



AGENDA

FOR COUNCIL MEETING TO BE HELD ON

25 JULY 2016 AT 6:30 PM

IN THE COUNCIL CHAMBER, 12 JAMES STREET, SALISBURY

MEMBERS

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

REQUIRED 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 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

PRAYER

*Lord, we ask for your blessing on this Council meeting,
That you direct our deliberations for the benefit of Salisbury
And the true welfare of the people of this City.*

KAURNA ACKNOWLEDGEMENT

The City of Salisbury acknowledges that we are meeting on the traditional Country of the Kurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kurna people living today.

APOLOGIES

LEAVE OF ABSENCE

PUBLIC QUESTION TIME

DEPUTATIONS

No Deputations have been received.

ACKNOWLEDGEMENT: 100TH ANNIVERSARY, BATTLE OF FROMELLES (19-20 JULY 1916) AND 100TH ANNIVERSARY, POZIERES (23 JULY-3 SEPTEMBER 1916)

Last Tuesday saw the passing of 100 years since the Battle of Fromelles during World War 1. Just before 6.00pm on the 19th and into the early hours of the 20th July 1916, 7,000 Australian soldiers - in the AIF'S first major engagement on the Western Front occurred. This engagement was one of the most costly and devastating Battles of World War 1 for Australia and Australian soldiers. It is regarded as the Australian Army's darkest day, with the greatest loss of life in a 24 hour period. The newly formed 5th Division suffered 5,533 casualties. The only SA Battalion - the 32nd Battalion recorded 718 casualties.

Saturday 23rd July was the 100th anniversary of the commencement of another significantly costly battle of World War 1 at Pozieres, where some 23,000 Australian casualties were sustained over a six week period. 6,800 soldiers paid the ultimate sacrifice during this battle with more than 800 of those from South Australia.

In recognition of the 100th Anniversary of the Battle of Fromelles and the Battle at Pozieres, we, the Elected Members of the City of Salisbury, would like to acknowledge the supreme courage and sacrifice shown by the Australian soldiers at Fromelles and Pozieres. Lest we forget.

PRESENTATION OF MINUTES

Presentation of the Minutes of the Council Meeting held on 27 June 2016.

Presentation of the Minutes of the Confidential Council Meeting held on 27 June 2016.

QUESTIONS ON NOTICE

QON1 LGA Research and Development Scheme

At the 27 June 2016 Council meeting, Cr Vermeer asked the following questions in relation to the LGA Research and Development Scheme:

1. *How many grants have we (the City of Salisbury) specifically applied for from this fund (how many times and amounts)?*
2. *How many of those grant applications were successful and how many were rejected (how many times and how much)?*
3. *Are we required to, or do we make any contribution to this scheme (directly or indirectly through other bodies)?*

The questions were taken on notice.

Manager Governance, Tami Norman has provided the following response:

1. *One application has been made to the LGA Research and Development Scheme. This application was made in 2013 in relation to the Volunteer Workforce Health and Safety Training Framework and sought \$19,500.*
2. *The above application was successful and the City of Salisbury received \$19,500 grant funding from the Scheme to develop a Volunteer Workforce Health and Safety Training Framework to ensure a safe work environment for volunteers, as per the requirement of the Work Health and Safety Act 2012.*
3. *The City of Salisbury does not make any direct contributions to the LGA Research and Development Scheme. The following summarises the formation of the Scheme, including details on the source of funds made available to the Scheme:*

The Local Government Development (TER) Fund was created by an amendment to the *Local Government Finance Authority Act 1983* as a result of an agreement between the State Government, the Local Government Association (LGA) and the Local Government Finance Authority (LGFA) on the application of the National Competition Policy in the Local Government sector in South Australia.

As a result the LGFA pays a 'Tax Equivalent Regime' (commonly known as a 'TER') on the business activities of the LGFA, to offset any competitive advantage enjoyed by the LGFA as a tax exempt body. In effect the TER represents the equivalent of company tax that would have been payable by the LGFA if it was a private corporation.

Through negotiation with the State Government, a special fund was created to receive the TER funds from the LGFA. It was initially referred to as the 'Local Government (TER) Development Program' and during 1999 the name was changed to the 'Local Government Research and Development Scheme'.

The Scheme is to be used for 'Local Government development purposes' agreed between the Minister and the LGA in accordance with agreed principles and purposes. The legal arrangements for the imposition and broad purpose of the Scheme are set out in Section 31A(4) of the *Local Government Finance Authority Act 1983* and in the Memorandum of Understanding referred to above.

In late 2015, a second source of revenue for the Scheme was provided by amendment to section 294 of the *Local Government Act 1999*. In 2016, the Scheme is now receiving additional revenue from a proportion of royalties (40c per tonne) paid to the State Government by Councils for accessing "extractive minerals" where no mining tenement or licence exists.

QUESTIONS WITHOUT NOTICE

NOTICES OF MOTION

NOM1 Nomination of Elected Member to Committee Position/Membership

Cr David Bryant has submitted the following Notice of Motion:

1. That when an elected member is nominated for a position of Chairman, Deputy Chairman, or as a member of a Council Committee or Subcommittee, the elected member must be present to accept the nomination at the time it is made, except in circumstances where written advice has been provided to the Mayor and Chief Executive Officer prior to the meeting of the elected members willingness to accept a nomination made in their absence.

PETITIONS

No Petitions have been received.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Chairman - Cr L Caruso

Consideration of the minutes of the Policy and Planning Committee Meeting - 18 July 2016 and adoption of recommendations in relation to item numbers:

Administration

1.0.1 Future Reports for the Policy and Planning Committee

It is recommended to Council that:

1. The information be received.

Community Development

1.1.1 Collaboration Agreement between Council and Community Centres Annual Update

It is recommended to Council that:

1. The information be received.
2. A correction to the report was noted that paragraphs 3.1.3 and 3.1.4 were incorrect, and that the wording of the Collaboration Agreement requires that:

“the design of Services should consider alignment with the Council’s Annual Business Plan and Budget and the Council’s Strategic Plan for the City (as varied from time to time), and

“The services to be provided by the Association at the Centre are to:

...

Be consistent with the Association’s Annual Business Plan and budget and Strategic Plan (as varied from time to time).”

1.1.2 Proposed 2017 Salisbury Secret Garden Program & Budget

It is recommended to Council that:

1. The delivery of the *2017 Salisbury Secret Garden* be endorsed.
2. Council underwrite the *Salisbury Secret Garden* and \$83,700 be allocated as a non-discretionary bid as part of the first quarter budget review.

1.1.3 Minutes of the Tourism and Visitor Sub Committee meeting held on Monday 11 July 2016

It is recommended to Council that:

The information contained in the Tourism and Visitor Sub Committee of the meeting held on 11 July 2016 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

1.1.3-TVSC1 Appointment of Deputy Chairman - Tourism and Visitor Sub Committee

It is recommended to Council that:

1. David Stockbridge be appointed as Deputy Chairman of the Tourism and Visitor Sub Committee for a period of 12 months commencing 01/08/2016.

1.1.3-TVSC2 Wiki Town Resolution 0990/2016

It is recommended to Council that:

1. That the information be received.

1.1.3-TVSC3 Tourism and Visitor Strategy - for endorsement

It is recommended to Council that:

1. That the information be received.
2. The draft Tourism and Visitor Strategy, as set out in Attachment 1 (Item No. TVSC3, Tourism and Visitor Sub Committee, 11/07/2016) be endorsed.
3. The Implementation Plan be reported to the Sub Committee in September 2016 subsequent to a workshop taking place in August 2016.

1.1.3-OB1 Amendment to Tourism and Visitor Sub Committee Terms of Reference and Marketing

It is recommended to Council that:

1. The Terms of Reference of the Tourism and Visitor Sub Committee be amended to provide for three elected members as part of the Committee Membership.
2. Cr R Cook be included as a member of the Tourism and Visitor Sub Committee.
3. A report on the status of outstanding membership be returned to the next Tourism and Visitor Sub Committee.

1.1.4 Minutes of the Strategic and International Partnerships Sub Committee meeting held on Tuesday 12 July 2016

It is recommended to Council that:

The information contained in the Strategic and International Partnerships Sub Committee of the meeting held on 12 July 2016 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

1.1.4-SIPSC1 Appointment of Deputy Chairman - Strategic and International Partnerships Sub Committee

It is recommended to Council that:

1. Cr D Balaza be appointed as Deputy Chairman of the Strategic and International Partnerships Sub Committee for a period of 12 months commencing 01/08/2016.

1.1.4-SIPSC2 China Action Plan

It is recommended to Council that:

1. That the information be received.

1.1.4-SIPSC3 Request for Sister City Relationship from the City of San Agustin, El Salvador

It is recommended to Council that:

1. A report be prepared setting out a proposed program for a delegation visit from the City of San Agustin, including resource implications, to enable the Strategic and International Partnership Committee to determine whether an invitation for a delegation can be extended to the City of San Agustin.

1.1.4-SIPSC4 Mobara Educational Exchange Program and Mobara Delegation 2016

It is recommended to Council that:

1. The program for the 2016 Mobara Educational exchange program (as set out in Attachment 1, Item SIPSC4, Strategic and International Partnerships Sub Committee, 12/07/2016) be endorsed.

Urban Development

1.3.1 Establishment of a Precinct at Greater Edinburgh Parks - Update

It is recommended to Council that:

1. That the report and the response of the Minister for Housing and Urban Development advising that it is not proposed to proceed with establishing a Precinct under the *Urban Renewal Act 1995* in relation to the Greater Edinburgh Parks area be noted.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

1.10.1 Update on the Northern Connector

1.10.2 Salisbury Community Hub - Site Selection

2 Works and Services Committee Meeting

Chairman - Cr J Woodman

Consideration of the minutes of the Works and Services Committee Meeting - 18 July 2016 and adoption of recommendations in relation to item numbers:

Administration

2.0.1 Future Reports for the Works and Services Committee

It is recommended to Council that:

1. The information be received.

Public Works

2.6.1 Capital Progress Report - June 2016

It is recommended to Council that:

1. Amendments to PR22843 Plant & Fleet Replacement Program as set out in this report (Item No. 2.6.1, Works and Services Committee 18/07/2016) be endorsed for implementation. Balance of 2015/16 program funds to be returned as part of the closure of the financial year.
2. Transfer project PR23005 Fairbanks Drive Reserve Upgrade and its associated budget to PR23459 Fairbanks Drive/Byron Bay Traffic, Car Parking & Reserve Upgrade project. All work to be delivered under single project PR23459.

