



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

25 JULY 2016

MEMBERS PRESENT

Mayor G Aldridge
Cr D Balaza (Deputy Mayor)
Cr S Bedford
Cr D Bryant
Cr C Buchanan
Cr G Caruso
Cr L Caruso
Cr R Cook
Cr E Gill
Cr D Proleta (*from 6.43pm*)
Cr S Reardon
Cr G Reynolds
Cr B Vermeer
Cr S White
Cr J Woodman
Cr R Zahra

STAFF

Acting Chief Executive Officer, 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
Governance Coordinator, Ms J Rowett
Governance Support Officer, Ms K Boyd

The meeting commenced at 6.30pm.

OPENING PRAYER AND WELCOME

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

APOLOGIES

An apology was received from Cr D Pilkington.

LEAVE OF ABSENCE

Nil.

PUBLIC QUESTION TIME

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

DEPUTATIONS

No Deputations have been received.

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.

Moved Cr S Reardon
Seconded Cr G Caruso

That the Acknowledgement of the 100th Anniversaries of the Battle of Fromelles and Pozieres be recorded in the minutes.

CARRIED
1182/2016

PRESENTATION OF MINUTES

Moved Cr R Zahra
Seconded Cr R Cook

The Minutes of the Council Meeting held on 27 June 2016, be taken and read as confirmed.

**CARRIED
1183/2016**

Moved Cr R Zahra
Seconded Cr R Cook

The Minutes of the Confidential Council Meeting held on 27 June 2016, be taken and read as confirmed.

**CARRIED
1184/2016**

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

QWON1 Attendance Statistics

Cr B Vermeer asked a question in relation to whether attendance statistics are available for Standing Committees and Council meetings.

The Acting Chief Executive Officer answered the Question.

NOTICES OF MOTION

NOM1 Nomination of Elected Member to Committee Position/Membership

Moved Cr D Bryant

Seconded Cr C Buchanan

1. That when an elected member is nominated for a position of Chairman, Deputy Chairman, or as a member of a Council Committee or Sub-committee, 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.

LOST

*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 D Balaza, D Bryant, L Caruso, E Gill, S Reardon, B Vermeer and J Woodman

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

Crs S Bedford, C Buchanan, G Caruso, R Cook, D Proleta, G Reynolds, S White and R Zahra

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

Cr D Proleta entered the meeting at 6:43pm.

PETITIONS

No Petitions have been received.

COMMITTEE REPORTS
1 Policy and Planning Committee Meeting

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

*Administration***1.0.1 Future Reports for the Policy and Planning Committee**

Moved Cr G Reynolds

Seconded Cr S White

1. The information be received.

**CARRIED
1185/2016**

*Community Development***1.1.1 Collaboration Agreement between Council and Community Centres Annual Update**

Cr C Buchanan declared a material conflict of interest on the basis of being the Chairperson of the Burton Community Centre.

Cr Buchanan left the meeting at 06:53 pm.

Cr D Proleta declared a perceived conflict of interest on the basis of being a committee member of Burton Community Centre.

Cr Proleta left the meeting at 06:53 pm.

Cr J Woodman declared a perceived conflict of interest on the basis of being a committee member of the Burton Community Centre.

Cr Woodman left the meeting at 06:53 pm.

Moved Cr L Caruso

Seconded Cr G Reynolds

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).”

**CARRIED
1186/2016**

Cr C Buchanan returned to the meeting at 06:54 pm.

Cr D Proleta returned to the meeting at 06:54 pm.

Cr J Woodman returned to the meeting at 06:54 pm.

1.1.2 Proposed 2017 Salisbury Secret Garden Program & Budget

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 06:55 pm.

Moved Cr D Bryant

Seconded Cr E Gill

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.

**CARRIED
1187/2016**

Cr D Balaza returned to the meeting at 07:14 pm.

1.1.3 Minutes of the Tourism and Visitor Sub Committee meeting held on Monday 11 July 2016**1.1.3-TVSC1 Appointment of Deputy Chairman - Tourism and Visitor Sub Committee**

Moved Cr S Reardon

Seconded Cr C Buchanan

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.

