



AGENDA

FOR COUNCIL MEETING TO BE HELD ON

28 NOVEMBER 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 City Infrastructure, Mr M van der Pennen
General Manager Community Development, Ms P Webb
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

An apology has been received from Cr D Pilkington.

LEAVE OF ABSENCE

PUBLIC QUESTION TIME

DEPUTATIONS

No Deputations have been received.

10 YEAR SERVICE AWARDS

Mayor Aldridge will present Cr David Balaza and Cr Riccardo Zahra with 10 year service certificates from the Local Government Association.

PRESENTATION OF MINUTES

Presentation of the Minutes of the Council Meeting held on 24 October 2016.

Presentation of the Minutes of the Confidential Council Meeting held on 24 October 2016.

QUESTIONS ON NOTICE

QON1 Mayor's Duty of Care

At the 26 September 2016 Council meeting, Cr C Buchanan asked a question regarding the Mayor's Duty of Care, and specifically asked if the Chief Executive Officer could explain to the Council:

1. What level of duty of care that the Mayor legally has.

The question was taken on notice.

The Chief Executive Officer has provided the following response:

The roles and responsibilities of the Mayor are set out in a range of legislative instruments and other documents. These are summarised below. It is evident from the information provided that the Mayor is responsible for ensuring the business of a Council meeting is conducted in a fair, proper and orderly manner. The legislation and other documents empowers the Mayor to act to ensure relevant provisions of the *Local Government Act 1999*, the Code of Conduct for Council Members, and the Code of Practice for Meeting Procedures are complied with. Equally the Mayor is obligated to comply with these provisions.

Local Government Act 1999

Section 62 of the *Local Government Act 1999* (the Act) sets out the General Duties of a member of a council as follows:

- (1) *A member of a council must at all times act honestly in the performance and discharge of official functions and duties.*
- (2) *A member of a council must at all times act with reasonable care and diligence in the performance and discharge of official functions and duties.*

Section 58 of the Act sets out the specific roles of the Principal Member as follows:

- (1) *The role of the principal member of a council is –*
 - (a) *To preside at meetings of the council;*

...

Code of Conduct for Council Members

The Code of Conduct for Council Members provides:

General Behaviour

- 2.1 *Show commitment and discharge duties conscientiously.*
- 2.2 *Act in a way that generates community trust and confidence in the Council.*
- 2.3 *Act in a reasonable, just, respectful and non-discriminatory way when dealing with people.*

...

Relationship with fellow Council Members

2.9 *Endeavour to establish and maintain a respectful relationship with all Council members, regardless of differences of views and opinions.*

2.10 *Not bully or harass other Council members.*

LGA Meeting Procedures Handbook for Council Members

The LGA Meeting Procedures Handbook for Council Members describes the role and responsibilities of a presiding member as:

The role of the presiding member of a Council or a Council committee is to ensure that:

- The provisions of the Act and Regulations are adhered to;
- The business of the meeting is conducted in a fair, proper and orderly manner; and
- The Guiding Principles in regulation 4 are observed and the process of decision-making is in accordance with the provisions of the Act and Regulations.

The presiding member may also need to:

- Encourage new or inexperienced members to contribute their views to the debate;
- Discourage any members from monopolising or dominating discussions;
- Assist members to express their intentions clearly;
- Make sure that the discussions are centred on issues and not personalities;
- Stop any aside discussions or interruptions while a member is speaking; and
- Refer to the Act or Regulations or take advice from the CEO in relation to the correct meeting procedure.

QON2 Commercial Road/Bagster Road Roundabout

At the 24 October 2016 Council Meeting, Cr David Bryant asked a question in relation to the Commercial Road/Bagster Road roundabout and asked what options there might be to open the roundabout to through traffic?

The Question was taken on notice.

General Manager City Infrastructure, Mark van der Pennen has provided the following response:

The Council report dated 21st March 2011 (Item 2.2.1 Works and Services) discusses the reasons why the West Avenue/Commercial Road closure was implemented and the resolution of Council to endorse the closure.

In summary, the closure was implemented to control the rising degree of through traffic from Edinburgh Parks, using Bagster Road as a thoroughfare. Since the report was written, extensive upgrade has been carried out on Commercial Road which supports Commercial Road and Purling Avenue as major thoroughfares to and from Edinburgh Parks and is in accord with the Greater Edinburgh Parks Planning Report.

Having regard to the above, re-opening of West Avenue at the Bagster Road roundabout is not considered to be an appropriate option.

QON3 Australian Garage Sale

At the 24 October 2016 Council Meeting, Cr Julie Woodman asked a question in relation to Rotary being unable to advertise on the national Australian Garage Sale website as it stated that the City of Salisbury did not support the event.

The Question was taken on notice.

General Manager Business Excellence, Charles Mansueto has provided the following response:

For the previous two years the City of Salisbury has been involved in the Garage Sale Trail by providing marketing and promotional support, while the City's participation was funded by NAWMA.

This year NAWMA informed the City of Salisbury it was reviewing its participation and sought feedback on our experiences to date, which was provided. NAWMA later advised they had decided not to fund it this year and it would be up to individual Councils to fund it themselves.

Unfortunately the campaign had already begun at this time. Council will continue to work with the organisers of the Garage Sale Trail to ensure we have the ability to participate in the 2017 campaign.

QUESTIONS WITHOUT NOTICE

NOTICES OF MOTION

NOM1 Remembrance Day Thank You to Flight Training Adelaide

Cr Steve White has submitted the following Notice of Motion:

1. That it be noted that Flight Training Adelaide, based at Parafield Airport, avoided flight operations between 10:40am and 11:20am on Remembrance Day this year (11/11/2016), and requested Air Services Australia to also keep aircraft on the ground or out of the Parafield zone during that time.
2. That Council write to Flight Training Adelaide, on behalf of parties conducting remembrance ceremonies at that time, and thank Flight Training Adelaide for making this gesture of respect for past and present members of our Defence Force.

NOM2 Change to previous decision of Council - Council Resolution 1415/2016 (C1-Code of Conduct Complaint 02/2016, Council Meeting 24/10/2016)

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)(g) 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 matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.*
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 allow Council to consider a change to a resolution that is currently the subject of a confidentiality order and can therefore not be disclosed without breaching that order*

*On that basis the public's interest is best served by not disclosing the **Change to previous decision of Council - Council Resolution 1415/2016 (C1-Code of Conduct Complaint 02/2016, Council Meeting 24/10/2016)** 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.*

NOM3 Variation to Part 3 of Council Resolution 0989/2016 regarding Code of Conduct Complaint 09/2014: Ombudsman's Investigation Findings

Cr Graham Reynolds has submitted the following Notice of Motion:

1. That Part 3 of Council Resolution 0989/2016 as follows:
GB1 Code of Conduct Complaint 09/2014 – Ombudsman's Investigation Findings

...

3. *That Council resolve to remove Cr Buchanan from the Development Assessment Panel, and prevent Cr Buchanan from being appointed to the position of Deputy Mayor, Chairman or Deputy Chairman of a Standing Committee or Sub Committee for the remainder of the term of Council.*

be varied to read:

3. That Council resolve to remove Cr Buchanan from the Development Assessment Panel, and prevent Cr Buchanan from being appointed to the position of Deputy Mayor, Chairman or Deputy Chairman of a Standing Committee for the remainder of the term of Council.

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 - 21 November 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 Update on Smoking Bans at Outdoor Recreation Venues

It is recommended to Council that:

1. The information is received and noted.
2. Staff work with sporting clubs to assist them to establish and promote smoke free policies, should they wish to do so.
3. An update report be prepared for the February 2017 Policy and Planning Committee meeting, outlining progress to facilitate and promote smoke-free areas at sporting clubs.

1.1.2 Salisbury Suicide Prevention Community Network Update

It is recommended to Council that:

1. Council continue to support the development of the Salisbury Community Suicide Prevention Network, by providing staff assistance a maximum of 3 days per month, for the next 12 months.

2 Works and Services Committee Meeting

Chairman - Cr J Woodman

Consideration of the minutes of the Works and Services Committee Meeting - 21 November 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.

Landscaping

2.4.1 Autism Friendly Play Space

It is recommended to Council that:

1. The information within the report be received.
2. That in-principle support be given to the Para Hills Community Hub development as the site for the installation of the first Autism Friendly Play Space within the City of Salisbury.
3. A further report be brought back to the Committee in regard to the social demographics associated with the potential users of this facility and its potential inclusion in the 17/18 budget.

2.4.2 Petition Requesting Removal of Gum Trees in Grant Avenue, Salisbury Downs

It is recommended to Council that:

1. The request to remove all of the Gum Trees in Grant Avenue, Salisbury Downs, received via petition presented to Council at the 26 September 2016 Council meeting, be refused.
2. Grant Avenue be included in the 2017/18 Streetscape Renewal Program and budget considerations.
3. Residents of Grant Avenue be advised of the Tree Removal Committee application process available to them, should they wish to make application for individual trees to be removed in advance of the 2017/18 Streetscape Renewal Program.

2.4.3 St. Kilda Master Plan - Stage 2

It is recommended to Council that:

Mayor G Aldridge left the meeting at 07:34 pm.

1. The report is received and noted.
2. The recommendations in relation to the Stage 2, Master Plan for St Kilda as set out in paragraph 3.8 of this report (Item No. 2.4.3, Works and Services Committee, 21/11/2016) be endorsed as the basis for consultation with the community and key stakeholders.
3. A further report be brought back to the April 2017 Works and Services Committee meeting seeking endorsement of the final St Kilda Stage 2 Master Plan.

Public Works

2.6.1 Capital Works Progress Report - October 2016

It is recommended to Council that:

1. The construction of a new footpath Crown Crescent to Kings Road, Paralowie, be included as part of the 2016/17 Council Funded Footpath Program.

2.6.2 St Kilda Breakwater Lighting

It is recommended to Council that:

1. The installation of three solar lights, at a budget of \$46,000 be included in the 2017/18 Public Lighting Program budget bid submission.

Traffic Management

2.7.1 Road Safety Issues - Salisbury Highway Intersections

It is recommended to Council that:

1. Information be received.
2. Council write to the Department of Planning, Transport & Infrastructure requesting the installation of a flashing “turn left with care” sign at the Waterloo Corner Road approach to the intersection with Salisbury Highway to improve safety for pedestrians and vehicles negotiating left-turn movements from Waterloo Corner Road.

Other Business

W&S-OB1 Verge Cutting Program Policy

It is recommended to Council that:

1. That staff report back with a review of the verge cutting program policy, including opportunities for additional flexibility and proactiveness such as incorporation of long term weather forecasts and use of surge provisions in contracts.

3 Resources and Governance Committee Meeting

Chairman - Cr B Vermeer

Consideration of the minutes of the Resources and Governance Committee Meeting - 21 November 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 Proposed Dog and Cat Management Regulations 2016

It is recommended to Council that:

1. The information be received, and the Local Government Association be advised that Council supports the proposed Dog and Cat Regulations 2016.