Traffic Management

2.7.1 Speed Limit for Bicycles on Footpaths

It is recommended to Council that:

1. The report to be received.
2. A response, referencing issues identified within this report, be submitted to LGA Circular 23.6 - *Bill to Limit Speed of Bicycles on Footpaths* by the end of July 2016, as part of the LGA's consultation with all metropolitan and rural Councils.

Other Business

WS-OB1 St Kilda Flood Mitigation - Update

It is recommended to Council that:

1. Staff bring back a report on the flood mitigation works for St Kilda including Curnow Street.
2. Staff liaise with key stakeholders in relation to flood mitigation at St Kilda.

WS-OB2 Mangrove Trail – costs and budget for repairs to Southern side

It is recommended to Council that:

1. That staff report back on costings and a budget to undertake necessary repairs to the Southern side of the Mangrove Trail at St. Kilda.

WS-OB3 Bring Forward Playspace Renewal - Andrew Smith Drive

It is recommended to Council that:

1. That staff report back on bringing forward the playground renewal at Andrew Smith Drive from 2017/18 to 2016/17 financial year.

3 Resources and Governance Committee Meeting

Chairman - Cr B Vermeer

Consideration of the minutes of the Resources and Governance Committee Meeting - 18 July 2016 and adoption of recommendations in relation to item numbers:

Administration

3.0.1 Future Reports for the Resources and Governance Committee

It is recommended to Council that:

1. The information be received.

Health, Animal Management and By-laws

3.3.1 Cat Management and Impounding Services

It is recommended to Council that:

1. The information be received.
2. An allocation of \$7500 be approved as a non-discretionary item in the 2016/17 First Quarter Budget Review for payment to the Animal Welfare League of South Australia to cover costs associated with the provision of cat management and impounding services from 1 October 2016.

Corporate Governance

3.6.1 Annual Report on Internal Reviews of Council decisions in the year ending 30 June 2016 under Section 270 of the Local Government Act 1999

It is recommended to Council that:

1. The information be received.

4 Audit Committee Meeting

Chairman - Mr P Brass

Consideration of the minutes of the Audit Committee Meeting - 12 July 2016 and adoption of recommendations in relation to item numbers:

Administration

4.0.1 Future Reports for the Audit Committee of Council

It is recommended to Council that:

1. The information be received.

Reports

4.2.1 Report on the External Review of Internal Audit

It is recommended to Council that:

1. The information be received.
2. A new item be included on the Audit Committee of Council Agenda, reporting on new and emerging risks at each Audit Committee meeting.

4.2.2 Audit Committee Self-Assessment Questionnaire

It is recommended to Council that:

1. The information be received.

4.2.3 Internal Audit Plan

It is recommended to Council that:

1. The information be received.

4.2.4 Internal Audit Annual Review and 2016/17 work schedule

It is recommended to Council that:

1. The information be received.
2. The schedule of Risk Management and Internal Control Activities 2016-17, as set out in Attachment 2 to this report (Item No. 4.2.4, Audit Committee 12/07/2016), be endorsed.

Other Business

AC-OB1 RAAF Base Edinburgh Verbal Briefing

It is recommended to Council that:

1. The information be received.

6 Budget and Finance Committee Meeting

Chairman - Cr D Pilkington

Consideration of the minutes of the Budget and Finance Committee Meeting - 18 July 2016 and adoption of recommendations in relation to item numbers:

Administration

6.0.1 Future Reports for the Budget and Finance Committee

It is recommended to Council that:

1. The information be received.

6.0.2 Minutes of the Program Review Sub Committee meeting held on Monday 11 July 2016

It is recommended to Council that:

The information contained in the Program Review Sub Committee of the meeting held on 11 July 2016 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

6.0.2-PRSC1 Parks & Landscape and Civil Services Program Review - Update and Implementation Plan

It is recommended to Council that:

1. The information be received.

6.0.2-PRSC2 Contracts & Procurement Program Review Outcome

It is recommended to Council that:

1. This report and the BRS Report – Procurement and Contract Review (as set out in Attachment 1, Item No. PRSC2, Program Review Sub Committee, 11/07/2016) be received and noted.
2. The management responses as set out in Attachment 2 (Item No. PRSC2, Program Review Sub Committee, 11/07/2016) be noted, and the Executive Group monitor implementation of the actions as required.

Finance

6.1.1 Council Finance Report - June 2016

It is recommended to Council that:

1. The information be received.

6.1.2 Treasury Report for Year Ended 30 June 2016

It is recommended to Council that:

1. Information be received.

6.1.3 Certification of the 2016 Annual Financial Statements

It is recommended to Council that:

1. The information be received.
2. The Mayor and the Chief Executive Officer be authorised by Council to sign the Council Certificate certifying the Annual Financial Statements for the financial year ended 30 June 2016, following the Audit Committee's review of these Statements on 11 October 2016.

Other Business

6.8.1 2016 South Australia State Budget

It is recommended to Council that:

1. That the report be noted.
2. That meetings be sought with:
 - Minister Mullighan and Department of Planning, Transport and Infrastructure staff in relation to decisions impacting on opportunities to progress development of the Salisbury City Centre.
 - Minister Maher and Department of State Development staff in relation to progressing the Mawson Innovation Precinct and leveraging budget initiatives to progress the outcomes sought through the Northern Economic Plan process.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

6.9.1 Update on Action on Rates Assessments Outstanding Under Section 184 of the Local Government Act 1999

7 Sport, Recreation and Grants Committee Meeting

Chairman - Cr D Proleta

Consideration of the minutes of the Sport, Recreation and Grants Committee Meeting - 11 July 2016 and adoption of recommendations in relation to item numbers:

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

It is recommended to Council that:

1. The information be received.

Sport and Recreation

7.1.1 Minor Capital Works Grants - July 2016 Allocations

It is recommended to Council that:

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 July 2016 round of Minor Capital Works Grants Program as follows:
 - a. Para Hills Cricket Club - \$17,000 for concreting of shed/verandah and upgrade of batting nets;
 - b. Salisbury Cycle Speedway - \$25,000 for track lighting; and
 - c. Ingle Farm Junior Soccer Club - \$23,000 for a storage shed.

Community Grants

7.2.1 Youth Sponsorship - June Applications

It is recommended to Council that:

1. The information be received.

7.2.2 Review of Youth Sponsorship Funding and Allocation Cap

It is recommended to Council that:

1. The information be received.
2. That individual Youth Sponsorship payment levels be increased by 20% for the 2016/17 financial year.
3. A funding cap of 10 times the individual Youth Sponsorship funding amount be endorsed for more than 10 applications from the same organisation for the same event.
4. A review of the payment levels and funding cap applicable under the Youth Sponsorship Funding program be undertaken as part of the 2017/18 budget process and then every two years.

7.2.3 Community Grants Program Applications for July 2016

It is recommended to Council that:

1. The information be received and noted.

7.2.4 17/2016: Second Chances SA Inc. - Community Grants Program Application

It is recommended to Council that:

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 July 2016 round of Community Grants as follows:
 - a. Grant No. 17/2016: Second Chances SA Inc. be awarded the amount of **\$2,000.00** to assist with the purchase of school related uniforms and footwear for the Rescuing PK's living in the City of Salisbury project as outlined in the Community Grant Application.

7.2.5 18/2016: Adelaide Northern Districts Family History Group Inc.

It is recommended to Council that:

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 July 2016 round of Community Grants as follows:
 - a. Grant No. 18/2016: Adelaide Northern Districts History Group Inc. be awarded the amount of **\$1,071.00** to assist with the purchase of a digital projector and colour laser printer for ongoing use as outlined in the Community Grant Application.

7.2.6 21/2016: Para Hills Amateur Boxing Club Inc. - Community Grants Program Application

It is recommended to Council that:

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 July 2016 round of Community Grants as follows:
 - a. Grant No. 21/2016: Para Hills Amateur Boxing Club Inc. be awarded the amount of **\$2,000.00** to assist with the trophies, ring and venue hire for the Gloves to Glory event as outlined in the Community Grant Application.

7.2.7 Increase to Maximum Community Grant Amount

It is recommended to Council that:

1. The information be received.
2. The maximum Community Grants amount be increased to \$2500.
3. A review of the maximum Community Grant level be undertaken as part of the 2017/18 budget process and then every two years.

8 CEO Review Committee Meeting

Chairman - Mayor G Aldridge

Consideration of the minutes of the CEO Review Committee Meeting - 12 July 2016 and adoption of recommendations in relation to item numbers:

Administration

8.0.1 Annual Review of CEO Total Remuneration 2015/2016

It is recommended to Council that:

1. In accordance with Clause 13 of the Employment Agreement and the delegation of authority granted by Council to the CEO Review Committee, an amendment to the CEO Total Remuneration be made, with that amendment being 1.5% to apply from the 2016 anniversary of the CEO Commencement Date (effective 9 May 2016)

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

8.2.1 CEO Personal Evaluation System 2015/2016

GENERAL BUSINESS

GB1 CEO recommendation to amend resolution 1170/2016 Adoption of Annual Plan, Budget and Declaration of Rates - pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013..... 67

OTHER BUSINESS

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REPORTS FROM COUNCIL REPRESENTATIVES

CONFIDENTIAL ITEMS

1.10.1 Update on the Northern Connector

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds that:

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 will protect sensitive commercial information in relation to acquisition of, and associated compensation for, Council Land with the Commissioner of Highways

*On that basis the public's interest is best served by not disclosing the **Update on the Northern Connector** 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.

1.10.2 Salisbury Community Hub - Site Selection

Pursuant to resolution 1242 of 25/07/2016, item 1.10.2 is now public, effective 28/07/2017

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds that:

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 confidential information relating to future proposed commercial negotiations regarding the purchase and/or disposal of land and/or assets within the Salisbury City Centre so as not to prejudice Council's commercial position.*

*On that basis the public's interest is best served by not disclosing the **Salisbury Community Hub - Site Selection** 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.*

6.9.1 Update on Action on Rates Assessments Outstanding Under Section 184 of the Local Government Act 1999

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds that:

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*
 - *non-disclosure will protect personal information of individuals.*

*On that basis the public's interest is best served by not disclosing the **Update on Action on Rates Assessments Outstanding Under Section 184 of the Local Government Act 1999** 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.*

8.2.1 CEO Personal Evaluation System 2015/2016

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds that:

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

- non-disclosure will protect employment related information.