**CARRIED
1188/2016**

1.1.3-TVSC2 Wiki Town Resolution 0990/2016

Moved Cr S Reardon

Seconded Cr C Buchanan

1. That the information be received.

**CARRIED
1189/2016**

1.1.3-TVSC3 Tourism and Visitor Strategy - for endorsement

Moved Cr S Reardon
Seconded Cr C Buchanan

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.

**CARRIED
1190/2016**

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

Moved Cr S Reardon
Seconded Cr C Buchanan

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.

**CARRIED
1191/2016**

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

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

Moved Cr E Gill
Seconded Cr R Zahra

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.

**CARRIED
1192/2016**

1.1.4-SIPSC2 China Action Plan

Moved Cr E Gill
Seconded Cr R Zahra

1. That the information be received.

**CARRIED
1193/2016**

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

Moved Cr E Gill
Seconded Cr R Zahra

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.

**CARRIED
1194/2016**

1.1.4-SIPSC4 Mobara Educational Exchange Program and Mobara Delegation 2016

Moved Cr E Gill
Seconded Cr R Zahra

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.

**CARRIED
1195/2016**

Urban Development

1.3.1 Establishment of a Precinct at Greater Edinburgh Parks – Update

Cr L Caruso declared a material conflict of interest on the basis of being a resident of the area being discussed.

Cr L Caruso left the meeting at 07:18 pm.

Moved Cr R Zahra

Seconded Cr R Cook

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.

**CARRIED
1196/2016**

Cr L Caruso returned to the meeting at 07:20 pm.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

1.10.1 Update on the Northern Connector

1.10.2 Salisbury Community Hub - Site Selection

2 Works and Services Committee Meeting

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

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr J Woodman
Seconded Cr R Zahra

1. The information be received.

**CARRIED
1197/2016**

Public Works

2.6.1 Capital Progress Report - June 2016

Moved Cr G Caruso
Seconded Cr S Reardon

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.

**CARRIED
1198/2016**

Traffic Management

2.7.1 Speed Limit for Bicycles on Footpaths

Cr L Caruso left the meeting at 07:26 pm.

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

Moved Cr C Buchanan

Seconded Cr B Vermeer

1. The report to be received.
2. The Department of Planning, Transport and Infrastructure's State Bicycle Black Spot Program be asked to develop, at a local level, a "*Share the Footpath*" education campaign in conjunction with the Local Government Association.
3. 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.

Cr R Zahra moved an AMENDMENT that

1. The report to be received.
2. The Department of Planning, Transport and Infrastructure's State Bicycle Black Spot Program be asked to develop, at a local level, a "*Share the Footpath*" education campaign in conjunction with the Local Government Association.
3. Following a strategic review of the Integrated Transport Plan (ITP), a review of the existing Footpath Policy be undertaken, which will involve changes (as appropriate) to the planning regulations for future residential land divisions to consider in some locations the provision of adequate footpath widths for combined use by cyclists and pedestrians.
4. 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.

Seconded Cr D Balaza

The AMENDMENT on BEING PUT was CARRIED.

The MOTION as AMENDED was CARRIED.

**CARRIED
1199/2016**

Other Business

WS-OB1 St Kilda Flood Mitigation – Update

Cr R Cook declared a perceived conflict of interest on the basis of the proposed works being in the vicinity of her business. Cr Cook chose to manage the conflict by remaining in the meeting and voting in the best interest of the public.

Moved Cr R Zahra

Seconded Cr D Proleta

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.

**CARRIED
1200/2016**

*The majority of members present voted IN FAVOUR of the MOTION.
Cr R Cook voted IN FAVOUR of the MOTION.*

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

Cr R Cook declared a material conflict of interest on the basis of managing the key system on behalf of Council.

Cr R Cook left the meeting at 07:41 pm.

