



AGENDA

FOR COUNCIL MEETING TO BE HELD ON

19 DECEMBER 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

LEAVE OF ABSENCE

PUBLIC QUESTION TIME

DEPUTATIONS

DEP1 Refusal of Deputation Request

A request was received from Mr Paolino Tomaiuolo of Renmark to attend the 19/12/2016 Council meeting as a deputation in relation to the Power Cavalcade Project.

Salisbury's Code of Practice for Meeting Procedures provides the following with respect to a request to appear as a deputation:

11. Deputations

- (1) A person or persons wishing to appear as a deputation at a meeting must deliver (to the principal office of the council) a written request to the council.
- (2) The Chief Executive Officer must transmit a request received under sub-clause (1) to the presiding member.
- (3) The presiding member may refuse to allow the deputation to appear at a meeting.
- (4) The Chief Executive Officer must take reasonable steps to ensure that the person or persons who requested a deputation are informed of the outcome of the request.
- (5) If the presiding member refuses to allow a deputation to appear at a meeting, the presiding member must report the decision to the next meeting of the council or council committee (as the case may be).
- (6) The council or council committee may resolve to allow a deputation to appear despite a contrary ruling by the presiding member.
- (7) A council may refer the hearing of a deputation to a council committee.

After due consideration, the Mayor refused the request to appear on the basis that the subject is not one of Council business.

In accordance with the Code of Practice for Meeting Procedures, Mr Paolino Tomaiuolo has been informed of the outcome of the request.

PRESENTATIONS

General Manager City Development, Mr Terry Sutcliffe, will present Mayor Aldridge with the Planning Institute of Australia Awards.

PRESENTATION OF MINUTES

Presentation of the Minutes of the Council Meeting held on 28 November 2016.

Presentation of the Minutes of the Confidential Council Meeting held on 28 November 2016.

QUESTIONS ON NOTICE

No Questions on Notice have been received.

QUESTIONS WITHOUT NOTICE

NOTICES OF MOTION

NOM1 Change to Council Meeting Prayer

Cr Damien Pilkington has submitted the following Notice of Motion:

1. That the following be adopted and replace the existing Council Meeting Prayer:

Father in heaven

We thank thee for the wondrous resources of our City, for its people, its environment, and its sense of community.

We thank thee for the opportunity to now deliberate over how best to help our community.

Please bless that we will respect one another and that we will all do our best to make decisions that will help our community to grow and prosper.

Bless our efforts this day in Jesus name,

Amen.

NOM2 Proposed Committee Structure to take effect February 2017

Cr Brad Vermeer has submitted the following Notice of Motion:

1. That the following Committee Structure and meeting cycle be adopted to take effect from February 2017 until the conclusion of the current term of Council:

a. Strategic Planning and Development Policy Committee

Chairman: Deputy Mayor

Membership: Whole of Council

Functions

In accordance with the requirements of section 101A of the *Development Act 1993*

- Provide advice to the council in relation to the extent to which the council's strategic planning and development policies accord with the Planning Strategy;
- Assist the council in undertaking strategic planning and monitoring directed at achieving:
 - Orderly and efficient development within the area of the council; and
 - High levels of integration of transport and land-use planning; and
 - Relevant targets set out in the Planning strategy within the area of the council; and
 - The implementation of affordable housing policies set out in the Planning Strategy within the area of the council; and
 - Other outcomes of a prescribed kind (if any)
- Provide advice to the council (or to act as is delegate) in relation to strategic planning and development policy issues when the council is preparing:
 - A Strategic Directions Report; or
 - A Development Plan Amendment Proposal
- Other functions (other than functions relating to development assessment or compliance) assigned to the committee by the council.