On that basis the public's interest is best served by not disclosing the **CEO Personal Evaluation System 2015/2016** 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.

CLOSE



John Harry
CHIEF EXECUTIVE OFFICER



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

27 JUNE 2016

MEMBERS PRESENT

Mayor G Aldridge
Cr D Balaza (Deputy Mayor)
Cr D Bryant
Cr G Caruso (*from 6.42pm*)
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 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 6.30 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 S Bedford and Cr C Buchanan.

LEAVE OF ABSENCE

Nil.

PUBLIC QUESTION TIME

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

DEPUTATIONS

No Deputations were received.

PRESENTATION OF MINUTES

Moved Cr D Balaza
Seconded Cr J Woodman

The Minutes of the Council Meeting held on 23 May 2016, be taken and read as confirmed.

**CARRIED
1117/2016**

Moved Cr S Reardon
Seconded Cr R Zahra

The Minutes of the Confidential Council Meeting held on 23 May 2016, be taken and read as confirmed.

**CARRIED
1118/2016**

QUESTIONS ON NOTICE

No Questions on Notice were received.

QUESTIONS WITHOUT NOTICE

QWON1 LGA Research and Development Scheme

Cr B Vermeer asked the following questions in relation to the LGA Research and Development Scheme:

1. How many grants have we (the City of Salisbury) specifically applied for from this fund (how many times and amounts)?
2. How many of those grant applications were successful and how many were rejected (how many times and how much)?
3. Are we required to, or do we make any contribution to this scheme (directly or indirectly through other bodies)?

The Questions were taken on Notice.

QWON2 Re-sealing of Kings Road, Paralowie

Cr J Woodman asked a question in relation to the re-sealing of Kings Road, Paralowie.

The Chief Executive Officer answered the Question.

NOTICES OF MOTION

NOM1 Access Road from Main North Road to Newfield Road, Para Hills West

Moved Cr D Bryant
Seconded Cr S Reardon

1. Staff bring back a report to investigate costs and the logistics of making a new access road near Leibherr to access Newfield Road from Main North Road in an effort to make it easier for people to access the existing businesses and support the business community within the Para Hills West area.

**CARRIED
1119/2016**

NOM2 Proposed Average Rate Increase and Minimum Rate - 2016/2017

Cr G Caruso entered the meeting at 6.42 pm

Moved Cr B Vermeer
Seconded Cr D Balaza

1. That the 2016/2017 rate increase be based on an average increase in residential rates of 2.9% and a 3.0% increase for Commercial and Industrial properties.
2. That the minimum amount payable by way of rates for the 2016/2017 financial year be set at \$957.
3. That, subject to the adoption of this recommendation, the relevant figures in item GB1 and item GB2 (Council Meeting, 27/06/2016) be amended to give effect to this decision.

LOST

Cr D Pilkington moved a FORMAL MOTION that the MOTION be PUT

**CARRIED
1120/2016**

Seconded Cr D Proleta

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

Crs G Caruso, R Cook, E Gill, D Pilkington, D Proleta, G Reynolds, S White, J Woodman and R Zahra

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

Crs D Balaza, D Bryant, L Caruso, S Reardon and B Vermeer

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

*The **MOTION** on being **PUT** was **LOST**.*

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

Crs D Balaza, D Bryant, L Caruso, D Proleta and B Vermeer

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

Crs G Caruso, R Cook, E Gill, D Pilkington, S Reardon, G Reynolds, S White, J Woodman and R Zahra

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

NOM3 Natural Resources Management Levy - Information on Rates Notice
Cr B Vermeer declared a perceived conflict of interest on the basis of his employer being a Member of Parliament on the Natural Resources Committee.

Cr B Vermeer chose to manage the conflict by remaining in the meeting and voting in the best interests of the public.

Moved Cr B Vermeer
 Seconded Cr S White

1. That
 - **Option B**-Banner at the Bottom of the Rates Notice (as set out in paragraphs 3.3.5-3.3.8, Item No. 6.1.1, Budget and Finance Committee 06/06/2016); and
 - **Option C**-Modification to Wording in the Rate Brochure (as set out in paragraphs 3.3.9-3.3.12, Item No. 6.1.1, Budget and Finance Committee 06/06/2016); and
 - **Option E**- Back of Rates Notice Envelope (as set out in paragraphs 3.3.16 – 3.3.18 of Item No. 6.1.1, Budget and Finance Committee, 06/06/2016); and
 - **Option F**-Website (as set out in paragraphs 3.3.19-3.3.20, Item No. 6.1.1, Budget and Finance Committee 06/06/2016), with Option F to include a post on the City of Salisbury Facebook Page;

be adopted for the provision of information to rate payers with respect to the mandatory collection of the Natural Resources Management Levy.

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

1. That
 - **Option A** – additional wording on the Rates Notice (as set out in paragraphs 3.3.1 – 3.3.4, Item No. 6.1.1, Budget and Finance Committee 06/06/2016); and
 - **Option B**-Banner at the Bottom of the Rates Notice (as set out in paragraphs 3.3.5-3.3.8, Item No. 6.1.1, Budget and Finance Committee 06/06/2016); and
 - **Option C**-Modification to Wording in the Rate Brochure (as set out in paragraphs 3.3.9-3.3.12, Item No. 6.1.1, Budget and Finance Committee 06/06/2016); and
 - **Option E**- Back of Rates Notice Envelope (as set out in paragraphs 3.3.16 – 3.3.18 of Item No. 6.1.1, Budget and Finance Committee, 06/06/2016); and
 - **Option F**-Website (as set out in paragraphs 3.3.19-3.3.20, Item No. 6.1.1, Budget and Finance Committee 06/06/2016), with Option F to include a post on the City of Salisbury Facebook Page;

be adopted for the provision of information to rate payers with respect to the mandatory collection of the Natural Resources Management Levy.

CARRIED
1121/2016

Cr D Proleta moved a FORMAL MOTION that the MOTION be PUT
Seconded Cr R Cook

CARRIED
1122/2016

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

Crs G Caruso, L Caruso, R Cook, E Gill, D Pilkington, D Proleta, G Reynolds, S White and J Woodman

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

Crs D Balaza, D Bryant, S Reardon, B Vermeer and R Zahra

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

Cr J Woodman called a POINT OF ORDER on the basis that Cr B Vermeer had made disrespectful comments which constituted improper behaviour.

The Mayor ruled the Point of Order was valid and determined that a breach of the meeting procedures had occurred.

Cr Vermeer made a personal explanation and left the meeting at 7.14pm.

The Mayor invited members to move a motion setting out the action to be taken in response to Cr Vermeer's breach of the meeting procedures.

Moved Cr J Woodman
Seconded Cr D Balaza

1. No further action be taken.

CARRIED
1123/2016

Cr Vermeer returned to the meeting at 7.19pm.

The Mayor advised Cr Vermeer of the outcome.

*The **MOTION** on being **PUT** was **CARRIED**.*

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

Crs D Balaza, D Bryant, S Reardon, B Vermeer, S White, J Woodman and R Zahra

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

Crs G Caruso, L Caruso, R Cook, E Gill, D Pilkington, D Proleta and G Reynolds

The Mayor declared the **MOTION** was **TIED**

The Mayor exercised her casting vote and voted **IN FAVOUR** of the **MOTION**

The **MOTION** was declared **CARRIED**.

The majority of members present voted **IN FAVOUR** of the **MOTION**.
Cr B Vermeer voted **IN FAVOUR** of the **MOTION**.

Cr B Vermeer left the meeting at 07:20 pm.
Cr G Reynolds left the meeting at 07:20 pm.

PETITIONS

No Petitions were received.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Minutes of the Policy and Planning Committee Meeting held on 20 June 2016 were considered by Council.

Administration

1.0.1 Future Reports for the Policy and Planning Committee

Cr G Reynolds returned to the meeting at 07:21 pm.
Cr B Vermeer returned to the meeting at 07:21 pm.

Moved Cr D Balaza
Seconded Cr R Zahra

1. The information be received.

CARRIED
1124/2016

Community Development

1.1.1 Multicultural Event Proposal

Cr Balaza declared a material conflict of interest on the basis of being a member of the governing body of the Salisbury City Centre Business Association.

Cr D Balaza left the meeting at 07:21 pm.

Moved Cr R Zahra

Seconded Cr D Bryant

1. The staging of a multicultural event in September 2017 in John Street be endorsed.
2. The Salisbury City Centre Business Association be contracted to deliver the multicultural event in September 2017.
3. A non-discretionary budget bid, of \$10,000 be included as a second quarter budget review.

**CARRIED
1125/2016**

Cr D Balaza returned to the meeting at 07:22 pm.

1.1.2 City of Salisbury Christmas Carols Event 2016

Moved Cr J Woodman
Seconded Cr D Proleta

1. Council offer to provide in kind support, specifically event planning advice and promotion of the events in Salisbury Aware and via the City of Salisbury's social media to the 2016 Christmas Carol events to be held at Tyndale Christian School and Mawson Lakes.
2. Council continue to investigate and consult with service groups such as Lions/Rotary for a possible partnership for Christmas Carols to be held at Pioneer Reserve in 2017.

**CARRIED
1126/2016**

1.1.3 Minutes of the Youth Council Sub Committee meeting held on Tuesday 14 June 2016

Cr S White declared an actual conflict of interest on the basis of being party to the complaint referred to at Item 1.1.3-YC4, Cr S White left the meeting at 07:23 pm.

1.1.3-YC1 Twelve25 Salisbury Youth Enterprise Centre - June Update

Moved Cr L Caruso
Seconded Cr E Gill

1. That the information be received and noted.

**CARRIED
1127/2016**

1.1.3-YC2 Youth Action Plan

Moved Cr L Caruso
Seconded Cr E Gill

1. The contents be received and noted.

**CARRIED
1128/2016**

1.1.3-YC3 Working Party Update

Moved Cr L Caruso
Seconded Cr E Gill

1. Secret ballots be conducted where there is more than one nomination for each position of Working Party Leader.

YC 3.1 Appointment of Team Leader – Development Health Working Party

1. That the information be received.
2. Rebecca Etienne and Cameron Rowe be appointed as joint Team Leaders for the Development Health Working Party.

