the Youth Action Plan, with a youth member to be appointed to lead each working group.

**CARRIED
0884/2016**

1.1.4-YC3 Life Skills Project Team Update

Moved Cr R Zahra
Seconded Cr S White

1. The information be received and noted.

**CARRIED
0885/2016**

**1.1.4-YC4 Twelve25 Salisbury Youth Enterprise Centre
February Update**

Moved Cr R Zahra
Seconded Cr S White

1. The information be received and noted.

**CARRIED
0886/2016**

Economic Development

**1.2.1 Strategic and International Partnerships Sub Committee -
Financial Considerations and Potential Budget Strategies to
Support Initiatives**

Moved Cr L Caruso
Seconded Cr S Reardon

1. A New Initiative Bid for \$30,000 be included for consideration in the 2016/17 budget to deliver on the terms of reference of the Strategic and International Partnerships Sub Committee.
2. It be noted that a complementary New Initiative Bid for \$36,000 is being submitted within the 2016/17 budget to contribute to the cost of participation in trade and investment delegations as well as build capability in small business to capture trade and investment opportunities (as per the China Action Plan).

**CARRIED
0887/2016**

Urban Development

1.3.1 Salisbury City Centre - Urban Design Framework

Moved Cr J Woodman
Seconded Cr L Caruso

1. That the Salisbury City Centre Urban Design Framework forming an attachment to the Policy and Planning Committee Agenda report of 15 February 2016 be endorsed for public consultation, to be undertaken concurrent with public consultation on the Salisbury City Centre Development Plan Amendment.

**CARRIED
0888/2016**

1.3.2 Salisbury City Centre Development Plan Amendment for Consultation

Moved Cr L Caruso
Seconded Cr G Caruso

1. The draft Salisbury City Centre Development Plan Amendment forming Attachment 3 to the Policy and Planning Committee report be endorsed for consultation.
2. That the CEO be authorised to sign the Public Consultation certificate in accordance with Section 25(10) of the Development Act 1993.
3. That the General Manager City Development be delegated to make minor editorial amendments to the Development Plan Amendment that do not change the policy intent of the Development Plan Amendment prior to the commencement of consultation.
4. That the Planning and Policy Committee be appointed to hear representations in relation to the Salisbury City Centre Development Plan Amendment at the Public Hearing, in accordance with Section 25(11)(c) of the Development Act 1993.

**CARRIED
0889/2016**

1.3.3 Waterloo Corner Road Burton Residential Development Plan Amendment (DPA).

Cr G Caruso declared an interest due to a relationship with the developers involved in this DPA and left the meeting at 8:14 pm.

Moved Cr D Pilkington

Seconded Cr G Reynolds

1. The revised Waterloo Corner Road, Burton Residential Development Plan Amendment Statement of Intent forming an attachment to the Policy and Planning Committee agenda report be endorsed.
2. The endorsed Statement of Intent be forwarded to the Minister for Planning requesting agreement to proceed to a Development Plan Amendment in accordance with Section 25 of the Development Act 1993, subject to a signed agreement negotiated by the General Manager City Development for a privately funded Development Plan Amendment between Council and the Developer consistent with Council's endorsed Privately Funded DPA Policy.
3. Council authorise the General Manager City Development to amend the Statement of Intent in a manner which does not significantly alter the intent or proposed outcomes of the DPA, if deemed necessary to obtain the Minister for Planning's approval to begin the Development Plan Amendment process.

CARRIED
0890/2016

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

1.3.4 Elder Smith Road Duplication Request - Minister for Transport and Infrastructure Response

Cr G Caruso declared an interest due to his employment.

Cr R Cook left the meeting at 08:51 pm.

Cr R Cook returned to the meeting at 08:54 pm.

Moved Cr S White

Seconded Cr B Vermeer

1. That the information be received, and that Council write to the Premier expressing its dissatisfaction with the Minister's response and implore him and his State Government to elevate the priority and accelerate the timing of the extension of Elder Smith Road to Port Wakefield Road, and its duplication.
2. Council reaffirm to the State Government its preparedness to work with the State Government, Federal Government, business and community stakeholders to improve transport links via Elder Smith Road and Kings Road.