Reporting Sub Committees: Strategic Property Development Sub Committee

b. Audit Committee of Council

(as required by section 126 of the *Local Government Act 1999*)

To continue as currently constituted with no change to membership or terms of reference.

c. CEO Review Committee

Chairman: Mayor

Membership: Deputy Mayor (Deputy Chairman)

Chairman, Program Review Sub Committee

Chairman, Strategic & International Partnerships

Sub Committee

Chairman, Strategic Property Development Sub

Committee

Chairman, Tourism and Visitor Sub Committee

(with Deputy Chairman of the above Committees as proxy members in the event that members are unable to attend a meeting of the Committee)

Functions

Manage the performance review process for the Chief Executive Officer, including:

- By agreement with the CEO appoint an independent advisor to assist in the CEO performance appraisal process as provided for within the CEO Contract of Employment;
- Develop a Performance Plan for the CEO;
- Monitor the performance of the CEO against his/her contract of employment, responsibilities and performance plan and provide regular feedback;
- Facilitate the conduct of the CEO's annual performance and remuneration reviews;
- Receive reports from the CEO regarding the performance of the organisation;
- Determine, under delegated authority from Council, any amendments to the CEO's employment arrangements and incentive payments to the CEO as provided for in the contract of employment.

d. Existing Sub Committees to continue as currently constituted as Committees reporting directly to Council:

- Program Review Sub Committee
- Strategic and International Partnerships Sub Committee
- Tourism and Visitor Sub Committee
- Youth Council

NOM3 Appointment of Chairman, Program Review Sub Committee

Cr Robyn Cook has submitted the following Notice of Motion:

1. That nominations be sought for the position of Chairman, Program Review Sub Committee with members able to self nominate, or nominate others.
2. A secret, preferential ballot be conducted to determine the first and second preferred nominees for the position of Chairman, Program Review Sub Committee.
3. The result of the secret, preferential ballot to be communicated to the Mayor, and the Mayor to then seek a motion to:
 - appoint the first preferred nominee from the ballot process to the position of Chairman of the Program Review Sub Committee for the period commencing January 2017 until December 2017; and
 - the second preferred nominee from the ballot process to the position of Chairman of the Program Review Sub Committee for the period January 2018 until the conclusion of the current term of Council.

PETITIONS

PET1 Petition Requesting the Relocation of Proposed Playspace from Dineen Road Reserve to Chestnut Drive Reserve, Parafield Gardens

Petition Details

Petition Register Number	102
Date Received	24 November 2016
First Signatory's Name	Ruben and Kristy Adao
Number of Signatories	12
Nature of Petition	Residents in nearby locality are requesting Council to relocate a proposed playspace from Dineen Road Reserve to Chestnut Drive Reserve, Parafield Gardens

Action

General Manager Responsible	Mark van der Pennen
Response	Staff are investigating the feasibility of the request of the petition.
Report to Council Expected	January 2017

RECOMMENDATION

1. The attached notice of petitions in relation to the relocation of proposed playspace from Dineen Road Reserve to Chestnut Drive Reserve, Parafield Gardens be received.
2. Council note that staff propose to report back to Council addressing the petition in January 2017.

PET2 Petition Opposing Development Application 361/1549/2016 - Place of Worship with Associated Activities and a Cemetery - 256-258 Bridge Road, Pooraka

Petition Details

Petition Register Number	103
Date Received	13/12/2016
First Signatory's Name	Sharon Righetti
Number of Signatories	12
Nature of Petition	Objecting to Development Application 361/1549/2016 – Place of Worship with Associated Activities and a Cemetery at 256-258 Bridge Road, Pooraka.

Action

General Manager Responsible	General Manager City Development, Terry Sutcliffe
Response	Referral of the petition to Council's Development Assessment Panel for consideration, as part of its assessment of a current Development Application for a place of worship and cemetery at 256-258 Bridge Road, Pooraka (DA 361/1549/16). The petition was presented to the Development Assessment Panel at its meeting on 13 December 2016, and has been referred initially to Council for formal receipt. The Development application was deferred at the Panel meeting of 13 December seeking further information from the applicant, and the application and petition will be considered at a future meeting of the Panel upon receipt of the further information.
Report to Council Expected	Not required – to be considered through the Development Assessment Panel, and the outcomes of the assessment of the development application will be reported to Council via the Panel minutes.