External Relations

3.4.1 Election of Metropolitan Representatives to the Local Government Association Board

It is recommended to Council that:

1. Candidates for election of Metropolitan Representatives to the Local Government Association Board be placed in the following order on the ballot paper:
 1. Gillian Aldridge
 2. Kevin Knight
 3. Karen Redman
 4. Glens Spear
 5. Rosalina (Mikki) Bouchee
 6. David Parkin
 7. Susan Clearhan
 8. Bill Spragg
 9. Robert Bria
 10. David O'Loughlin
 11. Angela Evans
 12. Arthur Mangos

Corporate Governance

3.6.1 Formal Meeting Schedule for 2017

It is recommended to Council that:

1. The 2017 Formal Meeting Schedule as set out in Attachment 1 to this report (Item 3.6.1, Resources and Governance Committee, 21/11/2016) be endorsed.
2. The Chief Executive Officer be delegated authority to amend the 2017 Formal Meeting Schedule should the need arise.

3.6.2 Variations to Delegations

It is recommended to Council that:

1. Having conducted a review of Delegations in accordance with Section 44(6) of the *Local Government Act 1999*, the Council hereby revokes its previous delegations to the Chief Executive Officer, effective from 19 December 2016 of those powers and functions under the following:
 - 1.1 *Local Government Act 1999*
 - Section 243(2)(b)(i)
 - 1.2 *Real Property Act*
 - Sections 39, 44, 78, 120, 121, 128(1), 129A(1), 143(1), 169(1), 169(6), 173(a), 191,
2. Council makes the following delegations under the Local Government Act 1999:
 - 2.1 In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the following Acts and Regulations and specified in the proposed 'Instruments of Delegation', are hereby delegated from 20 December 2016 to the person occupying the office of Chief Executive Officer, subject to the conditions and or limitations specified within the Delegations Register.
 - 2.1.1 *Local Government Act 1999*
 - Sections 24(1)(e), 24(1)(f), 24(1)(g), 24(1)(h), 24(1)(i), 24(1)(j), 24(1)(k), 243(2)(b)(i), Clauses 13, 17(1), 20(5), 20(6), 24(1), 24(2)(b), 25, 25(2), 25(3)(b) and 26(3) of Schedule 1A
 - 2.1.2 *Real Property Act 1886*
 - Sections 39, 44, 56(5), 56(6)(a), 56(6)(b), 78, 120, 121, 128(1), 128(2), 128(4), 128B(1), 129A(1), 143(1), 153A(1), 154B(2)(va), 169(1), 169(6), 173(a), 191, 221(1a), and 223D(1)
 - 2.1.3 *Road Traffic Act 1961, Road Traffic (Miscellaneous_ Regulations 2014 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014*
 - Section 86

2.2 In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the following Act and specified in the proposed 'Instrument of Delegation', are hereby delegated from 22 November 2016 to the person occupying the office of Chief Executive Officer, subject to the conditions and or limitations specified within the Delegations Register.

2.2.1 *Electronic Conveyancing National Law (South Australia) Act 2013*

- Sections 10(1)

3. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated in the conditions and/or limitations specified in the Delegations Register.

3.6.3 Nominations Sought for the Premier's Climate Change Council

It is recommended to Council that:

1. The information be received.
2. Cr L Caruso be nominated as an LGA member on the Premier's Climate Change Council.

3.6.4 Nominations Sought for the Adelaide Cemeteries Authority Board

It is recommended to Council that:

1. The information be received.
2. Cr S Reardon be nominated as a Local Government member on the Adelaide Cemeteries Authority Board.

3.6.5 Draft Annual Report 2015/16

It is recommended to Council that:

1. Council approve the Draft Annual Report 2015/16, subject to the inclusion of the Northern Adelaide Waste Management Authority Annual Report and any changes recommended by Council.

3.6.6 Summary Report for Attendance at 2016 Local Government Association Conference and Annual General Meeting - Cr Gill

It is recommended to Council that:

1. The information be received.

3.6.7 Revised Informal Gatherings Policy (to reflect new regulation 8AB - effective 24 November 2016)

It is recommended to Council that:

1. The proposed changes to the Informal Gatherings Policy, as set out in Attachment 1 to this report (Item No. 3.6.7, Resources and Governance Committee, 21/11/2016) be endorsed.

4 Audit Committee Meeting

Chairman - Mr P Brass

Consideration of the minutes of the Audit Committee Meeting - 15 November 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.

4.0.2 Proposed Audit Committee Meeting Schedule for 2017

It is recommended to Council that:

1. That the information be received.

Reports

4.2.1 Audit Committee Self-Assessment Questionnaire and Process

It is recommended to Council that:

1. The information be received.
2. The self-assessment questionnaire, as set out in Attachment 1 to this report (Item No. 4.2.1, Audit Committee, 15/11/2016) be issued to members of the Audit Committee for completion after the November 2016 meeting of the Audit Committee of Council, with results to be collated and presented at the Audit Committee of Council meeting in February 2017.

4.2.2 Internal Audit Plan

It is recommended to Council that:

1. The information be received.

4.2.3 Update on Risk Management and Internal Controls Activities for the 2016/17 financial year

It is recommended to Council that:

1. The information be received.

4.2.4 Local Government Association Mutual Liability Scheme Annual Risk Review 2016

It is recommended to Council that:

1. That the information be received.

4.2.5 New and Emerging Risks

It is recommended to Council that:

1. The information be received.

4.2.6 Review of the Management of the Storm Event and Statewide Power Outage on 28 September 2016

It is recommended to Council that:

1. That the information be received.

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 22 November 2016 .
The minutes have been distributed to all members for information.

6 Budget and Finance Committee Meeting

Chairman - Cr D Pilkington

Consideration of the minutes of the Budget and Finance Committee Meeting - 21 November 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 14 November 2016

6.0.2-PRSC1 Program Review Brief - Inspectorate Services

It is recommended to Council that:

1. Information be received.
2. The Inspectorate Services Program Review Project Brief and Inspectorate Services Background Paper as set out in Attachments 1 and 2 to this report be endorsed.

6.0.2-PRSC2 Program Review Update

It is recommended to Council that:

1. That the Program Review Update report be noted.
2. A further report be brought back this financial year regarding the future of the Program Review Sub Committee, including alternative approaches to enable future reviews of levels of service.
3. Following the conclusion of the current schedule of program review activity a report outlining the status of work undertaken by the Program Review Committee, including achievements, benefits and issues encountered through the course of the program review process be prepared.

Finance

6.1.1 Council Finance Report - October 2016

It is recommended to Council that:

1. The information be received.

6.1.2 First Quarter Budget Review 2016/17

It is recommended to Council that:

1. The budget variances identified in this review and contained in the Budget Variation Summary (Appendix 1) be endorsed and net operating \$736,200, net capital \$732,900 be debited to the Sundry Project Fund. This will bring the balance to **\$1,469,100**.

2. Funds be allocated for the following **non-discretionary** net bids:

OPERATING

• Multicultural Event – September 2017	\$ 10,000
• Cat Management	\$ 7,500
• Waste Levy Fee	\$ 400,000
• Military Museum Contribution	\$ 53,800
• Repairs to Mangrove Trail Boardwalk (Northern Loop)	\$ 50,000
• Salisbury Secret Garden	\$ 83,700
• Verge Cutting – additional resources to meet scheduled timeframes	\$ 50,000

CAPITAL

• Tranche 1 - Walpole Road 1, Greentree Walk	\$ 33,300
• Tranche 1 - Diment Road, The Reserve	\$ 99,700
• Salisbury Water Distribution Linkages – Connection of Daniel Ave	\$ 75,000
• St Kilda Wave Slide	\$ 75,000

TOTAL \$ 938,000

(NB: If parts 1 & 2 of this resolution are moved as recommended this will bring the balance of the Sundry Projects Fund to \$531,100.)

3. Funds be allocated for the following **discretionary** net bids:

OPERATING

• Ant / Mosquito Control	\$ 10,000
• Verge Cutting – additional residential verge cut February 2017	\$ 140,000

CAPITAL

• Minor Traffic Improvements Program – Bardsley Ave / Oldfield St	\$ 16,500
• St Kilda Flood Mitigation	\$ 110,000

TOTAL \$ 276,500

(NB: If parts 1,2 & 3 of this resolution are moved as recommended this will bring the balance of the Sundry Projects Fund to \$254,600.)

4. Not Recommended Bids:

• St Kilda Guard Rail	\$ 172,300
• School Message Board Program	\$ 12,000

5. Council approve the following transfers:
 1. Transfer \$100,000 for the Crime Prevention Grant from Community Centres to Community Capacity and Learning, where the Crime Prevention Grant is now managed.
 2. Transfer \$81,680 for the Building Safe Communities Grant from Community Centres to Community Capacity and Learning, where the Building Safe Communities Grant is now managed.
 3. Transfer \$12,100 from the Watershed Urban Sustainability Centre to Watershed -Building Maintenance to consolidate budgets.
 4. Transfer \$100,000 capital from the Road Reseal / Reconstruction Program to Diment Road, Burton/Direk – Upgrade to cover the increased scope and contract value. (Works and Services – November, Item 2.6.1.)
 5. Transfer \$190,000 capital from the Salisbury Recreation Precinct for Pool Remedial Works to the Pool Filtration System to replace the current ceramic filtration system to a sand filtration system, with the Pool Remedial Works to be reconsidered in 2017/18. (Resolution 1290/2016)
 6. Transfer \$22,500 operating from within City Development Administration and a further \$30,000 operating from within Employment Pathways to Economic Development for the EDUP China Engagement.

6. Investments / Borrowings be varied to reflect the bids and transfers endorsed by Council detailed in parts 1 to 5 of this resolution.

(NB: If parts 1 to 5 of this resolution are moved as recommended investments in 2016/17 will increase by \$254,600.)

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

6.9.1 Strategic Review of the Salisbury Water Business Unit

7 Sport, Recreation and Grants Committee Meeting

Chairman - Cr D Proleta

Consideration of the minutes of the Sport, Recreation and Grants Committee Meeting - 14 November 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.

Community Grants

7.2.1 Youth Sponsorship - October Applications

It is recommended to Council that:

1. The information be received.
2. As part of the proposed review of the Youth Sponsorship program reporting requirements for grant recipients be considered for inclusion in the policy/guidelines.

7.2.2 Community Grants Program Applications for November 2016

It is recommended to Council that:

1. The information be received and noted.

7.2.3 28/2016: Wat Khmer Santipheap Association of SA Inc. - Community Grants Program Application

It is recommended to Council that:

1. Application Number 28/2016: Wat Khmer Santipheap Association of SA Inc. be deferred to allow staff to seek additional information regarding the application.