With leave of the meeting and consent of the seconder Cr S White
VARIED the MOTION as follows

1. That the information be received, and that Council write to the Premier expressing its dissatisfaction with the Minister's response and implore him and his State Government to elevate the priority and accelerate the timing of the extension of Elder Smith Road to Port Wakefield Road, and its duplication, with a copy of the letter to be forwarded to the Leader of the Opposition and the Shadow Minister for Transport and Infrastructure.
2. Council reaffirm to the State Government its preparedness to work with the State Government, Federal Government, business and community stakeholders to improve transport links via Elder Smith Road and Kings Road.

**CARRIED
0891/2016**

BREAK

In accordance with section 10 (2) of the Code of Practice for Meeting Procedures, the Mayor provided a break to all present.

The meeting was suspended at 9:04 pm.

The meeting reconvened at 9:17 pm.

2 Works and Services Committee Meeting

Minutes of the Works and Services Committee Meeting held on 15 February 2016 were considered by Council.

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr L Caruso
Seconded Cr G Caruso

1. The information be received.

**CARRIED
0892/2016**

Community Centres and Youth

2.1.1 Investigation of Costs Associated with Waterslide/Diving Platform Installation at Salisbury Recreation Precinct

Moved Cr D Balaza
Seconded Cr D Bryant

It is recommended to Council that:

1. The information be received.
2. A report be brought back to Council exploring the provision of a spray pad/play structure at the Salisbury Recreational Precinct for consideration in the 2017/2018 budget.
3. No further action be taken on the diving board or water slide at this time with a report to return to Council if a relevant Federal Government grant seeking shovel ready projects becomes available.

**CARRIED
0893/2016**

Landscaping

2.4.1 Tree Management Framework

Cr J Woodman left the meeting at 09:22 pm.

Cr J Woodman returned to the meeting at 09:28 pm.

Cr B Vermeer left the meeting at 09:32 pm.

Cr B Vermeer returned to the meeting at 09:33 pm.

Moved Cr D Balaza

Seconded Cr B Vermeer

1. Approval of the Tree Management Framework be deferred for one month pending the presentation of the Street Tree Planting Guide to Council for review.

**CARRIED
0894/2016**

Property

2.5.1 Road Closure Portion of Ryans Road Plantation, Parafield Gardens

Moved Cr R Zahra

Seconded Cr J Woodman

1. This report be received and noted.
2. Staff be authorised to implement the required provisions of the *Roads (Opening and Closing) Act 1991* to commence a road process for closure of a portion of Ryans Road Plantation, Parafield Gardens as marked "A" on the attached Preliminary Plan (Attachment 1, Item No. 2.5.1, Works and Services Committee, 18/1/2016).
3. Staff undertake public consultation by placing notices in the Leader and News Review Messenger Newspapers and a further notice in the State Government Gazette in accordance with the provisions of the *Roads (Opening and Closing) Act 1991* as well as sending notices to affected residents within the area.
4. Pursuant to Section 193 (4) of the *Local Government Act 1999*, the portion of Ryans Road Plantation marked "A" on the attached Preliminary Plan including consideration of maintaining appropriate road reserve on Ryans Road in the future (Attachment 1, Item No.2.5.1, Works and Services Committee, 18/1/2016) be excluded from Classification as Community Land.
5. A further report will be presented to Council following the public consultation period for consideration of any objections or applications received.

**CARRIED
0895/2016**

2.5.2 Minutes of the Strategic Property Development Sub Committee meeting held on Monday 8 February 2016

2.5.2-SPDSC1 Tranche 1 Program Update Report

Moved Cr G Reynolds

Seconded Cr L Caruso

1. The report be received and the update on the status of the Tranche 1 program be noted.
2. Funding for of an extension of term of the Project Delivery Coordinator role from the Strategic Development Projects budget be considered through a second quarter 2015/16 Budget Review.