RECOMMENDATION

1. The notice of petition in relation to Development Application 361/1549/2016 – Place of Worship with Associated Activities and a Cemetery at 256-258 Bridge Road, Pooraka be received, noting that the matters raised in the petition will be considered by Council's Development Assessment Panel in its assessment of the development application.
2. That the lead petitioner be advised of Council's action in relation to the petition.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Chairman - Cr D Pilkington

Consideration of the minutes of the Policy and Planning Committee Meeting - 12 December 2016 and adoption of recommendations in relation to item numbers:

Administration

1.0.1 Appointment of Deputy Chairman - Policy and Planning Committee

It is recommended to Council that:

1. Cr Julie Woodman be appointed as Deputy Chairman of the Policy and Planning Committee for the remainder of the term of Council.

1.0.2 Future Reports for the Policy and Planning Committee

It is recommended to Council that:

1. The information be received.

Community Development

1.1.1 Minutes of the Youth Council Sub Committee meeting held on Tuesday 6 December 2016

1.1.1-YC1 Presentation of the Minutes of the Youth Council Sub Committee held on 9 August 2016

It is recommended to Council that:

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

1.1.1-YC2 Youth Council Membership

It is recommended to Council that:

1. That the resignation of youth member Julie Ping be received and noted.
2. That the appointment of new youth members Liam Bilsborow, Braden Thompson and Teya Gribble be received and noted.
3. That a change to the Terms of Reference, Membership Selection as follows:

4.9 Membership Selection

Appointments will be held annually for vacant committee positions, or as required to fill a casual a vacancy that arises during a term of appointment, for the balance of the remaining term.

be endorsed.

1.1.1-YC3 Youth Council Youth Action Plan Working Party Update

It is recommended to Council that:

1. That the information be received.

1.1.1-YC4 Youth Action Plan - Status Update December 2016

It is recommended to Council that:

1. That the information be received.

1.1.1-YC5 National Youth Week 2017

It is recommended to Council that:

1. A working party of Youth Council members, staff and youth volunteers be formed to plan and implement activities for National Youth Week 2017.
2. That Twelve25 (as per previous years) coordinate a council application for funding support from Office for Youth in order to work collaboratively with Youth Council to supplement the small amount of council funds budgeted to support Youth Week.

1.1.1-YC6 Twelve25 Salisbury Youth Enterprise Centre - December Update

It is recommended to Council that:

1. That the information be received and noted.

1.1.2 Minutes of the Strategic and International Partnerships Sub Committee meeting held on Tuesday 6 December 2016

1.1.2-SIPSC1 Presentation of the Minutes of the Strategic and International Partnerships Sub Committee Meeting held on 14 July 2015

It is recommended to Council that:

1. The Minutes of the Strategic and International Partnerships Sub Committee Meeting held on 14 July 2015, be taken and read as confirmed.

1.1.2-SIPSC2 China Action Plan

It is recommended to Council that:

1. That this information be received.
2. That the following actions be endorsed as the focus for the China Action Plan over the next 12 months:
 - Moving the opportunities identified with the City of Linyi forward and reaching agreement on tangible outcomes;
 - Establishing commercial relationships between firms in Salisbury and buyers in China, building on the linkages developed in the past year;
 - Enhancing the ability of the Polaris Centre to support international trade, consistent with the intent of the critical action in the City Plan;
 - Continued participation in State Government-led initiatives;
 - Development of a more formal relationship with intermediaries and government agencies managing inward investment; and
 - Identifying specific educational and cultural opportunities.

1.1.3 Update on the Aged and Disability Sector Reforms

It is recommended to Council that:

1. That the information be received.

Economic Development

1.2.1 Strategic and International Partnerships Sub Committee Membership

It is recommended to Council that:

1. Council notes that Mr Adam Kilvert, Executive Director, International Business and Government Relations, Department for Premier and Cabinet has accepted the invitation to join the Strategic and International Partnerships Sub Committee for the remainder of the current term of Council.