7.2.4 32/2016: Meals on Wheels (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 November 2016 round of Community Grants as follows:
 - a. Grant No. 32/2016: Meals on Wheels (SA) Inc. be awarded the amount of **\$1,200.00** to assist with the purchase of foodstuff and gift bags as outlined in the Community Grant Application.

7.2.5 33/2016: Para Hills Conference of the St. Vincent De Paul Society [St. Vincent De Paul Society (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 November 2016 round of Community Grants as follows:
 - a. Grant No. 33/2016: Para Hills Conference of the St. Vincent De Paul Society [St. Vincent De Paul Society (SA) Inc.] be awarded the amount of **\$2,500.00** to assist with the purchase of foodstuff for the Christmas Hampers 2016 project as outlined in the Community Grant Application.

7.2.6 34/2016: Para Hills Neighbourhood Watch Area 504 [Neighbourhood Watch Volunteers Association of South Australia 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 November 2016 round of Community Grants as follows:
 - a. Grant No. 34/2016: Para Hills Neighbourhood Watch Area 504 [Neighbourhood Watch Volunteers Association of South Australia Inc.] be awarded the amount of **\$735.00** to assist with the purchase of venue hire, catering (excluding alcohol), decorations, posters, invitations and award certificates as outlined in the Community Grant Application.

7.2.7 35/2016: Uniting Church in Australia Salisbury - 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 November 2016 round of Community Grants as follows:
 - a. Grant No. 35/2016: Uniting Church in Australia Salisbury be awarded the amount of **\$1,930.00** to assist with the purchase of advertising banner, animal farm hire and catering for the 2016 Carols on the Lawn event as outlined in the Community Grant Application.

7.2.8 36/2016: The Burton Community Centre Inc. - Community Grants Program Application

It is recommended to Council that:

1. Grant No. 36/2016: The Burton Community Centre Inc. be awarded the amount of **\$2,500.00** to assist with the purchase of visitor chairs, trestle tables and chair trolley as outlined in the Community Grant Application.

7.2.9 37/2016: Mawson Lakes Photography Club Inc. - Community Grants Program Application

It is recommended to Council that:

1. Grant No. 37/2016: Mawson Lakes Photography Club Inc. be deferred for consideration for one month, pending investigation of existing equipment at the Mawson Centre that may be available for use by the Mawson Lakes Photography Club.

GENERAL BUSINESS

GB1	CEO recommendation to amend resolution 1381/2016 Grants of Easement of Council Land - Yorke Peninsula Wind Farm - pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013	71
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OTHER BUSINESS

MAYOR'S DIARY

MD1	Mayor's Diary	79
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REPORTS FROM COUNCIL REPRESENTATIVES

CONFIDENTIAL ITEMS

C2 **Code of Conduct Complaint 03/2015 - Ombudsman's Findings**

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 allow Council to consider the Ombudsman findings and then make a determination as to any confidentiality order that will be applied*

*On that basis the public's interest is best served by not disclosing the **Code of Conduct Complaint 03/2015 - Ombudsman's Findings** 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 Strategic Review of the Salisbury Water Business Unit


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) and (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 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; and
 - 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 provided by consultants, Aither Pty Ltd, related to commercial opportunities regarding the Salisbury Water Business Unit and Council's commercial position.

*On that basis the public's interest is best served by not disclosing the **Strategic Review of the Salisbury Water Business Unit** 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

24 OCTOBER 2016

MEMBERS PRESENT

Mayor G Aldridge
Cr D Balaza (Deputy Mayor)
Cr S Bedford
Cr D Bryant
Cr C Buchanan
Cr G Caruso
Cr L Caruso
Cr R Cook
Cr E Gill
Cr D Pilkington
Cr 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
Acting General Manager City Development, Ms C Milton
Acting General Manager City Infrastructure, Mr K Stewart
General Manager Community Development, Ms P Webb
Manager Governance, Ms T Norman
Manager Communications and Customer Relations, Mr M Bennington
Governance Coordinator, Ms J Rowett
Governance Support Officer, Ms K Boyd

The meeting commenced at 6:30pm.

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

An apology was received from Cr D Proleta.

LEAVE OF ABSENCE

Nil

PUBLIC QUESTION TIME

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

Cr L Caruso left the meeting at 06.31 pm.

PRESENTATION OF AWARD

Cr Gill presented the 2016 Safe Cycling Award from the Motor Accident Commission to Mayor Aldridge for the City of Salisbury's active support of safe cycling through infrastructure development and community engagement initiatives to significantly improve and encourage cycling in the area.

DEPUTATIONS

No Deputations have been received.

Cr L Caruso returned to the meeting at 06:32 pm.

PRESENTATION OF MINUTES

Moved Cr S Reardon

Seconded Cr L Caruso

The Minutes of the Council Meeting held on 26 September 2016, be taken and read as confirmed.

CARRIED
1359/2016

Moved Cr S White

Seconded Cr L Caruso

The Minutes of the Confidential Council Meeting held on 26 September 2016, be taken and read as confirmed.

CARRIED
1360/2016

QUESTIONS ON NOTICE

QON1 Streetscaping in Para Hills

At the 26 September 2016 Council meeting, Cr D Bryant asked a question in relation to streetscaping in Para Hills.

The question was taken on notice.

Manager Parks and Landscape, Mark Purdie has provided the following response:

The list of streets for a streetscape renewal program is developed on asset management principles and includes a 3 year list which is refreshed on an annual basis.

Elected Members are consulted via email and the Elected Member Portal annually, with the opportunity to suggest any streets for assessment for the next year's program.

In relation to streetscaping in Para Hills, the following information is provided:

- *Codd Street, Para Hills West – streetscape renewal was completed in 2015. No further action is proposed.*
- *Goodfield Road, Para Hills West – contained low numbers of street trees and was replanted in 2016 with remaining trees assessed, and considered a low priority for streetscape renewal.*
- *Woodchester Street, Para Hills West – there are no plans for streetscape renewal at this stage. This can be considered as an Elected Member request for assessment as part of the 2017/18 program.*

QON2 Mayor's Duty of Care

At the 26 September 2016 Council meeting, Cr C Buchanan asked a question regarding the Mayor's Duty of Care, and specifically asked if the Chief Executive Officer could explain to the Council:

1. What level of duty of care that the Mayor legally has.

The question was taken on notice.

The Chief Executive Officer has provided the following response:

Legal advice has been sought and further clarification is required before a response to this question can be provided.

QUESTIONS WITHOUT NOTICE

QWON1 Commercial Road/Bagster Road Roundabout

Cr D Bryant asked a question in relation to the Commercial Road/Bagster Road roundabout and asked what options there might be to open the roundabout to through traffic.

The Question was taken on Notice

QWON2 Media Release – Local Government Association

Cr B Vermeer asked a question in relation to whether the Mayor had been approached by the media in relation to the Property Council of Australia report on Council amalgamations.

Mayor Aldridge answered the question.

QWON3 Australian Garage Sale

Cr J Woodman asked a question in relation to Rotary being unable to advertise on the national Australian Garage Sale website as it stated that the City of Salisbury did not support the event.

The Question was taken on Notice.

NOTICES OF MOTION

NOM1 Appointment of Chairman Policy and Planning Committee for the period November 2016-November 2018

Cr Pilkington declared a material conflict of interest on the basis of being nominated for the position of Chairman and will receive a financial benefit if the nomination is successful.

Cr D Pilkington left the meeting at 06:39 pm.

Moved Cr R Cook

Seconded Cr J Woodman

1. That Cr Damien Pilkington be appointed to the position of Chairman, Policy and Planning Committee for the period November 2016-November 2018.
2. That the vote on the appointment of Chairman, Policy and Planning Committee for the period November 2016- November 2018 be conducted by a show of hands.

**CARRIED
1361/2016**

*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 S Bedford, C Buchanan, G Caruso, L Caruso, R Cook, E Gill, 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, S Reardon and B Vermeer

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

Cr D Pilkington returned to the meeting at 06:59 pm.

NOM2 Appointment of Chairman Budget and Finance Committee for the period November 2016 - November 2018

Cr Zahra declared a material conflict of interest on the basis of being nominated for the position of Chairman and would receive a direct pecuniary benefit if the nomination is successful.

Cr R Zahra left the meeting at 07:00 pm.

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

Moved Cr D Pilkington

Seconded Cr R Cook

1. That Cr Riccardo Zahra be appointed to the position of Chairman, Budget and Finance Committee for the period November 2016 – November 2018.
2. That the vote on the appointment of Chairman, Budget and Finance Committee for the period November 2016- November 2018 be conducted by show of hands.

CARRIED
1362/2016

FORMAL MOTION TO BE PUT

Cr C Buchanan moved a FORMAL MOTION that the MOTION be PUT

Seconded Cr G Caruso

The vote was TIED. The Mayor exercised her casting vote and voted against the motion that THE MOTION BE PUT.

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

The MOTION on BEING PUT was CARRIED.

*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 S Bedford, C Buchanan, G Caruso, L Caruso, R Cook, E Gill, D Pilkington, G Reynolds, S White and J Woodman

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

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

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

Cr R Zahra returned to the meeting at 07:12 pm.

NOM3 Appointment of Chairman Works and Services Committee for the period November 2016 - November 2018

Cr G Reynolds declared a material conflict of interest on the basis of being nominated for the position of Chairman of the Works and Services Committee.

Cr G Reynolds left the meeting at 07:12 pm.

Moved Cr D Pilkington

Seconded Cr C Buchanan

1. That Cr Graham Reynolds be appointed to the position of Chairman, Works and Services Committee for the period November 2016 – November 2018.
2. That the vote on the appointment of Chairman, Works and Services Committee for the period November 2016- November 2018 be conducted by show of hands.

CARRIED

1363/2016

*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 S Bedford, C Buchanan, G Caruso, L Caruso, R Cook, E Gill, D Pilkington, S White and J Woodman

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

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

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

Cr G Reynolds returned to the meeting at 07:23 pm.

NOM4 Appointment of Chairman Resources and Governance Committee for the period November 2016 - November 2018

Cr S Bedford declared a material conflict of interest on the basis of being nominated for the position of Chairman and will receive a financial benefit if the nomination is successful.

Cr S Bedford left the meeting at 07:24 pm.

Moved Cr D Pilkington

Seconded Cr R Zahra

1. That Cr Sean Bedford be appointed to the position of Chairman, Resources and Governance Committee for the period November 2016 – November 2018.
2. That the vote on the appointment of Chairman, Resources and Governance Committee for the period November 2016- November 2018 be conducted by show of hands.

**CARRIED
1364/2016**

*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 C Buchanan, G Caruso, R Cook, E Gill, D Pilkington, 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***

Cr S Bedford returned to the meeting at 07:30 pm.