**CARRIED
0896/2016**

Public Works

2.6.1 Capital Works Progress Report - January 2016

Moved Cr R Zahra

Seconded Cr R Cook

1. The construction of new footpaths along sections of Short Street, Ingle Farm, Hasse Court, Parafield Gardens and Ceafield Road, Para Hills West, be included within the 2015/16 Council Footpath Program.
2. Harry Bowey and Carisbrooke Reserve be included within the 2015/16 Carpark Renewal Program.

**CARRIED
0897/2016**

2.6.2 Design and Installation of Outdoor Creche perimeter protection at Bagster Road Community Centre and Pooraka Farm Community Centre

Moved Cr D Pilkington

Seconded Cr G Reynolds

1. The information be received.
2. It be noted that installation of a suitable temporary barrier system at Bagster Road and Pooraka Farm Community centres will be completed until the final solution is approved and budgeted through Council.
3. A further risk assessment and traffic analysis be undertaken at each of Councils Community Centres to determine the level of risk for a similar incident, and to recommend an appropriate action to address this.

**CARRIED
0898/2016**

Other Business

W&S OB1 Elder Smith Road, George Street, Ryans Road

Moved Cr R Zahra
Seconded Cr C Buchanan

1. The Footpath Request Evaluation Team undertake an assessment of Elder Smith Road, George Street and Ryans Road between Salisbury Highway and Port Wakefield Road.

CARRIED
0899/2016

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 8 February 2016**

3 Resources and Governance Committee Meeting

Minutes of the Resources and Governance Committee Meeting held on 15 February 2016 were considered by Council.

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr L Caruso
Seconded Cr D Balaza

1. The information be received.

**CARRIED
0900/2016**

Health, Animal Management and By-laws

3.3.1 Dog Registration Fees 2016 – 2017

Cr L Caruso left the meeting at 09:58 pm.

Cr L Caruso returned to the meeting at 09:59 pm.

Moved Cr S Bedford
Seconded Cr C Buchanan

1. The information be received.
2. Council endorse a maximum dog registration fee of \$62.50 for 2016-2017, with the eligible rebates as per the Dog Registration Fee Schedule Proforma.
3. Approval of the Minister for Sustainability, Environment and Conservation be sought for the endorsed maximum dog registration fee of \$62.50 for 2016-2017, with the eligible rebates as per the Dog Registration Fee Schedule Proforma.
4. Appropriate literature explaining the application of dog registration fees to facilities and services within the City of Salisbury to be included with the 2016/2017 dog registration notices.

**CARRIED
0901/2016**

Moved Cr D Bryant
Seconded Cr D Proleta

Cr D Bryant moved a FORMAL MOTION that the MOTION be PUT.

Seconded Cr D Proleta

The MOTION on BEING PUT was CARRIED.

**CARRIED
0902/2016**

A DIVISION was requested by Cr Buchanan and the following members responded to the Mayor's call as having voted in favour of the MOTION:

Crs S Bedford, C Buchanan, L Caruso, R Cook, E Gill, D Proleta, S Reardon, G Reynolds, B Vermeer, J Woodman and R Zahra

*The following members responded to the Mayor's call as having voted against the **MOTION**:*

Crs D Balaza, D Bryant, G Caruso, D Pilkington and S White

*The Mayor declared the **MOTION** was **CARRIED***

External Relations

3.4.1 Nominations Sought for the Dog and Cat Management Board

Moved Cr D Pilkington

Seconded Cr R Cook

1. Cr B Vermeer be nominated as a Local Government Member on the Dog and Cat Management Board.

CARRIED
0903/2016

3.4.2 Nominations Sought for the Libraries Board of SA

Moved Cr D Balaza

Seconded Cr R Cook

1. Cr L Caruso be nominated as a Local Government Member on the Libraries Board of South Australia.

CARRIED
0904/2016

Corporate Governance

3.6.1 Provisions for Remote Access to Committee Meetings by Elected Members

Moved Cr G Reynolds

Seconded Cr D Pilkington

1. The information be received.
2. As part of the next review of the City of Salisbury Code of Practice for Meeting Procedures, the Code of Practice be amended to incorporate provisions for remote access to Committee and Sub-Committee meetings via remote access and be presented to Council for endorsement.