Urban Development

1.3.1 Rural (Aircraft Noise) Direk Industry and Residential Interface Development Plan Amendment update

It is recommended to Council that:

1. The Concept Plans 11 and 35 and updated Rural (Aircraft Noise) Direk Industry and Residential Interface Development Plan Amendment forming Attachment 1 to the Policy and Planning Committee Agenda report Item 1.3.1 - 12/12/16 be endorsed for public consultation, and forwarded to the Minister for Planning for public consultation approval.
2. The General Manager City Development be authorised to make minor changes as required to the draft Rural (Aircraft Noise) Direk Industry and Residential Interface Development Plan Amendment in order to receive the approval of the Minister for Planning for consultation providing that the changes do not alter the intent of the Amendment, and to make arrangements for public consultation pursuant to the Development Act 1993, subject to the Minister's approval.
3. That the Policy and Planning Committee be nominated to hear representations on the Rural (Aircraft Noise) Direk Industry and Residential Interface Development Plan Amendment should a public hearing be required.
4. That a further report be provided to Council on the outcomes of the Rural (Aircraft Noise) Direk Industry and Residential Interface Development Plan Amendment public consultation process upon conclusion of the consultation period.

Other Business

P&P-OB1 RAAF AP-3C Tailfin for Purposes of Display

It is recommended to Council that:

1. That staff prepare a report working with Salisbury RSL to obtain an AP-3C Tailfin from RAAF for purposes of display within the Salisbury Council area, potentially as part of the Salisbury Oval Precinct upgrade.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

1.10.1 Salisbury Community Hub - Status Update

See Confidential Further Information Item

1.10.1FI Salisbury Community Hub - Status Update

2 Works and Services Committee Meeting

Chairman - Cr G Reynolds

Consideration of the minutes of the Works and Services Committee Meeting - 12 December 2016 and adoption of recommendations in relation to item numbers:

Administration

2.0.1 Appointment of Deputy Chairman - Works and Services Committee

It is recommended to Council that:

1. Cr Shiralee Reardon be appointed as Deputy Chairman of the Works and Services Committee for a term of the remainder of Council.

2.0.2 Future Reports for the Works and Services Committee

It is recommended to Council that:

1. The information be received.

Landscaping

2.4.1 St Kilda Slides Further Information Report

Moved Cr R Zahra

Seconded Cr S White

1. The information within this report be received.
2. That capital funding of \$146,000 be considered as part of the second quarter non-discretionary budget bid to undertake modifications to the decommissioned slide 7 for installation located between slides 5 and 6.

Property

2.5.1 Minutes of the Strategic Property Development Sub Committee meeting held on Monday 5 December 2016

2.5.1-SPDSC1 Tranche 1 Status Update Report

It is recommended to Council that:

1. That the report be received and the update on the status of the Tranche 1 program be noted.

2.5.1-SPDSC2 Tranche 2 Status Update Report

It is recommended to Council that:

1. That the report be received and the update on the project delivery status for Boardwalk at Greentree, Walpole Road Stage 3, Walpole Road Upgrade and balance Tranche 2 projects be noted.
2. That funding for the Project Manager – Strategic Development Projects role be extended until December 2019 capitalised from the Strategic Development Projects budget be included for consideration at the Second Quarter Budget Review 2016/17.

Public Works

2.6.1 Capital Progress Report - October 2016

It is recommended to Council that:

1. Construction of new footpaths and/or associated kerb ramps as set out in this report (Item No. 2.6.1, Works and Services Committee, 12/12/2016) be endorsed as program inclusions within the 2016/17 Council Funded Footpath and Kerb Ramp Construction / Upgrade Programs.
2. Accept the \$400,000 (exc. GST) grant funding offer from the 2016/17 State Black Spot Program for the construction of a new roundabout at the intersection of Wright Road / RM Williams Drive, Walkley Heights, eastern entrance, and approve a non-discretionary bid of \$200,000 be included in the 2016/17 second quarter budget review as a compulsory requirement of accepting the grant.
3. Note and accept the \$50,000 (exc. GST) grant funding offer from the State Bicycle Fund for the installation of new bicycle lanes, Spains Road, Salisbury Downs with appropriate adjustments made to income and expenditure in the 2016/17 second quarter budget review.