NOM5 Appointment of Chairman Sports, Recreation and Grants Committee for the period November 2016-November 2017

Cr L Caruso declared a material conflict of interest on the basis of being nominated for the position of Chairman of the Sports, Recreation and Grants Committee.

Cr L Caruso left the meeting at 07:30 pm.

Cr J Woodman declared a perceived conflict of interest on the basis of being nominated for the position if the vote was lost for the nominated person.

Cr J Woodman left the meeting at 07:37 pm.

Moved Cr D Pilkington

Seconded Cr J Woodman

1. That Cr Linda Caruso be appointed to the position of Chairman, Sports, Recreation and Grants Committee for the period November 2016 – November 2017
2. That the vote on the appointment of Chairman, Sports, Recreation and Grants Committee for the period November 2016-November 2017 be conducted by show of hands.

**CARRIED
1365/2016**

POINT OF ORDER

Cr D Bryant called a point of order in relation to Cr Pilkington.

The Mayor ruled the point of order was valid.

Cr S Bedford moved that the Mayor's ruling not be agreed with.

Seconded Cr C Buchanan

LOST

The Mayor invited Cr D Pilkington to make a personal explanation before leaving the Chamber while Council considered the matter.

Cr D Pilkington left the meeting at 07:42 pm.

Moved Cr G Caruso

Seconded Cr R Zahra

1. That no action be taken.

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

1. The apology given by Cr Pilkington be noted and no further action be taken.

**CARRIED
1366/2016**

Cr D Pilkington returned to the meeting at 07:57 pm.

Cr L Caruso returned to the meeting at 08:01 pm.

Cr J Woodman returned to the meeting at 08:01 pm.

Cr R Cook left the meeting at 08:02 pm.
Cr R Cook returned to the meeting at 08:03 pm.

NOM6 Appointment of Chairman Sports, Recreation and Grants Committee for the period November 2017-November 2018

Moved Cr D Pilkington
 Seconded Cr C Buchanan

1. That Cr Donna Proleta be appointed to the position of Chairman, Sports, Recreation and Grants Committee for the period November 2017 – November 2018.
2. That the vote on the appointment of Chairman, Sports, Recreation and Grants Committee for the period November 2017-November 2018 be conducted by show of hands.

CARRIED
1367/2016

NOM7 Appointment of Chairman Strategic and International Partnerships Sub Committee until November 2018

Cr E Gill declared a material conflict of interest on the basis of being nominated for the position of Chairman and will financially benefit if the nomination is successful.

Cr E Gill left the meeting at 08:05 pm.

Cr S Reardon left the meeting at 08:06 pm.

Cr S Reardon returned to the meeting at 08:09 pm.

Moved Cr D Pilkington
 Seconded Cr R Zahra

1. That Cr Betty Gill be appointed to the position of Chairman, Strategic and International Partnerships Sub Committee from the conclusion of the appointment period for the current Chairman (December 2016) until November 2018.
2. That the vote on the appointment of Chairman, Strategic and International Partnerships Sub Committee from the conclusion of the appointment period for the current Chairman until November 2018 be conducted by show of hands.

CARRIED
1368/2016

*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 S Bedford, C Buchanan, G Caruso, L Caruso, R Cook, D Pilkington, 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 and B Vermeer

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

Cr E Gill returned to the meeting at 08:14 pm.

NOM8 Appointment of Chairman Strategic Property Development Sub Committee until November 2018

Cr S White declared a material conflict of interest on the basis of being nominated for the position and will receive a financial benefit if the nomination is successful.

Cr S White left the meeting at 08:14 pm.

Moved Cr D Pilkington

Seconded Cr C Buchanan

1. That Cr Steve White be appointed to the position of Chairman, Strategic Property Development Sub Committee from the conclusion of the appointment period for the current Chairman (January 2017) until November 2018.
2. That the vote on the appointment of Chairman, Strategic Property Development Sub Committee from the conclusion of the appointment period for the current Chairman until November 2018 be conducted by show of hands.

**CARRIED
1369/2016**

Cr S White returned to the meeting at 08:18 pm.

NOM9 Appointment of Chairman Tourism and Visitor Sub Committee until November 2018

Cr S Reardon declared a material conflict of interest on the basis of being nominated for the position and will receive a financial benefit if the nomination is successful.

Cr S Reardon left the meeting at 08:19 pm.

Cr D Balaza left the meeting at 08:21 pm.

Moved Cr D Pilkington

Seconded Cr L Caruso

1. That Cr Shiralee Reardon be appointed to the position of Chairman, Tourism and Visitor Sub Committee from the conclusion of the current appointment period (March 2017) until November 2018.

**CARRIED
1370/2016**

Cr S Reardon returned to the meeting at 08:23 pm.

Cr D Balaza returned to the meeting at 08:24 pm.

BREAK

In accordance with section 10 (2) of the Code of Practice for Meeting Procedures, the Mayor provided a break to all present. The meeting was suspended at 8:24 pm.

The meeting reconvened at 8:32 pm.

NOM10 Council Amalgamations - Property Council of South Australia

Moved Cr B Vermeer

Seconded Cr S White

1. Council note the recent media article relating to the Property Council of South Australia's report into council amalgamations.
2. Council also note the reported \$65 million annual savings to South Australian ratepayers resulting in estimated savings of up to \$80 per year for individual property owners council rates based on the suggested amalgamations occurring.
3. Council expresses its disappointment at the reported comments of the Chief Executive Officer of the Local Government Association targeting the body who published the report when responding to the comments in the media.
4. Council write to the Minister for Local Government, the Hon. Geoff Brock, M.P. and Shadow Minister for Local Government, Mr Steven Griffiths, M.P. asking both the Government and Opposition to facilitate legislatively and otherwise, metropolitan council amalgamations as soon as possible.
5. Council submit a notice of motion to the next LGA OGM asking for the board to do all that is necessary to facilitate the amalgamation of metropolitan councils as soon as possible.

LOST

NOM11 Review of the Procurement Policy to incorporate use of Australian Made steel for Council construction projects

Cr D Balaza declared a perceived conflict of interest on the basis of his employer having to comply with the policy if implemented. Cr Balaza managed the conflict by remaining in the meeting but not voting on the item.

Cr G Caruso declared a perceived conflict of interest on the basis of his employment. Cr Caruso managed the conflict by remaining in the meeting but not voting on the item.

Moved Cr C Buchanan

Seconded Cr S White

1. A review of the Procurement Policy be conducted to investigate the implications of adopting an obligation for Council to use only Australian made steel in all construction projects.

With leave of the meeting and consent of the seconder Cr C Buchanan
VARIED the MOTION as follows:

1. A review of the Procurement Policy be conducted to investigate the implications of adopting an obligation for Council to use only Australian made steel, where there is an existing Australian made source, in all construction projects.

**CARRIED
1371/2016**

PETITIONS

No Petitions were received.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Minutes of the Policy and Planning Committee Meeting held on 17 October 2016 were considered by Council.

Administration

1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr R Zahra

Seconded Cr G Reynolds

1. The information be received.

CARRIED
1372/2016

Community Development

1.1.1 Minutes of the Youth Council Sub Committee meeting held on Tuesday 11 October 2016

Moved Cr D Pilkington

Seconded Cr R Zahra

1. The information be received and noted.

CARRIED
1373/2016

1.1.2 Minutes of the Youth Council Sub Committee meeting held on Tuesday 9 August 2016

Moved Cr R Zahra

Seconded Cr B Vermeer

1. The Minutes of the Youth Council Sub Committee Meeting held on 9 August 2016, be taken and read as confirmed.

CARRIED
1374/2016

Urban Development

1.3.1 Social Infrastructure Assessment for Priority Growth Areas

Moved Cr R Zahra
Seconded Cr J Woodman

1. That the report be noted.

**CARRIED
1375/2016**

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

Cr R Cook returned to the meeting at 09:11 pm.

1.3.2 Consultation on Update of 30 Year Plan for Greater Adelaide

Cr D Bryant declared a perceived conflict of interest on the basis of owning a business in Mawson Lakes which may benefit from a multi-level parking facility. Cr Bryant managed the conflict by remaining in the meeting and voting in the best interests of the community.

Cr D Balaza left the meeting at 09:11 pm.

Cr D Balaza returned to the meeting at 09:12 pm.

Moved Cr S White
Seconded Cr J Woodman

1. The report be noted.
2. The draft submission contained as Attachment 2 (Item No. 1.3.2, Policy and Planning Committee, 17/10/2016) be endorsed and forwarded to the Department of Planning, Transport and Infrastructure.
3. The submission to also identify that car parking provision, park and ride facilities, and provision of a multideck car park adjoining the Mawson Lakes interchange and Salisbury Interchange to be investigated.

**CARRIED
1376/2016**

The majority of members present voted IN FAVOUR of the MOTION.

Cr D Bryant voted IN FAVOUR the MOTION.

2 Works and Services Committee Meeting

Minutes of the Works and Services Committee Meeting held on 17 October 2016 were considered by Council.

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr D Pilkington

Seconded Cr R Zahra

1. The information be received.

**CARRIED
1377/2016**

Landscaping

2.4.1 St. Kilda Mangrove Trail Status Update

Cr D Balaza declared a perceived conflict of interest due to his employer having done work on the mangrove trail.

Cr D Balaza left the meeting at 09:15 pm.

Cr R Cook declared a perceived conflict of interest on the basis that she issues the keys for the mangrove trail on behalf of Council.

Cr R Cook left the meeting at 09:15 pm.

Moved Cr C Buchanan

Seconded Cr J Woodman

1. That the information be received.
2. That arrangements be made to repair damage to the northern section of the St Kilda Mangrove Trail Boardwalk, with funding of \$50k to be approved as a non-discretionary operating budget bid at the first quarter budget review 2016/17, with staff authorised to progress repair work from the date of this resolution.
3. That staff continue to investigate future options for the mangrove trail with a further update report to be provided in June 2017.

**CARRIED
1378/2016**

Cr R Cook returned to the meeting at 09:23 pm.

Cr D Balaza returned to the meeting at 09:23 pm.

Property

2.5.1 Joint Use Agreement with Temple Christian College and Licence Agreement with Bethany Christian School for Fairbanks Drive Reserve.