CARRIED
0905/2016

3.6.2 Local Government Association Ordinary General Meeting 15/04/2016 - Call for Notices of Motion

Moved Cr J Woodman
Seconded Cr B Vermeer

1. The information be received.
2. That the following Notice of Motion also be submitted to the LGA for consideration at its Ordinary General Meeting in April 2016:

“That LGA staff prepare a report to be presented at the October 2016 AGM, investigating and providing recommendations for how local governments in South Australia can provide practical and policy support for members of their communities suffering domestic violence, in conjunction with all relevant policies and actions from the SA Government and the Federal Government.”

**CARRIED
UNANIMOUSLY
0906/2016**

3.6.3 Initiation of Representation Review

Moved Cr D Pilkington
Seconded Cr R Zahra

1. The information be received.
2. The Representation Review Process be commenced in accordance with section 12 of the *Local Government Act 1999*.
3. The “Representation review: Key Milestones” document (Item No. 3.6.3, Resources and Governance Committee, 15/02/2016, Attachment 2) be endorsed, noting the document is subject to change at any given time.
4. The Chief Executive Officer be delegated the power to appoint a qualified Independent Person to prepare the Representation Options Paper, following the conduct of a procurement process in accordance with Council’s Procurement Policy.

**CARRIED
0907/2016**

4 Audit Committee Meeting

Minutes of the Audit Committee Meeting held on 9 February 2016 were considered by Council.

Administration

4.0.1 Appointment of Deputy Chairman - Audit Committee

Cr J Woodman left the meeting at 10:22 pm.

Moved Cr C Buchanan
 Seconded Cr G Reynolds

1. Mr C Johnson be appointed as Deputy Chairman of the Audit Committee for a term concluding 1 September 2017, consistent with the appointment term of the Chairman of the Audit Committee.

**CARRIED
 0908/2016**

4.0.2 Future Reports for the Audit Committee of Council

Moved Cr G Reynolds
 Seconded Cr G Caruso

1. The information be received.

**CARRIED
 0909/2016**

4.0.3 Review of the Audit Committee Terms of Reference and Internal Audit Charter

Moved Cr G Caruso
 Seconded Cr G Reynolds

1. The information be received.
2. The Audit Committee Terms of Reference, as set out in the attachment to this report (Item No. 4.0.3, Audit Committee, 09/02/2015) be considered and endorsed.
3. The Internal Audit Charter, as set out in the attachment to this report (Item No. 4.0.3, Audit Committee, 09/02/2015) be considered and adopted.

**CARRIED
 0910/2016**

Reports

4.2.1 Audit Committee Self-Assessment Questionnaire and Process

Moved Cr S White
Seconded Cr D Proleta

1. The information be received.
2. The self-assessment questionnaire, as set out in the attachment to this report (Item No. 4.2.1, Audit Committee, 09/02/2016) be issued to members of the Audit Committee for completion after the February meeting of the Audit Committee of Council, with results to be collated and presented at the Audit Committee of Council meeting in April 2016.

**CARRIED
0911/2016**

4.2.2 Internal Audit Plan

Cr R Cook left the meeting at 10:25 pm.
Cr J Woodman returned to the meeting at 10:25 pm.
Cr R Cook returned to the meeting at 10:27 pm.

Moved Cr G Caruso
Seconded Cr L Caruso

1. The information be received.
2. The Internal Audit Plan 2016-18, as set out in the attachments to this report (Item No. 4.2.2, Audit Committee, 09/02/2015) be endorsed, subject to the deferral of the Payroll audit and bringing forward of the Event Management audit during 2016.