Cr D Balaza declared a perceived conflict of interest on the basis of his employment by a company associated with the construction and maintenance of the Mangrove Trail. Cr Balaza chose to manage the conflict by remaining in the meeting and voting in the best interest of the City of Salisbury.

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

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

Moved Cr G Reynolds

Seconded Cr J Woodman

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.

With leave of the meeting and consent of the seconder Cr G Reynolds VARIED the MOTION as follows

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.

2. As part of this report, staff investigate potential external funding and assistance options for these repairs including from the State and Federal Governments.

**CARRIED
1201/2016**

*The majority of members present voted IN FAVOUR of the MOTION.
Cr D Balaza voted AGAINST the MOTION.*

Cr R Cook returned to the meeting at 08:07 pm.

WS-OB3 Bring Forward Playspace Renewal - Andrew Smith Drive

Cr C Buchanan declared a perceived conflict of interest on the basis of the capital works being located on the same reserve as the North Pines Sports and Social Club, of which he is the President.

Cr C Buchanan left the meeting at 08:08 pm.

Cr S Bedford left the meeting at 08:09 pm.

Cr S Bedford returned to the meeting at 08:11 pm.

Moved Cr D Proleta

Seconded Cr R Zahra

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

**CARRIED
1202/2016**

Cr C Buchanan returned to the meeting at 08:13 pm.

3 Resources and Governance Committee Meeting

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

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr J Woodman
Seconded Cr L Caruso

1. The information be received.

**CARRIED
1203/2016**

Health, Animal Management and By-laws

3.3.1 Cat Management and Impounding Services

Moved Cr B Vermeer
Seconded Cr D Balaza

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.

**CARRIED
1204/2016**

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

Moved Cr R Zahra
Seconded Cr S Bedford

1. The information be received.

**CARRIED
1205/2016**

4 Audit Committee Meeting

Minutes of the Audit Committee Meeting held on 12 July 2016 were considered by Council.

Administration

4.0.1 Future Reports for the Audit Committee of Council

Moved Cr R Zahra
Seconded Cr G Reynolds

1. The information be received.

**CARRIED
1206/2016**

Reports

4.2.1 Report on the External Review of Internal Audit

Moved Cr R Zahra
Seconded Cr S Bedford

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.

**CARRIED
1207/2016**

4.2.2 Audit Committee Self-Assessment Questionnaire

Moved Cr J Woodman
Seconded Cr L Caruso

1. The information be received.

**CARRIED
1208/2016**

4.2.3 Internal Audit Plan

Moved Cr G Reynolds
Seconded Cr J Woodman

1. The information be received.

**CARRIED
1209/2016**

4.2.4 Internal Audit Annual Review and 2016/17 work schedule

Moved Cr R Zahra
Seconded Cr E Gill

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.

**CARRIED
1210/2016**

Other Business

AC-OB1 RAAF Base Edinburgh Verbal Briefing

Cr D Bryant left the meeting at 08:20 pm.

Moved Cr J Woodman
Seconded Cr R Cook

1. The information be received.

**CARRIED
1211/2016**

Cr D Bryant returned to the meeting at 08:21 pm.

6 Budget and Finance Committee Meeting

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

Administration

6.0.1 Future Reports for the Budget and Finance Committee

Moved Cr R Zahra
Seconded Cr R Cook

1. The information be received.

**CARRIED
1212/2016**

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

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

Moved Cr G Caruso
Seconded Cr E Gill

1. The information be received.

**CARRIED
1213/2016**

6.0.2-PRSC2 Contracts & Procurement Program Review Outcome

Moved Cr G Caruso
Seconded Cr E Gill

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.

**CARRIED
1214/2016**

Finance

6.1.1 Council Finance Report - June 2016

Moved Cr R Zahra
Seconded Cr S Bedford

1. The information be received.

**CARRIED
1215/2016**

6.1.2 Treasury Report for Year Ended 30 June 2016

Moved Cr J Woodman
Seconded Cr G Caruso

1. Information be received.

**CARRIED
1216/2016**

6.1.3 Certification of the 2016 Annual Financial Statements

Moved Cr J Woodman
Seconded Cr D Balaza

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.