Moved Cr C Buchanan
Seconded Cr J Woodman

1. The information be received.
2. The following in principle terms and conditions of the Joint Use Agreement be endorsed:
 - a. Term of lease – 10 years with a right of renewal for a further 10 years.
 - b. School's times of use – School term Monday, Wednesday & Thursday 8:00am – 4:30pm, Tuesday & Friday 8:45am – 4:30pm.
 - c. Council will require exclusive access to the oval during the school holidays in October for turf renovation and maintenance.
 - d. Council will be responsible for the maintenance and irrigation of the oval.
 - e. Costs of maintenance for the oval, including irrigation and water usage will be a 50:50 split between Council and Temple Christian College.
 - f. Insurance responsibilities are clearly articulated in the Joint Use Agreement.
 - g. Costs of preparing the Joint Use Agreement to be equally shared between Council and Temple Christian College.
3. The Manager Property and Buildings be authorised to finalise negotiations of the Joint Use Agreement in line with the in principle Terms and Conditions with Temple Christian College.
4. Subject to finalisation of the Joint Use Agreement, staff be authorised to commence public consultation in relation to the Joint Use Agreement with Temple Christian College for the purpose of shared use over a portion of Fairbanks Drive Reserve, described as Lot 139 in Deposited Plan 17337 contained within Certificate of Title Volume 5546 Folio 536, Lot 301 in Deposited Plan 29497 contained within Certificate of Title Volume 5411 Folio 39 and Lot 651 in Deposited Plan 19084 contained within Certificate of Title Volume 5538 Folio 664, as marked "A" on the attached site plan (Attachment 1, Item No. 2.5.1) in accordance with Council's public consultation policy and Temple Christian College to pay for all costs incurred by Council in relation to the public consultation process.

5. Staff be authorised to commence public consultation in relation to the License Agreement with Bethany Christian School for the purpose of shared use over a portion of Fairbanks Drive Reserve, described as Lot 139 in Deposited Plan 17337 contained within Certificate of Title Volume 5546 Folio 536 and Lot 301 in Deposited Plan 29497 contained within Certificate of Title Volume 5411 Folio 39, as marked “B” on the attached site plan (Attachment 1, Item No.2.5.1) in accordance with Council’s public consultation policy and Bethany Christian School to pay for all costs incurred by Council in relation to the public consultation process.
6. In the event that objections to Joint Use Agreement with Temple Christian College and Licence Agreement with Bethany Christian School for the purpose of shared use over a portion of Fairbanks Drive Reserve, as marked “A” and “B” on the attached site plan (Attachment 1, Item No. 2.5.1) a further report be presented to Council for consideration.
7. If no objections to the Joint Use Agreement with Temple Christian College and Licence Agreement with Bethany Christian School for Fairbanks Drive Reserve are received by the conclusion of the public consultation process, the Manager Property and Buildings be authorised to prepare a lease and license pursuant to *Section 202 of the Local Government Act 1999* over a portion of the reserve as marked “A” and “B” on the attached plan (Attachment 1, Item No. 2.5.1) between City of Salisbury and Temple Christian College and City of Salisbury and Bethany Christian School.

**CARRIED
1379/2016**

**2.5.2 Revocation of Community Land Classification Allotment 12
Shepherdson Road, Parafield Gardens**

Cr J Woodman left the meeting at 09:33 pm.

Moved Cr G Caruso

Seconded Cr C Buchanan

1. Council adopt Option 2 as outlined in Section 1.4.2 (Item No. 2.5.2, Works and Services Committee, 17/10/2016) and move to grant easements across Allotment 12 in Deposited Plan 32799 as described in Certificate of Title Volume 5084, Folio 530.
2. The land in question (Allotment 12 in Deposited Plan 32799 as described in Certificate of Title Volume 5084, Folio 530) remain as community land.

**CARRIED
1380/2016**

2.5.3 Grants of Easement over Council Land - Yorke Peninsula Wind Farm

Moved Cr R Zahra

Seconded Cr S Reardon

1. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 102 Deposited Plan 84939 known as Whiting Street Plantation for consideration as determined by a licenced valuer.
2. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 401 Deposited Plan 44760 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
3. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 301 Deposited Plan 84939 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
4. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 313 Deposited Plan 41267 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
5. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 102 Deposited Plan 40170 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
6. All costs associated with the granting of the requested easements are to be met by Yorke Peninsula Wind Farm Pty Ltd
7. The Manager Property and Buildings be authorised to prepare all necessary documentation and arrange the required consents for the granting of easements to Yorke Peninsula Wind Farm Pty Ltd over;
 - Allotment 102 DP 84939
 - Allotment 401 DP 44760
 - Allotment 301 DP 84939
 - Allotment 313 DP 41267
 - Allotment 102 DP 40170

**CARRIED
1381/2016**

2.5.4 Lease Agreements Mobile Phone Base Station located at Hausler Reserve, Paralowie.

Moved Cr R Zahra
Seconded Cr S Reardon

1. The information in this report be noted.
2. The change in Lessee details for the lease at Hausler Reserve, Paralowie for a telecommunication base station from Telstra to Axicom be endorsed.

**CARRIED
1382/2016**

2.5.5 Northern Adelaide Regional Management Committee Licence Agreement

Moved Cr G Reynolds
Seconded Cr G Caruso

1. This information be received.
2. The Northern Adelaide Regional Management Committee be offered the standard club lease agreement for a term of five years for the facility located at Lot 12 Whites Road, Globe Derby contained in Certificate of Title Volume 5187 Folio 477, commencing on 1st October 2016 and that the rent be calculated using Council's Club Fee Policy.

**CARRIED
1383/2016**

Cr J Woodman returned to the meeting at 09:36 pm.

Public Works

2.6.1 Capital Progress Report - September 2016

Moved Cr S Reardon

Seconded Cr G Reynolds

1. Defer any watercourse works downstream of Edinburgh Park and retain the associated budget within PR17205 Watercourse Management Works Program for 2016/17.
2. That a first quarter 2016/17 budget review bid be submitted for consideration to reflect the income and expenditure budget adjustments required within PR13725 Traffic Management Devices Program to align with grant funding notifications received, as set out in this report (Item No.2.6.1 Works and Services Committee 17/10/2016).
3. That a first quarter 2016/17 budget review bid be submitted for consideration to adjust the income and expenditure budget as set out in this report (Item No.2.6.1 Works and Services Committee 17/10/2016) within PR13600 Minor Traffic Improvements Program due to an unsuccessful grant application.

**CARRIED
1384/2016**

2.6.2 Playspace Renewal - Andrew Smith Drive Reserve

Cr Buchanan declared a material conflict of interest on the basis of being President of the Club located on Andrew Smith Drive Reserve.

Cr C Buchanan left the meeting at 09:36 pm.

Moved Cr G Reynolds

Seconded Cr L Caruso

1. The information within this report be received.
2. There be no change to the Playspace Renewal program for 2016/17, but detailed design and consultation be completed as part of pre-planning works covering off on all projects for the Andrew Smith Drive Reserve site, to allow delivery of works by December in the 2017/18 financial year.

**CARRIED
1385/2016**

Cr C Buchanan returned to the meeting at 09:37 pm.

Traffic Management

2.7.1 Change to Road Rules to Accommodate Cyclists - Application within the City of Salisbury

Cr S Bedford left the meeting at 09:38 pm.

Cr S Bedford returned to the meeting at 09:40 pm.

Moved Cr B Vermeer

Seconded Cr S White

1. Exclusive bicycle path/road crossing treatments, designed as an “intersection at grade” and consisting of pavement markings and signage, be installed to assist with management of cycling and pedestrian activity/safety at two (2) sites located on Council’s off-road shared-path network within the Dry Creek Drainage Reserve at Mawson Lakes.
2. Funding for the installation of bicycle path/road crossing treatments at two (2) sites located on Council’s off-road shared-path network within the Dry Creek Drainage Reserve at Mawson Lakes, at the diagonal pathway crossing Mawson Lakes Boulevard opposite Shearwater Park where an off-road shared-use path network meets a public road with 2-way traffic and the area of the Dry Creek Drainage Reserve located adjacent to Riverside Street where two off-road shared-use paths intersect, to be allocated from within the existing Minor Traffic Improvements Program Budget during the 2016/17 financial year.
3. In response to concerns raised by members of the community regarding cycling and pedestrian activity/safety staff to review locations identified and determine requirements for safety improvements.

**CARRIED
1386/2016**

3 Resources and Governance Committee Meeting

Minutes of the Resources and Governance Committee Meeting held on 17 October 2016 were considered by Council.

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr R Cook

Seconded Cr R Zahra

1. The information be received.

**CARRIED
1387/2016**

Development Control Administration

3.2.1 Appointment of Elected Members to the Development Assessment Panel

Cr White declared a material conflict of interest on the basis of being nominated for a position which will have a financial benefit if the nomination is successful.

Cr S White left the meeting at 09:42 pm.

Cr Reynolds declared a material conflict of interest on the basis of being nominated for a position which will have a financial benefit if the nomination is successful.

Cr G Reynolds left the meeting at 09:42 pm.

Cr L Caruso declared a material conflict of interest on the basis of being nominated for a position which will have a financial benefit if the nomination is successful.

Cr L Caruso left the meeting at 09:42 pm.

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

Moved Cr R Zahra

Seconded Cr R Cook

1. That Cr Linda Caruso, Cr Steve White and Cr Graham Reynolds, be appointed as the Elected Member appointments of the Development Assessment Panel for term 30 November 2016 to 30 November 2018.
2. That public notice of the Development Assessment Panel appointment be made in accordance with the provisions of the Development Act 1993.

**CARRIED
1388/2016**

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

Crs S Bedford, G Caruso, R Cook, E Gill, D Pilkington, B Vermeer, J Woodman and R Zahra

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

Crs D Balaza, D Bryant, C Buchanan and S Reardon

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

Cr S White returned to the meeting at 10:03 pm.

Cr L Caruso returned to the meeting at 10:03 pm.

Cr G Reynolds returned to the meeting at 10:03 pm.

Corporate Governance

3.6.1 Review of Building Inspection Policy

Moved Cr R Zahra

Seconded Cr G Caruso

1. That the Building and Swimming Pool Inspection Policy 2016, forming Attachment 1 to this report (Item No. 3.6.1, Resources and Governance Committee, 17/10/2016), be endorsed.

**CARRIED
1389/2016**

3.6.2 Voting Advice to Council Delegate for the Local Government Association Annual General Meeting - 21 October 2016

Cr S Bedford declared a perceived conflict of interest in relation to Item 1.1.10 due to his employment and dealt with the matter by remaining in the meeting and voting on the item.

Cr S Bedford declared a perceived conflict of interest in relation to Item 1.1.8 due to being a member of the Australian Labor Party (SA Branch) and dealt with the matter by remaining in the meeting and voting on the item.

Cr S White declared a conflict of interest in relation to Item 1.1.8 due to being a member of the Liberal Party (SA Division) and dealt with the matter by remaining in the meeting and voting in the best interest of the residents.

Cr L Caruso declared a conflict of interest in relation to Item 1.1.10 due to holding the liquor licence for Salisbury Country Golf Links. Cr L Caruso left the meeting at 08:26 pm.

Cr B Vermeer declared a perceived conflict of interest in relation to Item 1.1.2 due to the Member of Parliament he is employed to assist being a White Ribbon Ambassador and dealt with the matter by remaining in the meeting and voting in the best interest of the residents of the City of Salisbury.

Cr B Vermeer declared a perceived conflict of interest in relation to Item 1.1.8 due to being a member of the Liberal Party of Australia (SA Division) and dealt with the matter by remaining in the meeting and voting in the best interest of the residents of the City of Salisbury.