Waste Management

2.8.1 Waste to Resources Fund

It is recommended to Council that:

1. The information be received
2. Council notes the proposed EOI for the Industry Waste to Energy Study and the potential to access funding through the Waste to Resources Fund

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

2.9.1 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 5 December 2016

3 Resources and Governance Committee Meeting

Chairman - Cr S Bedford

Consideration of the minutes of the Resources and Governance Committee Meeting - 12 December 2016 and adoption of recommendations in relation to item numbers:

Administration

3.0.1 Appointment of Deputy Chairman - Resources and Governance Committee

It is recommended to Council that:

1. Cr R Cook be appointed as Deputy Chairman of the Resources and Governance Committee for a term of twelve (12) months until December 2017.

3.0.2 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 Policy Review - Food Act Inspection Fees

It is recommended to Council that:

1. The Information be received.
2. That the Food Act 2001 – Inspection Fees Policy as set out in Attachment 1 to the Item No. 3.3.1, Resources and Governance Committee, 12/12/2016 be endorsed.

External Relations

3.4.1 Nominations Sought for the South Australian Local Government Grants Commission

It is recommended to Council that:

1. Mayor G Aldridge be nominated as a Local Government Member on the South Australian Local Government Grants Commission.

3.4.2 Nominations Sought for the Power Line Environment Committee

It is recommended to Council that:

1. The information be received.
2. No nomination be made as a Local Government Member on the Power Line Environment Committee.

Corporate Management

3.5.1 Request to Attend Interstate Activity - Australian Local Government Women's Association Bi-ennial Conference, Launceston

Consideration of attendance by Cr Betty Gill and Cr Julie Woodman at the Australian Local Government Women's Association National Conference in Launceston, Tasmania from 11 – 13 April 2017 be deferred until the Council meeting on 19 December 2016 to allow for receipt of additional information.

3.5.2 Local Government Association of SA Governance Review Update

It is recommended to Council that:

1. The information is received
2. Staff report back on the proposed changes from the LGA Governance Review once the LGA have finalised their position

Corporate Governance

3.6.1 Updated Elected Member Allowances, Facilities and Support Policy

1. The Elected Member Allowances, Facilities and Support Policy as attached to Item 3.6.1, Resources and Governance, 12/12/2016 be endorsed with the following amendment:
 - The *Annual Christmas Dinner* be deleted from Clause 4 of Schedule 2 of the Elected Member Allowances, Facilities and Support Policy.

5 Development Assessment Panel Meeting

A meeting of the Development Assessment Panel took place on 13 December 2016 .
The minutes have been distributed to all members for information.

6 Budget and Finance Committee Meeting

Chairman - Cr R Zahra

Consideration of the minutes of the Budget and Finance Committee Meeting - 12 December 2016 and adoption of recommendations in relation to item numbers:

Administration

6.0.1 Appointment of Chairman - Program Review Sub Committee

It is recommended to Council that:

1. Cr Betty Gill be appointed as Chairman of the Program Review Sub Committee until December 2017.
2. Cr D Bryant be appointed as Chairman of the Program Review Sub Committee from January 2018 for the remainder of the term of Council.

6.0.2 Appointment of Deputy Chairman - Budget and Finance Committee

It is recommended to Council that:

1. Cr Betty Gill be appointed as Deputy Chairman of the Budget and Finance Committee for the remainder of the term of Council.