YC 3.2 Appointment of Team Leader – Education/Employment Working Party

1. Taylor Sawtell be appointed as Team Leader for the Education/Employment Working Party.

**CARRIED
1129/2016**

1.1.3-YC4 Apology - Code of Conduct Complaint 01/2016

Moved Cr L Caruso
Seconded Cr E Gill

1. The apology submitted by Cr White in accordance with the requirements of Part 4 of Council Resolution 1058/2016 (26/04/2016) and as set out in Attachment 1, Item No. YC4, Youth Council Sub Committee, 14/06/2016 be received.

**CARRIED
1130/2016**

Cr S White returned to the meeting at 07:24 pm.

1.1.4 City of Salisbury - Communications Plan

Moved Cr E Gill
Seconded Cr B Vermeer

1. The information be received.
2. The City of Salisbury Communications Plan, forming Attachment 1 to this report (Policy and Planning Committee, Item No. 20/06/2016) be adopted.

**CARRIED
1131/2016**

Urban Development

1.3.1 Globe Derby Park - Encumbrance

Moved Cr D Proleta
Seconded Cr R Zahra

1. That the report be received and noted.
2. That staff write to all property owners in Globe Derby Park to:
 - a) Encourage them to abide by the spirit and intent of the Encumbrance
 - b) Advise that Council is only able to enforce matters contained in the Encumbrance that are in accordance with its powers under the *Development Act 1993* and in accordance with its Enforcement policy.
3. That potential changes to the Rural Living Zone for Globe Derby Park to introduce more explicit design elements from the Encumbrance (and other areas with design based encumbrances) be included in the next Strategic Directions Report process.

**CARRIED
1132/2016**

1.3.2 Salisbury City Centre DPA and Urban Design Framework

Moved Cr L Caruso
Seconded Cr R Cook

1. The City of Salisbury – Salisbury City Centre Development Plan Amendment, incorporating the amendments included in The Amendment document provided as Attachment 6 to this report, be endorsed as being a suitable variation to Council’s Development Plan.
2. The Chief Executive Officer sign the Schedule 4B Certificate certifying that the Salisbury City Centre Development Plan Amendment is suitable for approval, and submit the DPA and supporting documents to the Minister for Planning requesting the Minister’s approval pursuant to Section 25(14) and (15) of the *Development Act 1993*.
3. That the Salisbury City Centre Urban Design Framework forming Attachment 2 to the Policy and Planning Committee Agenda report of 20 June 2016 be endorsed.
4. The General Manager City Development be authorised to make minor administrative amendments and changes as necessary to the Salisbury City Centre DPA, that do not alter the approved policy intent of the DPA, to ensure it is suitable for approval by the Minister.

**CARRIED
1133/2016**

1.3.3 Planning Development and Infrastructure Act 2016

Cr Vermeer declared a perceived conflict of interest on the basis of his employer being on the Legislative Council of the Parliament of South Australia.

Cr Vermeer chose to manage the conflict by remaining in the meeting and voting in the best interests of the residents of Salisbury.

Moved Cr R Zahra

Seconded Cr R Cook

1. The information be received.
2. That Item 1.3.3, Policy and Planning Committee, 20/06/2016 form the basis of a response to the Minister for Planning, in relation to the Planning, Development and Infrastructure Act, and in particular the Minister for Planning be advised that:
 - Council considers it important that the public engagement information is consistent with the legislation, and that apparent inconsistencies between the two require review and resolution
 - Further detail and specification is required of the exemptions that will be applied to the General Infrastructure Scheme
 - Clarification is required of the interaction/interrelationship between Development Growth Areas, Joint Planning Boards and Agreements, and precincts/Precinct Authorities under the Urban Renewal Act, particularly as it relates to infrastructure provision and charges
 - Council is keen to work with the State Government and stakeholders in the planning and development system to develop the various codes, systems and processes to ensure an effective and efficient systemwith a copy to be provided to the Shadow Minister for Planning, all local state members of the House of Assembly and Crossbench Members of the Legislative Council,
3. That further reports be provided to Council in relation to the progressive roll-out of the Planning, Development and Infrastructure Act as that occurs.

**CARRIED
1134/2016**

*The majority of members present voted IN FAVOUR of the MOTION.
Cr B Vermeer voted IN FAVOUR of the MOTION.*

1.3.4 Adapting Northern Adelaide Regional Plan

Cr Bryant declared a perceived conflict of interest on the basis of employer tendering on contract which is part of the Adapting Northern Adelaide Regional Plan.

Cr D Bryant left the meeting at 07:26 pm.

Cr G Caruso declared a perceived conflict of interest on the basis of representing his employer on committees dealing with this issue in other regions.

Cr G Caruso left the meeting at 07:27 pm.

Moved Cr L Caruso

Seconded Cr R Cook

1. That the Adapting Northern Adelaide Regional Plan (Attachment 1) and associated Sector Agreement (Attachment 2) to Item No. 1.3.4, Policy and Planning Committee, 20/06/2016 be endorsed.
2. The General Manager City Development be authorised to make minor administrative amendments and changes as necessary to the Adapting Northern Adelaide Plan and Sector Agreement that do not alter the approved intent, but incorporate comments and inclusions that may arise through the approval process of other project partners.

**CARRIED
1135/2016**

Cr G Caruso returned to the meeting at 07:27 pm.

Cr D Bryant returned to the meeting at 07:27 pm.

1.3.5 Review of the Residential Parks Act 2007

Moved Cr S Reardon

Seconded Cr R Zahra

1. The report be received.
2. That the submission set out in Attachment 2 (Item No. 1.3.5, Policy and Planning Committee, 20/06/2016) be endorsed and submitted to Consumer and Business Services by 8 July 2016, requesting the following matters be taken into consideration in the review of the Residential Parks Act 2007:
 - a. That proposed legislative measures to improve disclosure give due consideration to language and literacy issues in the community to ensure it is in a form that is reasonably comprehensible to the general public and the diverse multicultural community.
 - b. Additional safeguards should aim to strike a reasonable balance between affording greater protection for residents whilst also supporting an appropriate degree of flexibility for owners of residential parks.

- c. That the potential consequential effects of any legislative changes that may discourage long-stay sites in favour of short-term tourist sites be fully considered in the Review.
- d. That an associated review of planning policy that applies to Caravan and Tourism Park Zones be considered to facilitate more effective development compliance.

**CARRIED
1136/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

1.10.1 Salisbury Community Hub - Status Update

2 Works and Services Committee Meeting

Minutes of the Works and Services Committee Meeting held on 20 June 2016 were considered by Council.

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr J Woodman
Seconded Cr S White

- 1. The information be received.

**CARRIED
1137/2016**

Property

2.5.1 Proposed renaming of portion of Walpole Road, Paralowie to Greentree Boulevard

Moved Cr J Woodman
Seconded Cr R Zahra

- 1. That pursuant to Section 219 (1) of the Local Government Act 1999, the portion of Walpole Road, Paralowie as shown in Attachment 1, Item No. 2.5.1 Works and Services Committee, 20/06/2016 (Deposited Plans D6440 and D94185) be renamed to Greentree Boulevard, and that the necessary statutory notifications take place.

**CARRIED
1138/2016**

2.5.2 Proposal to Rename Portions of Melvina Road and Kings Road, Paralowie

Moved Cr J Woodman

Seconded Cr R Cook

1. That the following road names be assigned for the purposes of public consultation:
 - a. The section of Kings Road between Fairbanks Drive and Bolivar Road, Paralowie be: Louisa Road.
 - b. The section of Melvina Road between Kings Road and the extension of Kings Road (new road), Paralowie be Deal Court.
 - c. The extension of Kings Road, Paralowie (new road): Kings Road; and
 - d. The extension of Bolivar Road, Paralowie (new road): Bolivar Road.
2. That public consultation be undertaken, including with directly affected property owners, in relation to the proposed road name changes consistent with Council's Public Consultation Policy and statutory requirements under the Local Government Act 1999, with affected residents and property owners.
3. A further report be brought to the Works and Services Committee outlining the outcomes of public consultation and any recommended changes arising from the consultation process.

**CARRIED
1139/2016**

2.5.3 Revocation of Community Land Status and Disposal of Joe Costello Reserve

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

Cr D Bryant MOVED that the motion be laid on the table.
The Motion lapsed for want of a seconder.

Moved Cr D Pilkington
Seconded Cr D Proleta

1. Joe Costello Reserve described as Lot 163 in Deposited Plan 7792 and described in Certificate of Title Volume 6174 Folio 123 be declared surplus to Council requirements and Council propose to revoke the classification as community land.
2. The attached report be adopted for the purposes of Section 194 of the Local Government Act 1999 and the Manager Property and Buildings be authorised to implement the public consultation program, comprising of a Public Notice in the Messenger News Review and Leader newspapers, letters with the attached report posted to property owners and a sign erected in a clearly visible location on the site.
3. A further report be presented to Council for consideration of any objections received. In the event no objections are received, the Manager Property Services be authorised to prepare and submit the necessary documentation to the Minister for approval.
4. Upon revocation of the Community land classification the land be disposed of to Tyndale Christian School at a value as determined by a licenced Valuer. This sale is conditional upon an easement being registered to the City of Salisbury for storm water infrastructure and Salisbury water supply. All costs for the preparation and lodgement of documentation to be borne by Tyndale Christian School as the applicant.

**CARRIED
1140/2016**

2.5.4 Minutes of the Strategic Property Development Sub Committee meeting held on Tuesday 14 June 2016

2.5.4-SPDSC1 Appointment of Deputy Chairman - Strategic Property Development Sub Committee

Moved Cr L Caruso
Seconded Cr R Zahra

1. Cr Graham Reynolds be appointed as Deputy Chairman of the Strategic Property Sub Committee for a term of 12 months commencing 27/06/2016.

**CARRIED
1141/2016**

2.5.4-SPDSC2 Strategic Land Review Framework

Moved Cr L Caruso
Seconded Cr R Zahra

1. The current status of the Strategic Land Review Framework, methodology and timing be noted.
2. The methodology for assessment of Council land holdings (as set out in Item SPDSC2, Strategic Property Development Sub-Committee, 15/06/2016) be endorsed.
3. That a further report be presented to the Strategic Property Development Sub-Committee to review and confirm the priority list of projects for next stage feasibility investigations.