**CARRIED
0912/2016**

4.2.3 Internal Audit Update

Moved Cr G Caruso
Seconded Cr G Reynolds

1. The information be received.

**CARRIED
0913/2016**

4.2.4 University of Adelaide Research Project: Should South Australian Local Governments be audited by Private Sector Auditors or the State Auditor General?

Moved Cr G Reynolds

Seconded Cr G Caruso

1. The information be received.

**CARRIED
0914/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

4.4.1 10887 External Audit Services Contract - 2016/17 to 2020/21

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 27 January 2016. The minutes have been distributed to all members for information.

6 Budget and Finance Committee Meeting

Minutes of the Budget and Finance Committee Meeting held on 15 February 2016 were considered by Council.

Administration

6.0.1 Future Reports for the Budget and Finance Committee

Moved Cr D Pilkington
Seconded Cr S Reardon

1. The information be received.

**CARRIED
0915/2016**

6.0.2 Minutes of the Program Review Sub Committee meeting held on Monday 8 February 2016

Cr D Balaza declared an interest due to being a member of NAWMA.

6.0.2-PRSC1 Appointment of Deputy Chairman - Program Review Sub Committee

Moved Cr G Caruso
Seconded Cr D Pilkington

1. Cr E Gill be appointed as Deputy Chairman of the Program Review Sub Committee for a term of 1 year, commencing 01/03/2016.

**CARRIED
0916/2016**

6.0.2-PRSC2 Program Review Update - Waste Transfer Station

Moved Cr G Caruso
Seconded Cr D Pilkington

1. The information be received.

**CARRIED
0917/2016**

6.0.2-PRSC3 Program Review Brief - Public and Environmental Health Services

Moved Cr G Caruso
Seconded Cr D Pilkington

1. Information be received.
2. The Public and Environmental Health Services Program Review Project Brief and Background Paper as set out in Attachment 1 and 2 to this report be endorsed.

**CARRIED
0918/2016**

Finance

6.1.1 Council Finance Report - January 2016

Moved Cr S Bedford
Seconded Cr B Vermeer

1. The information be received.

**CARRIED
0919/2016**

Budget Review

6.5.1 Second Budget Review 2015/2016

Moved Cr D Pilkington
Seconded Cr G Caruso

1. The budget variances identified in this review and contained in the Budget Variation Summary (Appendix 1) be endorsed and net operating \$122,200, net capital \$135,500 be debited to the Sundry Project Fund. This will bring the balance to **\$257,700**.
2. Funds be allocated for the following non-discretionary net bids:

OPERATING

- Community Information Booklet \$ 17,300
- Shandong Delegation and Visit to Linyi City \$ 10,000

CAPITAL

- Underdown Park Upgrade \$ 450,000
- Wilkinson Road P/Hills Bus Pads and Minor Works \$ 10,000
- Salisbury Bowling Club Land Acquisition \$ 710,000
- Replacement of Basketball backboards at Parafield Gardens \$ 24,000

TOTAL \$1,221,300

NB: This will bring the balance of the Sundry Projects Fund to (\$963,600).

3. The following transfers be approved:
 - a. Transfer \$15,000 from the Innovation to Business Program to the Economic Regional Collaboration to match contribution of City of Playford for the employment of a Northern Adelaide Manufacturing Development Officer.

- b. Transfer \$100,000 from Bicycle Networks Improvement Program to the Minor Traffic Improvements Program, to deliver two new pedestrian crossings at Warner Rd/ Hollywood Blvd & Metro St/ Hollywood Blvd, as per Council Resolution 0847/2016.
 - c. Transfer \$30,000 savings on the OCI / LSI program through insourcing to fund an additional trainee, as per Council Resolution 0514/2015.
 - d. Transfer \$15,000 from Building Control to Planning to align Encumbrance Fees budget with actuals.
 - e. Transfer \$37,400 from Community Health & Wellbeing to Fleet for the provision of three new buses for Home Assist transport service.
 - f. Transfer of \$22,600 from Wages & Salaries to Fleet budgets due to the allocation of vehicles as part of Managers salary packaging.
 - g. Transfer of \$22,600 from Fleet to Wages & Salaries budgets due to the cessation of vehicles as part of Managers salary packaging.
 - h. Transfer of \$57,500 from Parks and Landscape City Growth to various Parks and Landscape Contractual Services to allow for parks growth in the 2015/16 financial year.
 - i. Transfer of \$53,500 from Civil and Waste City Growth to various Civil and Waste Contractual Services to allow for civil growth in the 2015/16 financial year.
4. Decrease investments in 2015/16 by a net \$1,563,600.