6.0.3 Future Reports for the Budget and Finance Committee

It is recommended to Council that:

1. The information be received.

6.0.4 Minutes of the Program Review Sub Committee meeting held on Monday 5 December 2016

6.0.4-PRSC1 Program Review Findings for the Economic Development and Urban Policy Division

It is recommended to Council that:

1. This report, and the Economic Development and Urban Policy Program Review report (provided as Attachment 1, Item No. PRSC1, Program Review Sub Committee, 5 December 2016), be received and noted.
2. The recommendations listed in paragraph 4.5 of this report (Item No. PRSC1, Program Review Sub Committee, 5 December 2016) be endorsed.
3. The recommendations for administrative action itemised on pp 6 & 7 of Attachment 1, Item No. PRSC1, Program Review Sub Committee, 5 December 2016 be noted.
4. The General Manager City Development monitor the implementation of actions as required.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Agenda

6.9.1 Contract Renegotiation - Management Services of Recreation Centres

7 Sport, Recreation and Grants Committee Meeting

Chairman - Cr L Caruso

Consideration of the minutes of the Sport, Recreation and Grants Committee Meeting - 5 December 2016 and adoption of recommendations in relation to item numbers:

Administration

7.0.1 Appointment of Deputy Chair for the Sport, Recreation and Grants Committee

It is recommended to Council that:

1. Cr Woodman be appointed as Deputy Chairman of the Sport, Recreation and Grants Committee for the remainder of the current term of Council.

7.0.2 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 - November Applications

It is recommended to Council that:

1. The information be received.

7.2.2 Pooraka Cricket Club Minor Capital Works Grant

It is recommended to Council that:

1. The report be received
2. That the application to the 2016/17 Minor Capital Works Grant by the Pooraka Cricket Club be accepted and an amount up to \$30,000 be allocated for the various works, including a 15% contingency.

7.2.3 Community Grants Program Applications for December 2016

It is recommended to Council that:

1. The information be received and noted.

7.2.4 28/2016: Wat Khmer Santipheap Association of 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 did not allocate funding for the November 2016 round of Community Grants for Application Number 28/2016: Wat Khmer Santipheap Association of SA Inc.

7.2.5 38/2016: Greek Pensioners Society of Salisbury and Suburbs 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 December 2016 round of Community Grants as follows:
 - a. Grant No. 38/2016: Greek Pensioners Society of Salisbury and Suburbs Inc. be awarded the amount of **\$655.00** to assist with the purchase of stackable steam chafers, pans and burner fuel for ongoing use as outlined in the Community Grant Application.

7.2.6 39/2016: Life Church S.A. 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 December 2016 round of Community Grants as follows:
 - a. Grant No. 39/2016: Life Church S.A. Inc. be awarded the amount of **\$2,500.00** to assist with the purchase of venue hire, props, lights, jumping castle and foodstuff for The Christmas Garden – an Interactive Nativity Story event as outlined in the Community Grant Application.

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REPORTS FROM COUNCIL REPRESENTATIVES

CONFIDENTIAL ITEMS

1.10.1 Salisbury Community Hub - Status Update

1.10.1FI Salisbury Community Hub – Status Update

Pursuant to Resolution 1533 of 19/12/2016, item 1.10.1 is now public, effective 28/07/2017

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

1. *Pursuant to Section 90(2) and (3)(b)(i) and (b)(ii) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and*
 - *information the disclosure of which would, on balance, be contrary to the public interest.*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *non disclosure of this matter will protect Council's negotiation position in respect to precedent conditions relating to the land acquisition and contract negotiations with a third party.*

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

Pages 24-27 have been inserted into this agenda since it was first published.

ITEM	1.10.1FI <i>Pursuant to Resolution 1533 of 19/12/2016 item 1.10.1 is now public, effective 28/07/2017</i>
DATE	12 December 2016
HEADING	Salisbury Community Hub - Status Update
AUTHOR	Terry Sutcliffe, General Manager City Development, City Development
CITY PLAN LINKS	3.2 Have interesting places where people want to be. 4.4 Embed long term thinking, planning and innovation across the organisation.
SUMMARY	An update is provided in relation to the status of negotiations with Coles regarding an encumbrance over the Salisbury City Centre Civic Square carpark site. At the time of finalisation of the report and Council agenda, a response had not been received, and a further verbal update will be provided at the Council meeting.