**CARRIED
1142/2016**

2.5.4-SPDSC3 Tranche 2 - Update Report

Cr G Caruso declared a perceived conflict of interest on the basis of his employer paying a regulated rebate to Council for electrical infrastructure.

Cr G Caruso chose to manage the conflict by remaining in the meeting and voting in the best interest of the residents.

Moved Cr L Caruso

Seconded Cr R Zahra

1. The report be received and the update on the project delivery status for Boardwalk at Greentree, Walpole Road Stage 3, Walpole Road Upgrade and balance Tranche 2 projects be noted.
2. The variances between the Tranche 2 revised revenue and cost forecasts from 2015/16 Budget Review 3 outlined in the agenda report, incorporating a correction to the net proceeds figure to \$6,165,779 and a correction to the percentage change figure to 1.87% in Attachment 1 (Item No. SPDSC3, Strategic Property Development Sub Committee, 14/06/2016) be noted.
3. Subject to a further Update Report to the Strategic Property Development Sub Committee in September, budget variances for Tranche 2 be reported to the 2016/17 Budget Review 1.

**CARRIED
1143/2016**

*The majority of members present voted IN FAVOUR of the MOTION
Cr G Caruso voted IN FAVOUR of the MOTION*

Public Works

2.6.1 Capital Progress Report - May 2016

Moved Cr R Zahra

Seconded Cr S Reardon

1. The construction of new footpath sections along Knight Court & Findlay Avenue, Salisbury East; adjacent Jack Young Centre, Salisbury; Lavender Drive, Parafield Gardens and Brookfield Avenue, Burton, be included as part of the Council Footpath Program.
2. City Pride Street Tree Program for 2016/17 as set out in this report (Item No. 2.6.1, Works and Services Committee 20/06/2016) be endorsed for implementation.
3. Road Reseal Program for 2016/17 as set out in this report (Item No. 2.6.1, Works and Services Committee 20/06/2016) be endorsed for implementation.
4. The construction of new access ramps in sections of Morgan Street, Parafield Gardens; Stanley Avenue, Salisbury; Ward Street, Salisbury Heights and Franklin Avenue, Mawson Lakes be included as part of the Kerb Ramp Construction/Upgrade Program.
5. Include the creation of a new disability parking facility, Ward Street, Salisbury Heights, within the Minor Traffic Improvement Program.
6. Submission of a 2016/17 First Quarter Budget Review Bid to occur for consideration to fund the construction of new sections of guard rail, St Kilda Road, St Kilda.

**CARRIED
1144/2016**

Traffic Management

**2.7.1 Speed Advisory Trailer Signs (SATS's) - Road Safety Program
- Results of Second Trial 2015/16**

Moved Cr R Zahra

Seconded Cr D Balaza

1. The information pertaining to issues and results derived from trials of this road safety program at schools be received and noted.
2. Council consider at the first 2016/17 quarter review, a capital bid of \$12,000 for 2 speed detection signs and undertake notification to schools of their availability and establish a booking system.
3. Council staff apply for a grant for the purchase of 2 additional speed detection signs.
4. Staff continue to notify SA Police (SAPOL) when speeding issues are raised by the community.

**CARRIED
1145/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

2.9.1 Salisbury Bowling Club – Update

Confidential Further Information Item 2.9.1FI

Further Information Item 2.9.1FI

**2.9.2 Minutes of the Confidential Strategic Property Development
Sub Committee meeting held on Tuesday 14 June 2016**

3 Resources and Governance Committee Meeting

Minutes of the Resources and Governance Committee Meeting held on 20 June 2016 were considered by Council.

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr B Vermeer
Seconded Cr G Reynolds

1. The information be received.

**CARRIED
1146/2016**

Development Control Administration

3.2.1 Local Government (Disability Access Inspections) Amendment Bill 2016

Cr B Vermeer declared a perceived conflict of interest on the basis of his employer being a member of the Legislative Council of the Parliament of South Australia.

Cr Vermeer chose to manage the conflict by remaining in the meeting and voting in the best interests of the residents of Salisbury.

Cr J Woodman declared a perceived conflict of interest on the basis of being a member of the Salisbury Disability Access Committee and also her employer is the Minister for Disabilities.

Cr Woodman chose to manage the conflict by remaining in the meeting and voting in the best interest of the community.

Moved Cr R Cook
Seconded Cr D Bryant

1. The information be received.
2. That the Local Government Association be advised that whilst the intent of the proposed Local Government (Disability Access Inspections) Amendment Bill 2016 is generally supported; greater consideration needs to be given to the relationship of this legislation to the Disability Discrimination Act 1992 and the Development Act 1993, with Item No. 3.2.1, Resources and Governance Committee, 20/06/2016 forming the basis of a response.

**CARRIED
1147/2016**

The majority of members present voted IN FAVOUR of the MOTION

Cr B Vermeer voted IN FAVOUR of the MOTION

Cr J Woodman voted IN FAVOUR of the MOTION

Health, Animal Management and By-laws

3.3.1 Lost Dog and Cat Information

Moved Cr B Vermeer
Seconded Cr D Balaza

1. The information be received.

**CARRIED
1148/2016**

Corporate Governance

3.6.1 Deputy Mayor Chain and Robe Fastenings

Moved Cr D Balaza
Seconded Cr D Proleta

1. The information be received.
2. The provision of Deputy Mayor Chain not be pursued.
3. That Council approve the alterations to Elected Members gowns by having metal buttons positioned both sides at the top of the front opening and joined by a simple chain.

**CARRIED
1149/2016**

3.6.2 Mobile Food Van Policy

Cr R Cook declared a material conflict of interest on the basis of owning a business that would be detrimentally affected by food vans.

Cr R Cook left the meeting at 07:54 pm.

Moved Cr E Gill
Seconded Cr G Caruso

1. This report be received
2. A response be provided to the Local Government Association in relation to the State Government "Food Trucks in South Australia" Position Paper objecting to the proposal.
3. Once the State Government position in relation to Food Trucks has been finalised a report be prepared setting out a Mobile Food Van Policy for endorsement.

**CARRIED
1150/2016**

Cr R Cook returned to the meeting at 08:09 pm.

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 24 May 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 6 June 2016 were considered by Council.

Finance

6.1.1 Adelaide and Mount Lofty Ranges Natural Resources Management Board (NRM) Rate Notice Information

Refer to NOM3, Council Meeting 27/06/2016, – Natural Resources Management Levy – Information on Rates Notice

Annual Plan and Budget

6.4.1 Annual Plan 2016/17 Public Consultation Report

Moved Cr D Pilkington
Seconded Cr G Caruso

1. Information be received.

**CARRIED
1151/2016**

6.4.2 New Initiative Bid - Adapting Northern Adelaide Coordinator

Cr Bryant declared a perceived conflict of interest on the basis of his employer tendering on a contract which is part of the Adapting Northern Adelaide Regional Plan.

Cr D Bryant left the meeting at 08:10 pm.

Moved Cr D Pilkington

Seconded Cr R Cook

1. That the report be received, and the information in the report be considered in the context of the proposed 2016/2017 budget.

**CARRIED
1152/2016**

Cr D Bryant returned to the meeting at 08:11 pm.

6.4.3 Multicultural Strategy Methodology

Moved Cr G Reynolds

Seconded Cr J Woodman

1. The information be received.

**CARRIED
1153/2016**

6.4.4 Budget Update

Cr L Caruso declared a material conflict of interest on the basis of being a resident of Diment Road. Cr L Caruso advised she would manage the material conflict by leaving the meeting.

Cr L Caruso left the meeting at 08:11 pm.

Moved Cr R Zahra

Seconded Cr R Cook

1. Information be received.
2. Additional funding be allocated in the 2016/17 Budget for NIB NAN23482 – Youth At Risk Programs to enable the delivery of a program of youth services, \$33,000.
3. Additional funding be allocated in the 2016/17 Budget for NIB PSR20018 - Play Space / Playground Program to incorporate for the planning and design of one Autism Friendly Play Space, \$50,000.
4. Changes to reduce bid TRR12000 Road Reseal Reconstruction Program by \$1,140,000 for the Diment Road renewal which had already been incorporated in bid TRN13948 Diment Rd Bid be approved.
5. Waste Transfer Station staff be provided delegated authority to vary fees due to the nature of the load or the size of the load compared to the vehicle capacity.

**CARRIED
1154/2016**

Cr L Caruso returned to the meeting at 08:12 pm.

6.4.5 Rating Strategy 2016/17

Moved Cr G Caruso

Seconded Cr G Reynolds

1. Information be received.
2. The rate increase based on a 3.00% average increase in residential rates (including the minimum) and a 3.00% increase for Commercial and Industrial properties with a 46.7% differential, and a 30% differential on vacant land, be endorsed as the basis for setting rates in 2016/17.

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

Crs G Caruso, R Cook, E Gill, D Pilkington, D Proleta, S Reardon, G Reynolds, S White, 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, L Caruso and B Vermeer

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

CARRIED
1155/2016

6.4.6 Globe Derby Community Club Separate Rate

Moved Cr D Proleta
Seconded Cr R Zahra

1. The proposed separate rate of \$100 per share in common land, 63 shares in total, in the relevant area for the Globe Derby Community Club for 2016/17, be endorsed in principle, and a formal resolution be brought forward to the June 2016 Council meeting for adoption of the rate.

**CARRIED
1156/2016**

6.4.7 Salisbury City Centre Business Association Separate Rate

Cr D Balaza declared a material conflict of interest on the basis of being a member of the governing body of the Salisbury City Centre Business Association.

Cr D Balaza left the meeting at 08:22 pm.

Moved Cr G Caruso
Seconded Cr E Gill

1. The separate rate proposal to raise \$158,775 (excluding GST) as requested by the Salisbury City Centre Business Association be supported and that this be subject to formal declaration at the June 2016 Council meeting.
2. The Salisbury City Centre Business Association be supported to keep its member database up to date through the provision of assessment record details of those subject to the separate rate at the time of generating the first quarter rates notice at no charge to the Association.

**CARRIED
1157/2016**

Cr D Balaza returned to the meeting at 08:26 pm.

7 Sport, Recreation and Grants Committee Meeting

Minutes of the Sport, Recreation and Grants Committee Meeting held on 14 June 2016 were considered by Council.