Cr D Pilkington declared a perceived conflict of interest in relation to Item 1.1.8 due to being a member of the Liberal Party of Australia (SA Division) and dealt with the matter by remaining in the meeting and voting in the best interest of the community.

Cr D Bryant declared a perceived conflict of interest in relation to Item 1.1.8 due to being a member of the Liberal Party of Australia (SA Division) and dealt with the matter by remaining in the meeting and voting in the best interest of the community.

Cr Buchanan declared a conflict of interest in relation to Item 1.1.8 due to being a member of the Australian Labor Party and being firmly against the use of election posters. Cr C Buchanan left the meeting at 10:06 pm.

Cr G Caruso declared a perceived conflict of interest in relation to Item 1.1.8 due to his employer being mentioned in the item. Cr Caruso dealt with the matter by remaining in the meeting but not voting on the item.

Cr G Reynolds declared a perceived conflict of interest in relation to Item 1.1.8 due to being a member of the Liberal Party (SA Division). Cr Reynolds dealt with the matter by remaining in the meeting and voting in the best interests of the community.

Cr J Woodman declared a perceived conflict of interest on the basis of being a member of the Australian Labor Party and also being employed by a Member of Parliament. Cr Woodman dealt with the matter by remaining in the meeting and voting in the best interest of the community.

Cr R Zahra declared a perceived conflict of interest in relation to Item 1.1.8 on the basis of being a member of the Australian Labor Party.

Mayor G Aldridge left the meeting at 10:13 pm. Deputy Mayor Balaza assumed the Chair.

Moved Cr R Zahra

Seconded Cr R Cook

1. Council direct its voting delegate in relation to the following Notices of Motion:

1.1.1 AGM211016/6.3 LGA Governance Review (LGA Board)

That the Annual General meeting:

- 1. notes the report; and*
- 2. supports the further development of the LGA governance structures outlined in this report, together with associated changes to the Constitution for adoption at the April 2017 Ordinary General Meeting. – IN FAVOUR*

1.1.2 AGM211016/6.5 Domestic Violence – Recommendations for Local Government (LGA Board)

- i) That the voting delegate be authorised to seek a variation to part a) of the motion to remove reference to “violence against women” in recognition of the fact that not only women are victims of domestic violence and replace with:
“...Local government commits to being part of the solution in the prevention of domestic violence in South Australia. ...”
and in the event that the variation can’t be negotiated directly, then the voting delegate be authorised to move an amendment to the motion to achieve the change; and

ii) *That the Annual General Meeting:*

1. *notes the report; and*
2. *supports the following actions whereby local government in South Australia can provide better support for members of their communities impacted by domestic violence:*
 - a) *Local government commits to being part of the solution in the prevention of violence against women in South Australia. As the level of government closest to our communities, we recognise the damaging impact domestic and family violence has on individuals and our communities.*
 - b) *Recognising local government's role to create and maintain healthy, vibrant, inclusive and safe communities, councils in South Australia will seek opportunities to work in partnership with each other and collaborate with specialist non-government organisations and agencies from other levels of government to raise awareness, facilitate, advocate and provide information to support victims of domestic violence.*
 - c) *Councils in South Australia will demonstrate leadership by supporting employees through training and HR arrangements where appropriate.*
 - d) *Councils will investigate the possibility of taking steps to become a White Ribbon Accredited Workplace.*
 - e) *The LGA will help to build the capacity of member councils and promote councils working together by facilitating a workshop and sharing examples of best practice. –*
IN FAVOUR

1.1.3 **AGM211016/8.1 LGA Subscription Capping (Wattle Range)**

That the Annual General Meeting requests the LGA consider the following:

“This Council is concerned that the LGA has proposed to introduce a 5% cap on the rise of membership subscriptions; and any rise should be on a justified needs basis.” – AGAINST

1.1.4 **AGM211016/8.2 E-Voting (Adelaide)**

That the Annual General Meeting requests the LGA in conjunction with The Local Government Research and Development Scheme partner with the South Australian Electoral Commissioner and Federal Electoral Commissioner to adopt a best practice, secure software, supported by the appropriate procedures, auditing and legislative changes to enable electronic 'remote' voting at the 2018 Local Government elections in South Australia. – AGAINST

1.1.5 **AGM211016/8.3 Video Conferencing for Meetings (Adelaide)**

That the Annual General Meeting requests the LGA to work with the South Australian Government to make the necessary legislative changes to permit elected members to fully participate (with voting rights) at Ordinary meetings and Special Meetings of Council via the use of secure video conference technology from remote locations. – AGAINST

1.1.6 **AGM211016/8.5 Amendment of Local Government (Accountability and Governance) Amendment Act 2015 and Local Government Act 1999 (West Torrens)**

That the Annual General Meeting requests the Local Government Association to actively seek the repeal of sections 14 and 17 of the Local Government (Accountability and Governance) Amendment Act 2015 amending sections 73, 74, 75 and 90 of the Local Government Act 1999, related to the new conflict of interest provisions and informal gatherings on the basis that they are impracticable and unworkable. – IN FAVOUR

1.1.7 **AGM211016/8.6 Action of Non Amendment of Local Government (Accountability and Governance) Amendment Act 2015 (West Torrens)**

That the Annual General Meeting requests the Local Government Association to, if sections 14 and 17 of the Local Government (Accountability and Governance) Amendment Act 2015 are not repealed, seek the application of the same provisions to parliamentarians. – IN FAVOUR

1.1.8 **AGM211016/8.21 Election Signage Agreement (West Torrens)**

That the Annual General Meeting requests the Local Government Association to seek an end to the tripartite agreement between SA Power Networks (formerly ETSA) and Department of Planning, Transport and Infrastructure (formerly the Department of Highways) which currently enables election signs to be placed on power poles, light poles and similar disallowed infrastructure. – IN FAVOUR

1.1.9 **AGM211016/8.22 Planning Policy (Norwood, Payneham & St Peters)**

That the Annual General Meeting requests the LGA to advise the Premier of South Australia and the Minister for Planning of its disappointment and concern at the ongoing loss of local development and planning powers of South Australian Councils and calls on the Premier and Minister for Planning to ensure that:

- 1. Local Government retains control of Planning Policy relevant to their local communities; and*
 - 2. the rights of local residents to be consulted in respect to development matters are supported as part of the new Development Assessment processes.*
- IN FAVOUR*

1.1.10 **AGM211016/8.25 Deregulate Small Bar Venues Licensing (Prospect)**

That the Annual General Meeting requests the LGA liaise with the State Government to deregulate small bar venues licensing as they have recently done with food trucks regulations. – AGAINST

2. Council direct its voting delegate (Mayor Gillian Aldridge or Deputy Mayor David Balaza as proxy) to vote for the Local Government Association Annual General Meeting recommendations as set out in the attachment to this report (Resources and Governance, 17 October 2016, Item 3.6.2), with the exception of:
 - 8.11. Regulation of Trail Bike Riding (Adelaide Plains Council (formerly Mallala)) – **AGAINST**
 - 8.17. High Visibility Identification (West Torrens) – **AGAINST**
 - 8.19. Signage for Bicycle Lanes (West Torrens) – **AGAINST**
 - 8.20. Change to Legislation to Enable Expiations to be Issued in Relation to Election Signs (Mount Barker) – **AGAINST**
 - 8.23. Live Music Policy (Norwood Payneham & St Peters) – **AGAINST**
 - 8.28. Renewable Energy Sourcing (Gawler) – **AGAINST**
 - 8.31. Establishing Local Treaties (Prospect) – **AGAINST**

CARRIED
1390/2016

Cr L Caruso returned to the meeting at 10:17 pm.

Cr C Buchanan returned to the meeting at 10:17 pm.

Mayor G Aldridge returned to the meeting and resumed the Chair at 10:17 pm.

FURTHER RECOMMENDATION/MOTION

Moved Cr R Zahra

Cr R Zahra moved a FURTHER MOTION that

1. Council has a special meeting to give advice to the Council voting delegate for the Local Government Association General Meeting when there is not enough time to provide guidance at an ordinary Council meeting based on release of the general meeting agenda.

Seconded Cr B Vermeer

CARRIED
1391/2016

3.6.3 Elector Representation Review

Moved Cr D Pilkington
Seconded Cr G Reynolds

1. The information be received.
2. The Elector Representation Review report (Item No. 3.6.3, Resources and Governance Committee, 16/05/2016, Attachment 1) be endorsed to release for community consultation.
3. That, on conclusion of the consultation period, staff provide a further report to Council to consider submissions in the context of the Report and to make its final determination on the Review.

**CARRIED
1392/2016**

4 Audit Committee Meeting

Minutes of the Audit Committee Meeting held on 11 October 2016 were considered by Council.

Administration

4.0.1 Future Reports for the Audit Committee of Council

Moved Cr G Caruso
Seconded Cr G Reynolds

1. The information be received.

**CARRIED
1393/2016**

Reports

4.2.1FI End of Financial Year Statements and Analysis

Moved Cr G Caruso
Seconded Cr L Caruso

1. The information be received.
2. In accordance with Section 126(4)(a) of the Local Government Act 1999 the Audit Committee advises that it has reviewed the annual financial statements of the Council for the year ended 30 June 2016 and is satisfied they present fairly the state of affairs of Council.
3. In accordance with Regulation 22 of the Local Government (Financial Management) Regulations 2011 clauses (3) (a) and (4), that the Chief Executive Officer and the Chair of the City of Salisbury Audit Committee sign the statement to certify the independence of the Council Auditor, Deloitte Touch Tohmatsu.

**CARRIED
1394/2016**

4.2.2 Financial Internal Controls Report 2016, prepared by Deloitte

Moved Cr L Caruso
Seconded Cr G Caruso

1. The information be received.

**CARRIED
1395/2016**

4.2.3 Report to the Audit Committee for the year ended 30 June 2016, prepared by Deloitte

Moved Cr G Caruso
Seconded Cr L Caruso

1. The information be received.

**CARRIED
1396/2016**

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 27 September 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 17 October 2016 were considered by Council.

Administration

6.0.1 Future Reports for the Budget and Finance Committee

Moved Cr R Zahra

Seconded Cr G Caruso

1. The information be received.

CARRIED
1397/2016

6.0.2 Minutes of the Program Review Sub Committee meeting held on Monday 10 October 2016

6.0.2-PRSC1 Economic Development and Urban Policy Program Review Update

Moved Cr G Caruso

Seconded Cr R Cook

Cr D Bryant declared a material conflict of interest on the basis that his company uses the facilities of Polaris and also being in the process of applying for a new business grant through the Economic Development Policy.

Cr D Bryant left the meeting at 10:23 pm.