**CARRIED
1217/2016**

Other Business

6.8.1 2016 South Australia State Budget

Cr D 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 08:22 pm.

Moved Cr G Caruso

Seconded Cr S Reardon

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.

**CARRIED
1218/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

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

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 8.34 pm.

The meeting reconvened at 8.46 pm.

7 Sport, Recreation and Grants Committee Meeting

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

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr D Proleta
Seconded Cr J Woodman

1. The information be received.

**CARRIED
1219/2016**

Cr D Balaza entered the meeting at 8.47 pm.

Sport and Recreation

7.1.1 Minor Capital Works Grants - July 2016 Allocations

Moved Cr D Proleta
Seconded Cr R Cook

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.

**CARRIED
1220/2016**

Community Grants

7.2.1 Youth Sponsorship - June Applications

Moved Cr J Woodman
Seconded Cr D Proleta

1. The information be received.

**CARRIED
1221/2016**

7.2.2 Review of Youth Sponsorship Funding and Allocation Cap

Moved Cr R Zahra
Seconded Cr C Buchanan

1. The information be received.
2. That individual Youth Sponsorship payment levels be increased by 20% for the 2016/17 financial year.
3. 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.

CARRIED
1222/2016

Further Motion – Funding Caps for Youth Sponsorship Applications

Moved Cr R Zahra
Seconded Cr R Cook

1. That no funding cap be applied to individual youth sponsorship applications from the same organisation for the same event.

LOST

Moved Cr C Buchanan
Seconded Cr B Vermeer

1. The criteria for funding applied to individual youth sponsorship applications from the same organisation for the same event be reviewed.

CARRIED
1223/2016

7.2.3 Community Grants Program Applications for July 2016

Moved Cr L Caruso
Seconded Cr D Proleta

1. The information be received and noted.

CARRIED
1224/2016

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

Moved Cr R Zahra
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 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.

**CARRIED
1225/2016**

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

Moved Cr D Proleta
Seconded Cr D Bryant

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.

**CARRIED
1226/2016**

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

Moved Cr C Buchanan
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 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.

CARRIED
1227/2016

7.2.7 Increase to Maximum Community Grant Amount

Moved Cr C Buchanan
Seconded Cr B Vermeer

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

CARRIED
1228/2016

8 CEO Review Committee Meeting

Minutes of the CEO Review Committee Meeting held on 12 July 2016 were considered by Council.

Administration

8.0.1 Annual Review of CEO Total Remuneration 2015/2016

Moved Cr L Caruso
Seconded Cr D Balaza

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)

**CARRIED
1229/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

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

Moved Cr R Zahra

Seconded Cr G Reynolds

1. 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:

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

**CARRIED
1230/2016**

OTHER BUSINESS

OB1 Acknowledgement of General Manager Community Development, Ms J Trotter

Moved Cr C Buchanan

Seconded Cr D Balaza

That Council formally acknowledges and thanks the General Manager Community Development for her services to this Council and the many great accomplishments that her and her Department have achieved in her time as General Manager.

**CARRIED
1231/2016**

OB2 Road Safety Issues – Salisbury Highway Intersections

Cr D Proleta left the meeting at 09:39 pm.

Cr D Proleta returned to the meeting at 09:40 pm.

Moved Cr D Balaza

Seconded Cr E Gill

1. Staff liaise with DPTI seeking a solution to the safety issues turning left onto Salisbury Highway from Waterloo Corner Road caused by recent upgrade works.
2. Staff liaise with relevant departments regarding the health and safety of the existing tree located on the traffic island turning left onto Waterloo Corner Road from Salisbury Highway.
3. A report be presented to Council outlining outcomes of all discussions and noting solutions, responsibilities of parties involved and any costs to be incurred by Council, if any.