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr D Balaza
Seconded Cr L Caruso

1. The information be received.

**CARRIED
1158/2016**

Sport and Recreation

7.1.1 Cricket Sports Development Plan

Moved Cr D Balaza
Seconded Cr R Zahra

1. The information be received.
2. Beyond the Stumps: A Sports Development Plan for Cricket in Salisbury (as set out in Attachment 1 to Item No 7.1.1, Sport, Recreation and Grants Committee, 14/06/2016) be endorsed.

**CARRIED
1159/2016**

Community Grants

7.2.1 Review of Youth Sponsorship Policy and Team Funding Allocation Scale

Moved Cr R Zahra
Seconded Cr D Proleta

1. Staff report back with the impact of an increase of up to 50% to the level of funding provided for youth sponsorships
2. The report gives consideration to the introduction, or otherwise, of a cap to the level of funding provided for youth sponsorships.

**CARRIED
1160/2016**

7.2.2 Youth Sponsorship - May Applications

Moved Cr L Caruso
Seconded Cr D Proleta

1. The information be received.

**CARRIED
1161/2016**

7.2.3 Community Grants Program Applications for June 2016

Moved Cr L Caruso
Seconded Cr J Woodman

1. The information be received and noted.

**CARRIED
1162/2016**

7.2.4 49/2015: Mawson Lakes Carols Committee (Mawson Lakes Community Church) - Community Grants Program Application

Moved Cr B Vermeer
Seconded Cr S White

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 June 2016 round of Community Grants as follows:
 - a. Grant No. 49/2016: Mawson Lakes Carols Committee (Mawson Lakes Community Church) be awarded the amount of **\$2,000.00** to assist with the children's entertainment costs for face painting, jumping castle and the distribution board hire for the 2016 Mawson Lakes Carols event as outlined in the Community Grant Application.

**CARRIED
1163/2016**

7.2.5 04/2016: Nunga Mi:Minar Inc. - Community Grants Program Application

Cr B Vermeer declared a perceived conflict of interest on the basis of his employer being a White Ribbon Ambassador.

Cr Vermeer chose to manage the conflict by remaining in the meeting and voting in the best interest of the residents.

Moved Cr R Zahra

Seconded Cr D Proleta

1. The information be received and noted.

**CARRIED
1164/2016**

*The majority of members present voted IN FAVOUR of the MOTION
Cr B Vermeer voted IN FAVOUR of the MOTION*

7.2.6 19/2016: Northern Domestic Violence Service Inc. - Community Grants Program Application

Cr J Woodman declared a perceived conflict of interest on the basis of being a member of the Northern Domestic Violence Service Inc.

Cr Woodman chose to manage the conflict by remaining in the meeting and voting in the best interest of the community.

Moved Cr D Proleta

Seconded Cr D Balaza

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 June 2016 round of Community Grants as follows:
 - a. Grant No. 19/2016: Northern Domestic Violence Service Inc. be awarded the amount of **\$2,000.00** to assist with the purchase of catering, picture frames, printing and art packs for the 'Loving you, Loving Me: Pets and Domestic Violence' project as outlined in the Community Grant Application.

**CARRIED
1165/2016**

*The majority of members present voted IN FAVOUR of the MOTION
Cr J Woodman voted IN FAVOUR of the MOTION*

7.2.7 20/2016: Church @ Para Vista Inc. - Community Grants Program Application

Cr S White declared an actual conflict of interest on the basis of him recommending the Church @ Para Vista Inc. apply for the grant. Cr White is also Chairman of the Church Committee which manages the finances.

Cr S White left the meeting at 08:33 pm.

Moved Cr D Bryant
 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 June 2016 round of Community Grants as follows:
 - a. Grant No. 20/2016: Church @ Para Vista Inc. be awarded the amount of **\$1,750.00** to assist with the purchase of portable basketball systems and NBL balls for ongoing use for the Youth @ Para Vista youth activities as outlined in the Community Grant Application.

**CARRIED
 1166/2016**

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

7.2.8 06/2016: Tyndale Christian School Inc. - Community Grants Program Application

Moved Cr L 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 June 2016 round of Community Grants as follows:
 - a. Grant No. 06/2016: Tyndale Christian School Inc. be awarded the amount of **\$2,000.00** to assist with the purchase of LED candles for the 2016 Tyndale Christmas Carols event as outlined in the Community Grant Application.

**CARRIED
 1167/2016**

Other Business

SRG OB1 Increase to Maximum Community Grant Amount

Moved Cr R Zahra
Seconded Cr D Proleta

1. A report be brought forward to increase the maximum community grant amount payable to \$2500 and \$3000 with all other existing terms and conditions to remain unchanged.

**CARRIED
1168/2016**

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 8.37 pm.
The meeting reconvened at 8.48 pm.*

GENERAL BUSINESS

GB1 Budget Status Report

Cr L Caruso declared an conflict of interest on the basis of owning a Par 3 Golf Course.

Cr L Caruso left the meeting at 08:49 pm.

Cr Cook declared a perceived conflict of interest in relation to a number of matters within the item relating to St Kilda.

Cr R Cook left the meeting at 08:49 pm.

Moved Cr R Zahra
Seconded Cr S White

1. The Consolidated Budget (direct cost) scenario titled “2016/17 B&F 6/6/16” as presented in Appendix 1 (Item No. GB1, Council, 27/06/2016) be endorsed.
2. The Four Year Capital Works Program in Appendix 3 (Item No. GB1, Council, 27/06/2016) be endorsed.

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3. The Plant, Furniture and Equipment New Initiatives in Appendix 4 (Item No. GB1, Council, 27/06/2016) be endorsed.
 4. The Information Technology New Initiatives in Appendix 5 (Item No. GB1, Council, 27/06/2016) be endorsed.
 5. The Operating New Initiatives in Appendix 6 (Item No. GB1, Council, 27/06/2016) be endorsed.
 6. The Consolidated Budget (full cost attribution) scenario titled “2016/17 B&F 6/6/16” as presented in Appendix 7 (Item No. GB1, Council, 27/06/2016) be endorsed.

**CARRIED
1169/2016**

Cr R Cook returned to the meeting at 08:52 pm.

Cr L Caruso returned to the meeting at 08:53 pm.

GB2 Adoption of Annual Plan, Budget and Declaration of Rates

Moved Cr S White
Seconded Cr D Proleta

a. Adoption of Annual Plan

The draft Annual Plan 2016/17 used for the purposes of public consultation be adopted as the Annual Plan 2016/17 after adjusting for the changes endorsed or resolved through the Budget and Finance Committee subsequent to the adoption of the draft annual plan on 18 April 2016 for public consultation and any other minor changes or presentation improvements considered necessary.

b. Approval of Estimates of Expenditure

The Estimates of Expenditure for the 2016/2017 financial year as they are prepared by the Council of the City of Salisbury and contained in Council Budget Summary – Direct Cost (Appendix 1, Item No. GB2, Council Meeting 27/06/2016) which provide for an expenditure of a total of \$141,997,673, Transfers to Reserves of \$5,509,928 and Loan Principal Repayments of \$2,560,099 are hereby approved by the Council and signed by the Mayor for the purposes of adopted identification.

c. Adoption of Valuation

The Council for the 2016/2017 financial year adopt the Valuer General's Assessment of Capital Values of all rateable property constituting the area of the Council which amount in total to a value of \$20,352,354,460 which represents the sum of all the separately owned and/or occupied rateable properties set forth in the Assessment Record of the Council for the said 2016/2017 financial year, and hereby specifies the 27th day of June, 2016 as the day upon which such adoption of such Valuation shall become the Valuation of the Council.

d. Minimum Rate

Pursuant to Section 158 of the *Local Government Act 1999*, the Council hereby fix and determine that the said sum of \$958 shall be the minimum amount payable by way of rates for the 2016/2017 financial year.

e. Declaration of Rate

The Council having

- i. Adopted estimates of expenditure of \$141,997,673, for the 2016/2017 financial year, AND
- ii. Transfers to Reserves of \$5,509,928 for such year, AND
- iii. Loan Principal Repayments of \$2,560,099 for such year, AND
- iv. Adopted its Assessment of \$20,352,354,460 for such year, AND
- v. Fixed a Minimum Amount Payable by way of Rates of \$958.

The Council pursuant to Section 153 of the *Local Government Act 1999*, hereby declare Differential General Rates on property within its area for the financial year ending on the 30 June, 2016 which rates shall vary by reference to the use of the rateable property in accordance with Regulation 10 of the *Local Government (General) Regulations 1999* as follows:

- (a) In respect of rateable property which is used for "Commercial – Shop", "Commercial – Office", "Commercial – Other", "Industrial - Light", "Industrial – Other", "Marina Berth" Land uses and classified as such in the assessment records of the Council at the date of this declaration, a Differential General Rate of 0.6310 cents in the dollar for the assessed capital value of such property.
- (b) In respect of rateable property which has a "Vacant Land" Land use and classified as such in the assessment records of the Council at the date of this declaration, a Differential General Rate of 0.5590 cents in the dollar for the assessed capital value of such property.
- (c) In respect of all other rateable property in the area used for purposes other than as stated in paragraph (a) and (b) hereof, a Differential General Rate of 0.4300 cents in the dollar on the assessed capital value of such property.

f. Rebate to Cap Rate Increase – General

Pursuant to Section 166(1)(l)(ii) of the *Local Government Act 1999* the Council may grant a rebate on application, to rateable land of category 1 (residential) use, to cap any increase in general rates levied to 12.5% of that paid in the previous year, where that increase is as a result of significant valuation movements but not as a result of:

- (i) improvements made to the property, or
- (ii) a change to the land use or zoning of the property, or
- (iii) a change in ownership of the rateable property, or
- (iv) a correction to the previously undervalued property by the Valuer General.