1. That the update report be noted, and the matters identified in the report and arising in consideration of the report by the Sub-Committee be addressed in the final draft report to the Program Review Sub-Committee in December 2016 on the Economic Development and Urban Policy Program Review.

CARRIED
1398/2016

Cr D Bryant returned to the meeting at 10:24 pm.

Annual Plan and Budget

6.4.1 Budget Timetable 2017/18

Moved Cr R Zahra
Seconded Cr S Bedford

1. Information be received.
2. Council endorse the timetable for the preparation and presentation of the 2017/18 budget, subject to adoption of meeting schedule by Council at the November Council meeting.

**CARRIED
1399/2016**

Business Units

6.7.1 Salisbury Water Head Tank Infrastructure - Hedgerow Reserve (upper Barker Gully Reserve)

Moved Cr R Zahra
Seconded Cr S White

1. Council endorse the utilisation of Council land on the upper portion of Hedgerow Reserve, Gulfview Heights for the purpose of constructing a recycled water Head Tank and associated piping infrastructure.

**CARRIED
1400/2016**

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

6.9.1 Minutes of the Confidential Program Review Sub Committee meeting held on Monday 10 October 2016

7 Sport, Recreation and Grants Committee Meeting

Minutes of the Sport, Recreation and Grants Committee Meeting held on 10 October 2016 were considered by Council.

Administration

Cr C Buchanan left the meeting at 10:23 pm and did not return.

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr R Zahra

Seconded Cr L Caruso

1. The information be received.

**CARRIED
1401/2016**

Cr R Cook left the meeting at 10:24 pm.

Community Grants

7.2.1 Youth Sponsorship - September Applications

Moved Cr R Zahra

Seconded Cr S Reardon

1. The information be received.

**CARRIED
1402/2016**

7.2.2 Community Grants Program Applications for October 2016

Moved Cr D Bryant

Seconded Cr R Zahra

1. The information be received and noted.

**CARRIED
1403/2016**

7.2.3 27/2016: Salisbury 8 Ball and Sports Association of SA Inc. - Community Grants Program Application

Cr L Caruso declared an actual conflict of interest on the basis that the Salisbury 8 Ball and Sports Association of SA compete from her business premises, Salisbury Country Golf Links.

Cr L Caruso left the meeting at 10:25 pm.

Moved Cr R Zahra

Seconded Cr B Vermeer

1. Grant No. 27/2016: Salisbury 8 Ball and Sports Association of SA Inc. be awarded the amount of **\$1,704.00** to assist with the purchase of newspaper advertising, junior shirts, office chair, filing cabinet, printer and laminator as outlined in the Community Grant Application.

**CARRIED
1404/2016**

Cr L Caruso returned to the meeting at 10:26 pm.

7.2.4 31/2016: Uniting In Care Salisbury Inc. - Community Grants Program Application

Moved Cr R Zahra

Seconded Cr B Vermeer

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 October 2016 round of Community Grants as follows:
 - a. Grant No. 31/2016: Uniting In Care Salisbury Inc. be awarded the amount of **\$2,000.00** to assist with the purchase of \$10 Essential Cards for the Parcel of Love project as outlined in the Community Grant Application.

**CARRIED
1405/2016**

8 CEO Review Committee Meeting

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

Reports

8.1.1 CEO Key Performance Indicators Update

Cr D Balaza left the meeting at 10:27 pm.

Moved Cr D Bryant

Seconded Cr B Vermeer

1. Information be received.
2. Progress towards achievement of the endorsed 2016/2017 Key Performance Indicators be noted and endorsed.

CARRIED
1406/2016

Cr R Cook returned to the meeting at 10:27 pm.

Cr D Balaza returned to the meeting at 10:27 pm.

GENERAL BUSINESS

GB1 End of Financial Year Statement and Analysis

Moved Cr R Zahra
Seconded Cr S Bedford

1. The information be received.
2. The Annual Financial Statements for the year ended 30 June 2016 be adopted.

CARRIED
1407/2016

GB2 CEO recommendation to amend resolution 1316/2016 Proposed Renaming of portion of Melvina and Kings Roads, Paralowie - pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013

Moved Cr G Caruso
Seconded Cr J Woodman

1. That part 1 of resolution 1316/2016 (as highlighted below) from the meeting of Council on 26 September 2016 regarding the renaming of portions of Melvina and Kings Roads, Paralowie be amended as follows:
 1. *That pursuant to Section 219 (1) of the Local Government Act 1999, the portion of Melvina Road, Paralowie, north of the new alignment of Kings Road, be renamed to **Deal Court**, and the portion of Kings Road between Fairbanks Drive and Bolivar Road, be renamed to **Louisa Road**, as shown in the plan forming Attachment 4 to this report (Item No. 2.5.1, Works and Services Committee, 19/09/2016), and that the necessary statutory notifications take place.*

CARRIED
1408/2016

BREAK

In accordance with section 10 (2) of the Code of Practice for Meeting Procedures, the Mayor provided a break to all present. The meeting was suspended at 10:28 pm.

The meeting reconvened at 10:36 pm.

OTHER BUSINESS

OB1 Permit Parking Program for City Centre Traders

Cr Bryant returned to the meeting at 10:40pm.

Moved Cr D Balaza

Seconded Cr B Vermeer

1. Staff provide a report into options for a permit parking program for traders in the city centre.
2. Staff to liaise with Parabanks to discuss possible assistance with outcomes to be included in this report.

**CARRIED
1409/2016**

MAYOR'S DIARY

MD1 Mayor's Diary

Moved Cr D Balaza

Seconded Cr D Bryant

1. That this information be noted.

**CARRIED
1410/2016**

Cr S Bedford left the meeting at 10:57 pm.

Cr S Bedford returned to the meeting at 10:59 pm.

REPORTS FROM COUNCIL REPRESENTATIVES

Cr E Gill:

28/9/2016	Northern Business breakfast at The Club
29/9/2016	JYC Advisory Committee
4/10/2016	Radio Programme
5/10/2016	Meeting with Centre trader
9/9/2016	Military Museum
13/9/2016	JYC Knitting group
15/10/2016	Northern Districts Athletics Club
	Lego Day in JH Gallery
	Visit 12/25 Coffee Van
19/10/2016	JP service in Len Beadell
20/10/2016	LGA Conference at Entertainment Centre
	Dinner at Intercontinental
21/10/2016	LGA AGM at Entertainment Centre
22/10/2016	ACC Female member recognition
	Places women make
23/10/2016	Toy Boys 'Shed' opening
24/10/2016	Meeting with Lynda Ford
	Mobara Meeting

Cr S Reardon:

24/9/2016	Para Hills Bowling Club - Official Opening of the Season - bowl the first bowl
27/9/2016	Funeral of former Councillor, the Late Mr George Welsh
7/10/2016	Meeting with staff - Para Hills Community Club - Car Parking
7/10/2016	Meeting with Executive Committee NHW 504
10/10/2016	The Paddocks AGM
12/10/2016	The Salisbury & District Historical Society AGM

CONFIDENTIAL ITEMS

6.9.1 Minutes of the Confidential Program Review Sub Committee meeting held on Monday 10 October 2016

Moved Cr R Zahra

Seconded Cr L Caruso

1. *Pursuant to Section 90(2) and (3)(b)(i) and (b)(ii) and (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 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; and*
 - *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*
 - *Disclosure of this information in advance of a decision as to which course of action Council would prefer to take could compromise Council's commercial position in relation to ongoing operation of the Waste Transfer Station.*

*On that basis the public's interest is best served by not disclosing the **Minutes of the Confidential Program Review Sub Committee meeting held on Monday 10 October 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
1411/2016

The meeting moved into confidence at 11:04 pm.

The meeting moved out of confidence at 11.07pm.

C1 Code of Conduct Complaint 02/2016

Cr D Bryant declared an actual conflict of interest on the basis of being the complainant in this item.

Cr D Bryant left the meeting at 11:07 pm.

Cr G Caruso declared a conflict of interest on the basis of a prior Code of Conduct involving Cr Buchanan and therefore did not wish to participate in this matter.

Cr G Caruso left the meeting at 11:07 pm.

Moved Cr S White

Seconded Cr R Zahra

1. *Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *to enable Council to make a decision in relation to the course of action to be taken in response to the complaint, without prejudicing the consideration of the complaint.*

*On that basis the public's interest is best served by not disclosing the **Code of Conduct Complaint 02/2016** 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*
 - *the Chief Executive Officer*
 - *the Manager Governance*
 - *the Governance Coordinator*
 - *the Governance Support Officer*

be excluded from attendance at the meeting for this Agenda Item.

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
1412/2016**

The meeting moved into confidence at 11:08 pm

The meeting moved out of confidence at 11:46 pm.

Cr G Caruso returned to the meeting at 11:46 pm.

Cr D Bryant returned to the meeting at 11:46 pm.

C2 CEO recommendation to amend resolution 1242/2016 Salisbury Community Hub - Site Selection: pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013

Moved Cr G Caruso

Seconded Cr E Gill

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 **CEO recommendation to amend resolution 1242/2016 Salisbury Community Hub - Site Selection: pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013** 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
1413/2016**

The meeting moved into confidence at 11:46 pm.

The meeting moved out of confidence and closed at 11:47 pm.

CHAIRMAN.....

DATE.....

ITEM	GB1
	COUNCIL
DATE	28 November 2016
HEADING	CEO recommendation to amend resolution 1381/2016 Grants of Easement of Council Land - Yorke Peninsula Wind Farm - 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 24 October 2016 Council resolved to grant easements to Yorke Peninsula Wind Farm over a number of portions of Council land. A number of the plan and lot number references contained within the resolution were incorrect. This report recommends an amendment to resolution 1381/2016 to address this administrative error.