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

1. Staff liaise with DPTI seeking a solution to the safety issues turning left onto Salisbury Highway from Waterloo Corner Road caused by recent upgrade works.
2. Staff liaise with DPTI seeking a solution to the safety issues and visibility of left turn signal when turning left from Park Terrace on to Salisbury Highway.
3. Staff liaise with relevant departments regarding the health and safety of the existing tree located on the traffic island turning left onto Waterloo Corner Road from Salisbury Highway.
4. A report be presented to Council outlining outcomes of all discussions and noting solutions, responsibilities of parties involved and any costs to be incurred by Council, if any.

CARRIED
1232/2016

OB3 Options for Standing Committee Structure and Appointment of Chairman

Moved Cr B Vermeer

Seconded Cr J Woodman

Staff prepare a report that:

1. Explores options available for alternate standing committee structures including comparisons of costs to Council of the current and proposed structures.
2. Explores options for the election of the membership of these standing committees and their presiding members.

CARRIED
1233/2016

OB4 Elected Members' Attendance at Meetings

Moved Cr B Vermeer
Seconded Cr D Bryant

1. Staff prepare a report on the attendance of Elected Members at Council, Standing Committee and Sub-Committee meetings for this term of Council.
2. In this report staff consider including Elected Member attendance at meeting information as part of the City of Salisbury Annual Report.

LOST

The Mayor identified Cr C Buchanan was in breach of the meeting procedures on the basis that he was not speaking to the Motion. The Mayor invited Cr Buchanan to make a personal explanation and then leave the meeting.

Cr C Buchanan left the meeting at 10:02 pm.

The Mayor sought a Motion from Council as to what action should be taken.

Moved Cr J Woodman
Seconded Cr L Caruso

No further action be taken.

**CARRIED
1234/2016**

*A **DIVISION** on Item OB4 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, E Gill, G Reynolds, B Vermeer and S White

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

Crs S Bedford, C Buchanan, G Caruso, L Caruso, R Cook, D Proleta, S Reardon, J Woodman and R Zahra

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

Cr C Buchanan returned to the meeting at 10:06 pm.

Cr S Bedford left the meeting at 10:07 pm.

Cr S Bedford returned to the meeting at 10:07 pm.

OB5 Remote Participation in Committee Meetings

Cr R Cook left the meeting at 10:30 pm.

Cr S Bedford left the meeting at 10:30 pm and did not return.

Cr R Cook returned to the meeting at 10:30 pm.

Cr D Bryant left the meeting at 10:40 pm.

Cr D Bryant returned to the meeting at 10:41 pm.

Cr D Balaza sought leave of the meeting to speak for a second time and leave was not granted.

Moved Cr B Vermeer

Seconded Cr D Balaza

Staff prepare a report outlining

1. Potential risks and liabilities that extend to council when an Elected Member participates in committee meetings remotely and undertakes dangerous and potentially unlawful activities simultaneously, such as driving.
2. The ability of Council to ensure confidentiality on specified items is retained whilst an Elected Member participates in a committee remotely.
3. Possible changes to the policy to minimise risk liability to Council and Elected Members who participate in meetings remotely and to ensure confidentiality of specified items is maintained when Elected Members participate in committees remotely.

LOST

Cr R Cook moved a FORMAL MOTION that the MOTION be PUT

Seconded Cr D Proleta

**CARRIED
1235/2016**

*A **DIVISION** on the FORMAL MOTION 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 C Buchanan, G Caruso, L Caruso, R Cook, E Gill, 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 **FORMAL MOTION**:*

Crs D Balaza, D Bryant and B Vermeer

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

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

*A **DIVISION** on Item OB5 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 and B Vermeer

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

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

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

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 10.50 pm.

The meeting reconvened at 10.59 pm.

Cr C Buchanan left the meeting at 11:00 pm and did not return.