The rebate will not apply where the property is owned by a company or incorporated body.

g. Rebate to Cap Rate Increase – Retirement Villages

Pursuant to Section 166(1)(l)(ii) of the *Local Government Act 1999* the Council will provide residents of Retirement Villages with an automatic cap of 10%, to be applied annually, until such time that rate parity is achieved, meaning that the rate increase is limited to 10% each year, prior to the consideration of any other rebates, and not applying to any other levies, as a result of significant valuation changes determined by the State Valuation Office.

h. Statutory Statements

In accordance with Regulation 5 of the *Local Government Act 1999*, as amended, the B&F06/06/16 scenario of the following statements be adopted:

- Budgeted Statement of Comprehensive Income depicted in Appendix 2 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Statement of Cash Flows depicted in Appendix 3 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Statement of Financial Position depicted in Appendix 4 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Statement of Changes in Equity in Appendix 5 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Uniform Presentation of Finances in Appendix 6 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Financial Indicators in Appendix 7 (Item No. GB2, Council Meeting 27/06/2016)

**CARRIED
1170/2016**

GB3 Declaration of Globe Derby Community Club Separate Rate

Moved Cr D Proleta

Seconded Cr R Zahra

1. For the purposes of raising revenue for the maintenance of the Land and management of the facilities on the Land, being Lot 65 in deposited plan no. 9832, and in exercise of the power contained in section 154(2)(b) of the *Local Government Act 1999*, a separate rate of \$100 for each share of Common Land (Lot 65 in deposited plan no. 9832) being 1 share for each allotment numbered Lot 1-34 of DP9830, Lot 2 and Lots 38-64 on DP9831, and 1 share in total for Lots 1 and 37 combined on DP9831 of portion of section 3070 of Hundred Port Adelaide (laid out as Bolivar) is declared for the year ending June 2017.

**CARRIED
1171/2016**

GB4 Declaration of the Adelaide and Mount Lofty Ranges Natural Resources Management (NRM) Board Separate Rate

Cr B Vermeer declared a perceived conflict of interest on the basis of his employer being a member of the Natural Resources Standing Committee of the South Australian Parliament. Cr Vermeer advised he would manage the perceived conflict by remaining in the meeting and voting in the best interest of residents.

Moved Cr G Caruso
Seconded Cr R Cook

1. Pursuant to Section 95 of the *Natural Resources Management Act 2004* and Section 154 of the *Local Government Act 1999*, Council, in order to reimburse to the Council the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board levy of \$1,874,664, declares for the year ending 30 June 2017 a separate rate of 0.009777 cents in the dollar on the capital valuation of all rateable properties within the area of the City of Salisbury.

**CARRIED
1172/2016**

*The majority of members present voted IN FAVOUR of the MOTION
Cr B Vermeer voted AGAINST the MOTION*

GB5 Declaration of Salisbury City Centre Business Association Separate Rate

Cr D Balaza declared a material conflict of interest on the basis of being a member of the governing body of the Salisbury City Centre Business Association.

Cr D Balaza left the meeting at 09:02 pm.

Moved Cr E Gill

Seconded Cr R Cook

1. In order to promote and enhance business viability, profitability, and trade commerce and industry in that part of the Council's area comprising the Salisbury Town Centre District Centre Zone which is delineated on Maps Sal/61 and Sal/62 of the Development Plan under the *Development Ac, 1993* applicable to the Council's area, pursuant to Section 154 of the *Local Government Act 1999*, a differential separate rate of 0.070864 cents in the dollar of the Capital Value of rateable land in that area with a land use classified as Commercial Shop, Commercial Office and Commercial Other is hereby declared on that land for the year ending 30 June 2017.
2. Funds raised by way of a separate rate shall be paid over to the Association in one or more instalments and the activities of the Association will be periodically reviewed to ensure that the funds are used for the intended purposes of generally promoting, marketing and improving the image of the Salisbury City Centre.

**CARRIED
1173/2016**

Cr D Balaza returned to the meeting at 09:03 pm.

OTHER BUSINESS

OB1 Mayor's Diary

Cr L Caruso left the meeting at 09:04 pm.

Cr L Caruso returned to the meeting at 09:06 pm.

Cr R Cook left the meeting at 09:08 pm.

Cr R Cook returned to the meeting at 09:10 pm.

Moved Cr E Gill

Seconded Cr D Bryant

1. That this information be noted.

**CARRIED
1174/2016**

OB2 Reports from Council Representatives**Cr E Gill:**

- 7/6 Radio programme
- 7/6 Working dogs memorial at RSL
- 9/6 ALGWA SA Branch board meeting
- 21/6 Radio programme
- 23/6 FLO presentation at Twelve25
- 25/6 Rotary Changeover

Cr S Reardon:

- 12/6 Represented the Mayor at the Volunteers Awards and concert held at the Festival Theatre

Cr J Woodman

- Acknowledged that the Chief Executive Officer, Mr John Harry, represented the City of Salisbury at the Northern Business Breakfast.

Cr G Reynolds left the meeting at 09:11 pm and did not return.

OB3 Salisbury Police Station Opening Hours

Moved Cr B Vermeer

Seconded Cr E Gill

1. That Council write back to the Police Commissioner indicating whilst Council's preference is to see no change to the hours of operation of the Salisbury Police Station, if options indicated in SAPOL's organisational review are implemented at the Salisbury Police Station, that the proposed opening hours be extended from 5.00pm to 7.00pm to enable the substantial public enquiries (as indicated by SAPOL's own data) to be dealt with prior to the station closing.

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

1. That Council write back to the Police Commissioner indicating whilst Council's preference is to see no change to the hours of operation of the Salisbury Police Station, if options indicated in SAPOL's organisational review are implemented at the Salisbury Police Station, that the proposed opening hours at Salisbury be extended from 5.00pm to 7.00pm and Holden Hill opening hours to commence from 8.00am to enable the substantial public enquiries (as indicated by SAPOL's own data) to be dealt with at times currently utilised by members of the community.

CARRIED
1175/2016

CONFIDENTIAL ITEMS

1.10.1 Salisbury Community Hub - Status Update

Moved Cr R Zahra
Seconded Cr D Pilkington

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,

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 discussion and consideration of the Salisbury Community Hub – Status Update report would protect Council's commercial interests and not risk its future negotiation position.

*On that basis the public's interest is best served by not disclosing the **Salisbury Community Hub - Status Update** 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
1176/2016**

The meeting moved into confidence at 9.17pm.

The meeting moved out of confidence at 9.19pm.

2.9.1 Salisbury Bowling Club – Update**See Confidential Further Information Item****2.9.1FI Salisbury Bowling Club - Update**

Moved Cr R Zahra

Seconded Cr L Caruso

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,

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 this matter would protect information included from previous reports to Council which remain confidential at this time

*On that basis the public's interest is best served by not disclosing the **Salisbury Bowling Club - Update** 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
1177/2016

The meeting moved into confidence at 9.19pm

The meeting moved out of confidence at 9.27pm.

2.9.2 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Tuesday 14 June 2016

Moved Cr S White
Seconded Cr R Cook

1. Pursuant to Section 90(2) and (3)(a) and (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 would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); and

- 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 this matter would protect commercial sensitive sales information relating to Council's sales strategy that would prejudice the commercial position of 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 Tuesday 14 June 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
1178/2016**

The meeting moved into confidence at 9.27pm

The meeting moved out of confidence and closed at 9.30pm.

CHAIRMAN.....

DATE.....

ITEM	GB1
	COUNCIL
DATE	25 July 2016
HEADING	CEO recommendation to amend resolution 1170/2016 Adoption of Annual Plan, Budget and Declaration of Rates - pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013
AUTHOR	John Harry, Chief Executive Officer, CEO and Governance
CITY PLAN LINKS	4.3 Have robust processes that support consistent service delivery and informed decision making.
SUMMARY	At the Council Meeting held on 27 June 2016 Council resolved the declaration of Differential General Rates. The text of the resolution incorrectly referred to superseded regulations. This report recommends an amendment to the relevant part of resolution 1170/2016 to address this administrative error and to include reference to the now commenced <i>Local Government (General) Regulations 2013</i> .

RECOMMENDATION

- That the part of part “e” of resolution 1170/2016 (as highlighted below) from the meeting of Council on 27 June 2016 regarding the Adoption of the Annual Plan, Budget and Declaration of Rates be amended by removing the reference to “*Regulation 10 of the Local Government (General) Regulations 1999*” and replacing it as follows:

e. Declaration of Rate

.....
The Council pursuant to Section 153 of the Local Government Act 1999, hereby declare Differential General Rates on property within its area for the financial year ending on the 30 June, 2017 which rates shall vary by reference to the use of the rateable property in accordance with Regulation 14 of the Local Government (General) Regulations 2013 as follows:

- An “Erratum” be published in the Government Gazette and the Advertiser notifying of this amendment.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

1.1 On 27 June 2016 Council resolved to adopt the Annual Plan, Budget and Declaration of Rates for the 2016/17 financial year (1170/2016).

1.2 Resolution 1170/2016 in full is as follows:

GB2 Adoption of Annual Plan, Budget and Declaration of Rates

Moved Cr S White

Seconded Cr D Proleta

a. Adoption of Annual Plan

The draft Annual Plan 2016/17 used for the purposes of public consultation be adopted as the Annual Plan 2016/17 after adjusting for the changes endorsed or resolved through the Budget and Finance Committee subsequent to the adoption of the draft annual plan on 18 April 2016 for public consultation and any other minor changes or presentation improvements considered necessary.

b. Approval of Estimates of Expenditure

The Estimates of Expenditure for the 2016/2017 financial year as they are prepared by the Council of the City of Salisbury and contained in Council Budget Summary – Direct Cost (Appendix 1, Item No. GB2, Council Meeting 27/06/2016) which provide for an expenditure of a total of \$141,997,673, Transfers to Reserves of \$5,509,928 and Loan Principal Repayments of \$2,560,099 are hereby approved by the Council and signed by the Mayor for the purposes of adopted identification.

c. Adoption of Valuation

The Council for the 2016/2017 financial year adopt the Valuer General's Assessment of Capital Values of all rateable property constituting the area of the Council which amount in total to a value of \$20,352,354,460 which represents the sum of all the separately owned and/or occupied rateable properties set forth in the Assessment Record of the Council for the said 2016/2017 financial year, and hereby specifies the 27th day of June, 2016 as the day upon which such adoption of such Valuation shall become the Valuation of the Council.

d. Minimum Rate

Pursuant to Section 158 of the Local Government Act 1999, the Council hereby fix and determine that the said sum of \$958 shall be the minimum amount payable by way of rates for the 2016/2017 financial year.SPDC3 Tranche 2 Business Case and Project Status Update

e. Declaration of Rate

The Council having:

- i. Adopted estimates of expenditure of \$141,997,673, for the 2016/2017 financial year, AND*
- ii. Transfers to Reserves of \$5,509,928 for such year, AND*
- iii. Loan Principal Repayments of \$2,560,099 for such year, AND*
- iv. Adopted its Assessment of \$20,352,354,460 for such year, AND*
- v. Fixed a Minimum Amount Payable by way of Rates of \$958.*

The Council pursuant to Section 153 of the Local Government Act 1999, hereby declare Differential General Rates on property within its area for the financial year ending on the 30 June, 2016 which rates shall vary by reference to the use of the rateable property in accordance with Regulation 10 of the Local Government (General) Regulations 1999 as follows:

- (a) In respect of rateable property which is used for "Commercial – Shop", "Commercial – Office", "Commercial – Other", "Industrial - Light", "Industrial – Other", "Marina Berth" Land uses and classified as such in the assessment records of the Council at the date of this declaration, a Differential General Rate of 0.6310 cents in the dollar for the assessed capital value of such property.
- (b) In respect of rateable property which has a "Vacant Land" Land use and classified as such in the assessment records of the Council at the date of this declaration, a Differential General Rate of 0.5590 cents in the dollar for the assessed capital value of such property.
- (c) In respect of all other rateable property in the area used for purposes other than as stated in paragraph (a) and (b) hereof, a Differential General Rate of 0.4300 cents in the dollar on the assessed capital value of such property.

f. Rebate to Cap Rate Increase – General

Pursuant to Section 166(1)(1)(ii) of the Local Government Act 1999 the Council may grant a rebate on application, to rateable land of category 1 (residential) use, to cap any increase in general rates levied to 12.5% of that paid in the previous year, where that increase is as a result of significant valuation movements but not as a result of:

- (i) improvements made to the property, or
- (ii) a change to the land use or zoning of the property, or
- (iii) a change in ownership of the rateable property, or
- (iv) a correction to the previously undervalued property by the Valuer General.