RECOMMENDATION

1. That resolution 1381/2016 from the meeting of Council on 24 October 2016 regarding the granting of easements over Council Land to Yorke Peninsula Wind Farm be amended to read as follows:
 1. *Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 102 Deposited Plan 84639 known as Whiting Street Plantation for consideration as determined by a licenced valuer.*
 2. *Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 401 Deposited Plan 44760 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer*
 3. *Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 301 Filed Plan 30505 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer*
 4. *Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 313 Deposited Plan 41287 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer*
 5. *Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 310 Deposited Plan 40170 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer*
 6. *All costs associated with the granting of the requested easements are to be met by Yorke Peninsula Wind Farm Pty Ltd*

7. *The Manager Property and Buildings be authorised to prepare all necessary documentation and arrange the required consents for the granting of easements to Yorke Peninsula Wind Farm Pty Ltd over;*
- *Allotment 102 DP 84639*
 - *Allotment 401 DP 44760*
 - *Allotment 301 DP 30505*
 - *Allotment 313 DP 41287*
 - *Allotment 310 DP 40170*

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Easement - Whiting Street Plantation
2. Easement - Little Para Linear Park

1. BACKGROUND

- 1.1 On 24 October 2016 Council resolved to grant a number of easements over Council land to Yorke Peninsula Wind Farm.
- 1.2 Resolution 1381/2016 in full is as follows:

2.5.3 - Grants of Easement over Council Land - Yorke Peninsula Wind Farm

1. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 102 Deposited Plan 84939 known as Whiting Street Plantation for consideration as determined by a licenced valuer.
2. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 401 Deposited Plan 44760 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
3. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 301 Deposited Plan 84939 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
4. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 313 Deposited Plan 41267 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
5. Council grant easement to Yorke Peninsula Wind Farm Pty Ltd over portion of Allotment 102 Deposited Plan 40170 known as Little Para Linear Park (lower) for consideration as determined by a licenced valuer
6. All costs associated with the granting of the requested easements are to be met by Yorke Peninsula Wind Farm Pty Ltd

7. The Manager Property and Buildings be authorised to prepare all necessary documentation and arrange the required consents for the granting of easements to Yorke Peninsula Wind Farm Pty Ltd over;

- Allotment 102 DP 84939
- Allotment 401 DP 44760
- Allotment 301 DP 84939
- Allotment 313 DP 41267
- Allotment 102 DP 40170

***CARRIED
1381/2016***

2. REPORT

- 2.1 Council resolution 1381/2016 contains incorrect lot and plan number references, which prevents the resolution from being actioned.
- 2.2 All information contained within the report, including the location of the relevant land in the attachments was correct, the error was the lot and plan number references included in the report and marked on the attachments. For clarity sake, corrected attachments are provided with the corrected lot/plan number references.
- 2.3 To enable the easements to be granted the Council resolution must be corrected.
- 2.4 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.
- 2.5 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.
- 2.6 Accordingly, the CEO now provides this report for the consideration of Council.

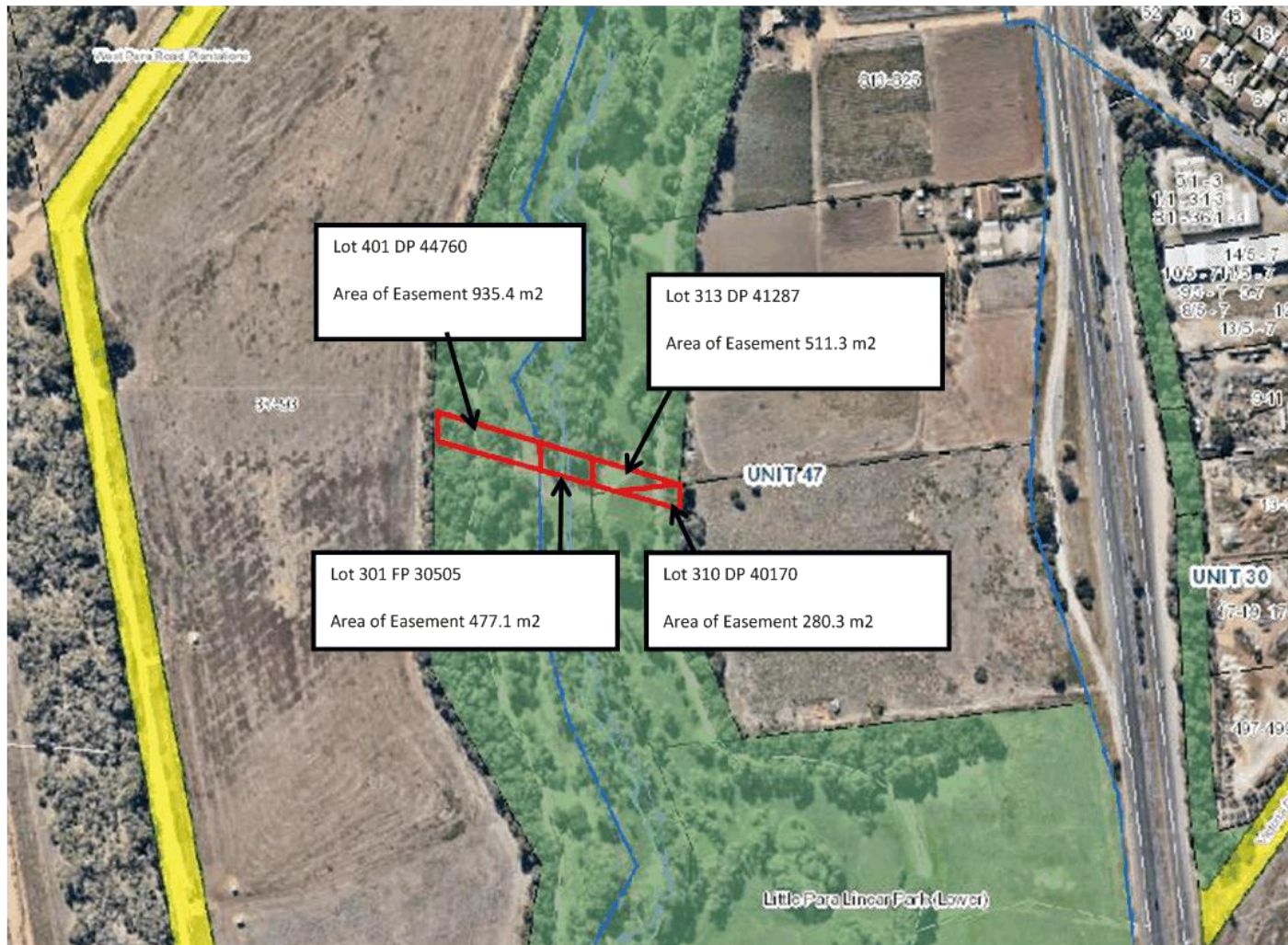
3. CONCLUSION / PROPOSAL

- 3.1 It is recommended that the Council resolves to correct the lot and plan number references contained within resolution 1381/2016 to allow the granting of easements to Yorke Peninsula Wind Farm Pty Ltd to be actioned.

CO-ORDINATION

Officer: GMCI CEO
Date:





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COUNCIL

DATE 28 November 2016

HEADING Mayor's Diary

RECOMMENDATION

1. That this information be noted.

Date	Time	Function
19/10/2016	11:00 AM	Mayor/CEO/EA
19/10/2016	04:30 PM	Brett BMX Club
19/10/2016	06:30 PM	Elected Member Development Program
19/10/2016	07:30 PM	Official Opening of Mazda, Mawson Lakes
20/10/2016	09:30 AM	City Plan Launch
20/10/2016	10:30 AM	Meeting with Resident - Verge Issues
21/10/2016	08:15 AM	LGA AGM
21/10/2016	03:00 PM	Meeting with Defence
23/10/2016	12:30 PM	Official Opening of new 'Woodworkers Shed'
24/10/2016	10:00 AM	Marcella hair aid
24/10/2016	02:30 PM	Meeting requested by Dr Mohindra
24/10/2016	03:00 PM	Meeting with Lynda Ford - Intercultural Cities Expert
24/10/2016	04:00 PM	Mobara Delegation Itinerary run through
24/10/2016	05:00 PM	Council Agenda Review
24/10/2016	06:30 PM	Council Meeting
27/10/2016	07:30 AM	**SPEECH** - City Plan Launch
27/10/2016	02:00 PM	Service Awards
27/10/2016	03:00 PM	Catch up With PA - signing, paperwork
27/10/2016	04:00 PM	Mayor Briefing - Strategic Land Review
28/10/2016	05:15 PM	Special Ceremonial Meeting with Mobara Delegation
28/10/2016	06:00 PM	Welcome Cocktail Function for Mobara Delegation
30/10/2016	11:00 AM	Matsuri on Mobara
30/10/2016	04:30 PM	Farewell Function for Japanese Delegation
1/11/2016	10:00 AM	Mayor's Radio Show
2/11/2016	09:00 AM	Meeting with Sarah - Messenger Newspaper
2/11/2016	10:30 AM	Meeting with residents
2/11/2016	05:30 PM	Parafield Gardens High School - Twelve25 - Duke of Edinburgh - Celebration - Awards Night
3/11/2016	10:00 AM	Meet with Mark from Lakeside Nissan
4/11/2016	01:00 PM	Meeting - Dr Brian Symonds -33 McIntyre Rd, Para Hills West SA 5096
4/11/2016	06:30 PM	Mobara Restaurant

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4/11/2016	09:30 PM	Meeting re marketing
5/11/2016	02:00 PM	Diwali & New Year Celebrations.
5/11/2016	07:30 PM	Good Shepherd Lutheran Church - 50 Years Celebration
7/11/2016	06:30 PM	Informal Strategy
8/11/2016	10:30 AM	Marcella hair aid
9/11/2016	09:00 AM	Meeting with Sarah - Messenger Newspaper
9/11/2016	11:00 AM	Mayor/CEO/EA
9/11/2016	12 Noon	meet with Mayor PA
11/11/2016	10:30 AM	Remembrance Day
13/11/2016	01:00 PM	Hair Aid - Ladies Day
14/11/2016	08:50 AM	Disability Workforce Hub for Northern Adelaide
15/11/2016	10:30 AM	Meeting with PA
15/11/2016	11:00 AM	Paperwork & Speech Preparation
15/11/2016	11:30 AM	Meeting between Mayor and Chris Zafiropoulos
15/11/2016	01:00 PM	Helen - coffee catch up as discussed - 0422411225
15/11/2016	01:30 PM	Office Time - Correspondence & Return Phone Calls
15/11/2016	04:00 PM	Linyi Delegation Visit
15/11/2016	06:00 PM	Updated Time for Dinner with Chinese Business Delegation
15/11/2016	12 Noon	Media/Communications Catch up
16/11/2016	09:00 AM	Meeting with Sarah - Messenger Newspaper
16/11/2016	10:00 AM	Thomas More College Presentation Ceremony
16/11/2016	06:00 PM	The Legends Awards
19/11/2016	08:00 AM	HOLD - Salisbury Community Christmas Parade
21/11/2016	04:15 PM	Karl Probst
21/11/2016	04:30 PM	Meeting with Roxanne Mysko
21/11/2016	06:30 PM	Standing Committee Meetings
22/11/2016	07:00 PM	**SPEECH** - Neighbourhood Watch - 15th Year Anniversary & Awards Celebration
23/11/2016	09:00 AM	Meeting with Sarah - Messenger Newspaper
23/11/2016	10:00 AM	John Gee, MP
23/11/2016	11:00 AM	Mayor/CEO/EA
23/11/2016	12:00PM	Meeting with PA
23/11/2016	02:30 PM	Citizenship Ceremony - Early Session
23/11/2016	06:00 PM	Citizenship Ceremony - Evening Session

Events attended by Elected Members on behalf of the Mayor

Date	Member	Function
28/10/2016	Cr E Gill	Mobara Delegation Visit
17/11/2016	Cr G Reynolds	FLO Celebration / Art Exhibition
13/11/2016	Cr D Balaza	Dimitria Greek Festival 2016