**CARRIED
0920/2016**

7 Sport, Recreation and Grants Committee Meeting

Minutes of the Sport, Recreation and Grants Committee Meeting held on 8 February 2016 were considered by Council.

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr D Proleta
Seconded Cr L Caruso

1. The information be received.

**CARRIED
0921/2016**

Sport and Recreation

7.1.1 Sports Development Framework Evaluation

Moved Cr R Zahra
Seconded Cr D Proleta

1. The report be received.
2. The ongoing funding of \$30,000 per annum for the Sports Development Program be considered as a New Initiative Bid within the 2016/17 budget process.
3. Subject to consideration of a further report to Council by December 2016, the Sports Development Program be expanded, based on identification of sporting programs that will deliver greatest return to Council for any investment made.

**CARRIED
0922/2016**

Community Grants

7.2.1 Youth Sponsorship - January Applications

Moved Cr D Proleta
Seconded Cr D Bryant

1. The information be received.

**CARRIED
0923/2016**

7.2.2 Community Grants Program Applications for February 2016

Moved Cr J Woodman
Seconded Cr D Proleta

1. The information be received and noted.

**CARRIED
0924/2016**

7.2.3 03/2016: Saint Mary Choir - Community Grants Program Application

Moved Cr G Caruso
Seconded Cr S Reardon

1. The information be received and noted.

**CARRIED
0925/2016**

7.2.4 Youth Sponsorship Application Assessment

Moved Cr D Proleta
Seconded Cr L Caruso

1. The application for Youth Sponsorship to support participation at the Mediterranean International Cup competition to be held in Spain in March 2016 be received and supported, with Youth Sponsorship to the value of \$800 to be awarded.

**CARRIED
0926/2016**

GENERAL BUSINESS

GB1 Code of Conduct Complaint 03/2015 - Response from Ombudsman following consideration of Part 3 elements of the complaint

ITEM WITHDRAWN

OTHER BUSINESS

OB1 Reports from Council Representatives

Cr B Gill:

- 26/1 Australia Day at Carisbrooke, inc. Citizenship
- 27/1 JP signing at Nursing home
- 28/1 Launch of Look North at Bickfords
- 30/1 ALGWA DV meeting
- 1/2 ALGWA Teleconference
- 2/2 Radio programme - Secret Garden
- 4/2 Visit resident re trees/footpath
- 11/2 Meeting with V Nguyen
Parafield Consultative meeting
- 16/2 Radio programme - Performer Kylie Bryce
JP at Nursing Home
- 18/2 Secret Garden Showcase
- 20/2 ALGWA DV meeting
- 22/2 Meeting w/- V Nguyen & Simon

OB2 Mayor's Diary

Moved Cr D Bryant
Seconded Cr S White

1. That this information be noted.

**CARRIED
0927/2016**

OB3 Lost Dog and Cat Information

Cr D Bryant left the meeting at 10:49 pm.
Cr J Woodman left the meeting at 10:50 pm.

Moved Cr B Vermeer
Seconded Cr D Balaza

1. That staff report back on the number of stray and lost dogs and cats captured by Council over the last three financial years and how many of those animals were eventually euthanased.
2. The report to address potential strategies to reduce the number of captured animals that are euthanased and the potential for achieving a zero kill rate.

**CARRIED
0928/2016**

OB4 Strategic Transport Plan and E-W Traffic Movements Across the City

Cr D Bryant returned to the meeting at 10:52 pm.