The rebate will not apply where the property is owned by a company or incorporated body.

g. Rebate to Cap Rate Increase – Retirement Villages

Pursuant to Section 166(1)(1)(ii) of the Local Government Act 1999 the Council will provide residents of Retirement Villages with an automatic cap of 10%, to be applied annually, until such time that rate parity is achieved, meaning that the rate increase is limited to 10% each year, prior to the consideration of any other rebates, and not applying to any other levies, as a result of significant valuation changes determined by the State Valuation Office.

h. Statutory Statements

In accordance with Regulation 5 of the Local Government Act 1999, as amended, the B&F06/06/16 scenario of the following statements be adopted:

- Budgeted Statement of Comprehensive Income depicted in Appendix 2 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Statement of Cash Flows depicted in Appendix 3 (Item No. GB2, Council Meeting 27/06/2016)
- Budgeted Statement of Financial Position depicted in Appendix 4 (Item No. GB2, Council Meeting 27/06/2016)

- *Budgeted Statement of Changes in Equity in Appendix 5 (Item No. GB2, Council Meeting 27/06/2016)*
- *Budgeted Uniform Presentation of Finances in Appendix 6 (Item No. GB2, Council Meeting 27/06/2016)*
- *Budgeted Financial Indicators in Appendix 7 (Item No. GB2, Council Meeting 27/06/2016)*

**CARRIED
1170/2016**

- 1.3 However, the *Local Government (General) Regulations 2013* (“the 2013 Regulations”) have replaced the *Local Government (General) Regulations 1999* (“the 1999 Regulations”) and it is necessary to amend the resolution to ensure reference to the current legislative instrument.
- 1.4 Aside from minor changes to sub-regulation references, regulation 14 of the 2013 Regulations is the current successor to regulation 10 of the 1999 Regulations.
- 1.5 In addition, the date was incorrectly listed as 30 June 2016, when the correct date is 30 June 2017, so this must also be corrected in the proposed Erratum.
- 1.6 Accordingly, the two parts of the Council resolution that is required to be amended is the reference to “*Regulation 10 of Local Government (General) Regulations 1999*” and the reference to 30 June 2016 in part e.

2. CONSULTATION / COMMUNICATION

2.1 External

- 2.1.1 Legal advice was sought to ensure the Council’s Rates declaration was lawful. The advice received has informed the preparation of this report.

3. REPORT

- 3.1 Council resolution 1170/2016 incorrectly references the now repealed Regulation 10 of the 1999 Regulations and includes an incorrect date in part e.
- 3.2 Notice of the declaration has been published, as required, in the Advertiser and the Government Gazette. This occurred on 7 July 2016.
- 3.3 Legal advice was sought in relation to the validity of the rates declaration. That advice has confirmed that the declared rates are valid. However, it was recommended that the Council amend the resolution to correct the date, to reference the current and correct legislative instrument and publish an “Erratum” in the Government Gazette and the Advertiser notifying of a correction to the administrative error.
- 3.4 Procedurally, this step is only to be taken after the Council receives a report and recommendation from the Chief Executive Officer (“the CEO”) under regulation 21 of the *Local Government (Procedures at Meetings) Regulations 2013* the effect of which is to “amend” the reference in resolution 1170/2016 from the 1999 Regulations to the 2013 Regulations.

- 3.5 Section 21 of the *Local Government (Procedures at Meetings) Regulations 2013* provides that the CEO may submit a report recommending amendment of a resolution passed since the last general election of the Council.
- 3.6 In accordance with sub-regulation 21(2), the CEO must ensure that the report is placed on the agenda for the meeting at which the report is to be considered.
- 3.7 Accordingly, the CEO now provides this report for the consideration of Council.

4. CONCLUSION / PROPOSAL

- 4.1 It is recommended that the Council resolves to correct the date contained in part e of the resolution by changing this to 30 June 2017 and to amend the reference to Regulation 10 of the repealed 1999 Regulations in resolution 1170/2016, to reflect the now commenced Regulation 14 of the 2013 Regulations.
- 4.2 In addition, following the resolution of Council giving effect to this amendment, an “Erratum” be published in the Government Gazette and the Advertiser notifying of the amendment to the resolution.

CO-ORDINATION

Officer:

Date:

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COUNCIL

DATE 25 July 2016

HEADING Mayor's Diary

RECOMMENDATION

1. That this information be noted.

Date	Time	Function
21/06/2016	10:00 AM	PBA Radio
21/06/2016	11:30 AM	Meeting with Resident re services for the homeless
21/06/2016	12 Noon	Media/Communications Catch up
22/06/2016	09:00 AM	Isabella messenger reporter
22/06/2016	10:30 AM	Meeting with Resident re sporting ground
22/06/2016	11:00 AM	Mayor/CEO/EA
22/06/2016	04:45 PM	Meeting with Resident - various issues
22/06/2016	06:30 PM	Community Grants Program Cheque Presentation Ceremony
22/06/2016	07:30 PM	Elected Member Development Program - Phase 3, session 1
25/06/2016	10:45 AM	Grand Opening - Auto Transformers
25/06/2016	06:30 PM	Rotary Club Handover Dinner
26/06/2016	09:00 AM	Street Corner with Mark Butler
27/06/2016	08:00 AM	Visit to Endeavor college
27/06/2016	02:00 PM	Community Afternoon Tea
27/06/2016	03:00 PM	Office time
27/06/2016	06:30 PM	Council Meeting
28/06/2016	10:30 AM	Drop off USB to Greg at Parafield Gardens Community Club + check presentation for Chinese delegation
28/06/2016	11:00 AM	General Discussion - Catch up
28/06/2016	11:30 AM	Media/Communications Catch up
28/06/2016	12:15 PM	IMPORTANT - Catch up with John Harry
28/06/2016	01:00 PM	Bird Sanctuary - Heads of four local councils meeting
29/06/2016	10:00 AM	Return call to resident
29/06/2016	11:00 AM	Mayor/CEO/EA
1/07/2016	10:00 AM	Shandong County Mayor's Visit - Watershed
1/07/2016	12:30 PM	Lunch with Shandong County Mayors
1/07/2016	04:00 PM	Community Leaders Group Meeting
4/07/2016	08:45 AM	Morella Community Centre meet ACE Participants
4/07/2016	11:30 AM	Welcome Talk to Work Experience Students
4/07/2016	05:30 PM	Meeting with Elected Member
4/07/2016	06:30 PM	Informal Strategy
5/07/2016	10:30 AM	Funeral of Resident
6/07/2016	09:00 AM	Meeting with Isabelle - Messenger Newspaper
6/07/2016	11:00 AM	Mayor/CEO/EA
6/07/2016	03:00 PM	Meeting with resident
7/07/2016	11:00 AM	Meeting with residents St Kilda
8/07/2016	11:00 AM	St Kilda meeting

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8/07/2016	01:00 PM	Lunch with Work Experience Students - chance to farewell the students and learn about their week.
11/07/2016	11:00 AM	Meeting in City
12/07/2016	10:30 AM	Discussion:- Development at 86 Mawson Lakes Blvd
12/07/2016	11:00 AM	Office time
12/07/2016	06:00 PM	Audit Committee Meeting
12/07/2016	06:30 PM	CEO Review + Strategic Int'l Partnerships Sub Committees
12/07/2016	12 Noon	Media/Communications Catch up
13/07/2016	09:00 AM	Meeting with Isabelle - Messenger Newspaper
13/07/2016	10:00 AM	Meeting Mayor/Michael Bennington
13/07/2016	10:30 AM	Rev Bloor
13/07/2016	12 Noon	Metro Mayors Luncheon
16/07/2016	06:30 PM	100th Anniversary of Returned & Services League
18/07/2016	06:30 PM	Policy & Planning / Budget & Finance / Works & Services / Resources & Governance Committees
19/07/2016	10:00 AM	Radio Show
19/07/2016	11:30 AM	Meeting with Manager Development Services
19/07/2016	12:30 PM	Office Time & Paperwork
19/07/2016	01:30 PM	Meeting with staff re Issue on Diment Road
19/07/2016	02:00 PM	Discussion meeting codes
19/07/2016	03:30 PM	Speak with Business Owner - Mawson Lakes - Dr Govindasamy re Development
19/07/2016	12 Noon	Placed to call to local business owner - follow up
20/07/2016	09:00 AM	Meeting with Isabelle - Messenger Newspaper
21/07/2016	10:00 AM	Meeting re Parafield Gardens
21/07/2016	02:00 PM	Northern Economic Leaders- Review of Constitution
21/07/2016	12 Noon	Meeting with Van - Mobarra

Events attended by Elected Members on behalf of the Mayor

Date	Member	Function
23/6/2016	Cr E Gill	FLO Celebration / Art Exhibition
5/7/2016	Cr D Balaza	North on Target
16/7/2016	Cr D Balaza	Old English Game Fowl Club of Australia Dinner