MAYOR'S DIARY

MD1 Mayor's Diary

Moved Cr R Zahra
Seconded Cr R Cook

1. That this information be noted.

CARRIED
1236/2016

REPORTS FROM COUNCIL REPRESENTATIVES

Cr D Bryant:

23/06/2016 Attended the Welcome Salisbury Dinner at St Johns Anglican Church as part of Refugee Week
01/07/2016 Attended the City of Salisbury Rotaract Changeover at the Parafield Gardens Community Club

CONFIDENTIAL ITEMS**1.10.1 Update on the Northern Connector**

Moved Cr R Zahra

Seconded Cr S White

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.*

**CARRIED
1237/2016**

The meeting moved into confidence at 11.09 pm.

The meeting moved out of confidence at 11.10 pm.

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

Moved Cr R Zahra

Seconded Cr D Balaza

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.*

**CARRIED
1238/2016**

The meeting moved into confidence at 11.10 pm.

The meeting moved out of confidence at 11.11 pm.

The following resolution is an extract from the 25/07/2016 Confidential Council Meeting and has been inserted into this minutes document since it was originally published.

1.10.2 Salisbury Community Hub - Site Selection

Moved Cr D Balaza

Seconded Cr E Gill

- 1. That the report be received, and the current status of work on the Salisbury City Centre Community Hub and Office Accommodation project including the next steps be noted.*
- 2. That the Civic Square site be endorsed as the preferred site for the Salisbury City Centre Community Hub and Office Accommodation building subject to the satisfactory resolution of the following conditions:*
 - Contract terms are secured with the DiMauro Group that reflect the Heads of Agreement document for purchase of Allotment 18 in F105415 and part Allotment 3 in F37216 with associated rights of way and light and air easements provided as Attachment 1 (Item No 1.10.1, Policy and Planning Committee 18/07/2016).*
 - The discharge of the existing Coles Myer encumbrance numbered 9101507 registered on Certificates of Title Volume 5540 Folios 833 and 834 or discharge of the Encumbrance and registration of a new encumbrance on appropriate terms that facilitate the delivery of the Salisbury City Centre Community Hub and Office Accommodation project on the Civic Square site as per Attachment 2 (Item No 1.10.1, Policy and Planning Committee 18/07/2016).*
- 3. In the event that the conditions outlined in Recommendation 2 are not able to be achieved a further report will be presented to Planning and Policy Committee outlining an alternate site layout or location for consideration.*
- 4. The Chief Executive Officer be authorised to execute the land contract with the DiMauro Group for purchase of Allotment 18 in F105415 and part Allotment 3 in F37216 with associated rights of way and light and air easements provided in accordance with the Heads of Agreement contained in Attachment 1 (Item No 1.10.1, Policy and Planning Committee 18/07/2016).*
- 5. Pursuant to Section 91(7) of the Local Government Act 1999, it is recommended that the report, attachments, presentation, discussion, recommendations and minutes for this item will remain confidential and not available for public inspection until the contract is executed meeting conditions outlined in Recommendation 2.*

-
- 5A. *That the Chief Executive Officer is authorised to disclose specific details contained within the report, attachments, discussions, recommendations and minutes to registrants of the Request for Expressions of Interest for the Salisbury Community Hub Design Team on a confidential basis in order to enable an open and transparent Expression of Interest process to be conducted and to any other person deemed necessary by the CEO for the progression of the Salisbury Community Hub Project and to deliver on Council's resolution.* *Clause 5A inserted via resolution 1416/2016*
6. *Pursuant to Section 91(7) of the Local Government Act 1999, it is recommended that the Attachment 5 for this item will remain confidential and not available for public inspection for a period of five years.*
7. *Pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.*

**CARRIED
1242/2016**

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

Moved Cr R Cook

Seconded Cr J Woodman

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.*

**CARRIED
1239/2016**

The meeting moved into confidence at 11.11 pm.

The meeting moved out of confidence at 11.11 pm.

8.2.1 CEO Personal Evaluation System 2015/2016

Moved Cr R Zahra
Seconded Cr R Cook

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

- it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

2. In weighing up the factors related to disclosure,

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

- 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.

**CARRIED
1240/2016**

The meeting moved into confidence at 11.12 pm.

The meeting moved out of confidence and closed at 11.12 pm.

CHAIRMAN.....

DATE.....