Moved Cr R Zahra

Seconded Cr G Reynolds

That:

1. Council reaffirm its commitment to the production of a Strategic Transport Plan.
2. Within six months, Council consider a further report addressing the management of E-W traffic movements across the city.

**CARRIED
0929/2016**

CONFIDENTIAL ITEMS**2.9.1 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 8 February 2016**

Cr G Caruso declared an interest due to his employment.

Moved Cr R Zahra

Seconded Cr S Reardon

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 attachments which contain sales & marketing information the public release of which would prejudice the commercial position of the Council.

*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 8 February 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
0930/2016**

The meeting moved into confidence at 10:53 pm.

The meeting moved out of confidence at 10:55 pm.

4.4.1 10887 External Audit Services Contract - 2016/17 to 2020/21

Cr J Woodman returned to the meeting at 10:54 pm.

Cr D Bryant declared an interest due to his association with a Director of the subject company being considered for the external audit services contract.

Moved Cr R Zahra

Seconded Cr G Reynolds

1. *Pursuant to Section 90(2) and (3)(d)(i) and (d)(ii) and (k) 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; and

- tenders for the supply of goods, the provision of services or the carrying out of works.

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 this matter will protect third party commercial information and enable an informed decision in the award of the External Audit Services contract.

On that basis the public's interest is best served by not disclosing the 10887 External Audit Services Contract - 2016/17 to 2020/21 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
0931/2016**

The meeting moved into confidence at 10:55 pm.

Moved Cr R Zahra

Seconded Cr D Pilkington

1. Contract 10887 - External Audit Services - 2016/17 to 2018/19 be awarded to Bentleys SA Partnership for a term not exceeding 5 years and 4 months, with an initial 3 year and 4 month term.
2. The Audit Committee be delegated authority to approve contract variations for Contract 10887 External Audit Services including contract extension, subject to funding availability in an appropriate budget line.
3. Pursuant to Section 91(7) of the Local Government Act 1999, it is recommended that the report, attachments, discussion and recommendations for this item will remain confidential and not available for public inspection for the duration of the contract.
4. Pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

CARRIED
0932/2016

The meeting moved out of confidence at 10:56 pm.

C2 Code of Conduct Complaint 03/2015

Cr C Buchanan declared an interest due to being a party to the complaint and left the meeting at 10:58 pm.

Cr D Bryant declared an interest due to being a party to the complaint and left the meeting at 10:58 pm.

Cr G Caruso declared an interest due to perceived bias and left the meeting at 10:58 pm.

Cr B Gill declared an interest due to being mentioned in the report and left the meeting at 10:58 pm.

Moved Cr R Zahra

Seconded Cr D Pilkington

1. *Pursuant to Section 90(2) and (3)(a) 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 would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
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
 - to enable Council to make a decision in relation to the course of action to be taken in response to the complaint, without prejudicing the consideration of the complaint.*On that basis the public's interest is best served by not disclosing the **Code of Conduct Complaint 03/2015** 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
0933/2016**

The meeting moved into confidence at 10:58 pm.

The meeting moved out of confidence at 11:31 pm.

Cr C Buchanan returned to the meeting at 11:32 pm.

Cr D Bryant returned to the meeting at 11:32 pm.

Cr G Caruso returned to the meeting at 11:32 pm.

Cr B Gill returned to the meeting at 11:32 pm.

C3 Code of Conduct Complaint 01/2016

Cr White declared an interest due to being a party to the complaint and left the meeting at 11:33pm and did not return.

Moved Cr D Pilkington
Seconded Cr R Cook

1. *Pursuant to Section 90(2) and (3)(a) 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 would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
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*
 - *to enable Council to make a decision in relation to the course of action to be taken in response to the complaint, without prejudicing the consideration of the complaint.*

*On that basis the public's interest is best served by not disclosing the **Code of Conduct Complaint 01/2016** 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
0934/2016**

The meeting moved into confidence at 11:33 pm.

The meeting moved out of confidence and closed at 11:56 pm.

CHAIRMAN.....

DATE.....