RECOMMENDATION

1. That the report be received, and the current status of the Salisbury City Centre Community Hub and Office Accommodation project including the next steps be noted.
2. The project critical path program and Council decision milestone program forming Attachment 1 to this report (Item No. 1.10.1, Policy and Planning Committee 12/12/16) be endorsed.
3. The updated Salisbury Community Hub Governance Structure -October 2016 forming Attachment 3 to this report (Item No. 1.10.1, Policy and Planning Committee 12/12/16) be endorsed.
4. That the Chief Executive Officer (or delegate) be authorised to negotiate an agreement regarding management of carparking within the Parabanks Shopping Centre with the owners of Parabanks, pursuant to the Private Parking Areas Act 1986.
5. Pursuant to Section 91(7) of the Local Government Act 1999, it is recommended that the report, attachments, presentation, discussion, recommendations and minutes for this item will remain confidential and not available for public inspection until the land acquisition contract is executed.
6. Pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

ATTACHMENTS

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

1. Coles response re: encumbrance over Council land

1. BACKGROUND

- 1.1 At the Policy and Planning Committee meeting on 12 December 2016 a Confidential status update report was provided in relation to the Salisbury City Centre Community Hub project. An outstanding item flagged in that report was the resolution of an Encumbrance held by Coles over Council land (the Civic

Square and adjacent carpark). The Encumbrance limits the use of the land to green space and carparking.

- 1.2 An update report was requested to be provided to the Council meeting on the status of negotiations with Coles as at the time of the Committee meeting, an undertaking had been given by Coles to provide a response by Wednesday 14 December, 2016.

2. CITY PLAN CRITICAL ACTION

- 2.1 Progress the revitalisation of the Salisbury City Centre including encouraging and supporting private sector investment.
- 2.2 Develop a new community hub in the Salisbury City Centre incorporating library, civic facilities, offices and commercial space to stimulate investment opportunities

3. REPORT

- 3.1 The agreement of Coles to remove or amend the Encumbrance is required to provide certainty to Council to proceed with development of the Community Hub on Council's preferred site, being a combination of the Civic Square carpark (to which the Encumbrance applies) and adjacent land owned by DiMauro as part of the Parabanks Shopping Centre.
- 3.2 The balance of conditions precedent contained in the Heads of Agreement with the DiMauro Group to purchase the DiMauro land have been progressed to an extent that a contract to purchase the land could now be signed, and a contract is being finalised. However before Council signs the contract we require a response from Coles in relation to the Encumbrance.
- 3.3 A response was received from Coles on 15 December 2016 outlining that "(Coles) are broadly supportive of the Council's proposal to locate the proposed Community Hub Project on the proposed Salisbury Civic Square site and are philosophically amenable to varying the encumbrance to allow the development to proceed". Their response in full is attached (Attachment 1).
- 3.4 There are two principle caveats in the Coles response. The first relates to a formal agreement being entered into under the Private Parking Areas Act between Council and the owners of Parabanks to manage parking within the Parabanks carpark. This is to ensure that there is appropriate turn-over of parking spaces for shoppers at Parabanks and to manage potential parking associated with the Community Hub in the Parabanks carpark. This is a reasonable proposal and has already been discussed with the owners of Parabanks, who are supportive. Management of the Parabanks parking area is in the broader interests of both Parabanks and its tenants and Council, and reduces the potential for parking conflicts and long-term parking in the Parabanks carpark.
- 3.5 The second caveat relates to further information in relation to parking for users of the proposed Community Hub. Initial information has been provided to Coles in concept form only showing replacement carparking for the Civic Square carpark being located on the existing Civic Centre site post-demolition. However it is also anticipated that some short-term visitor parking will be provided on the perimeter of the Hub site off James Street and off the right of way over the Parabanks site

negotiated as part of the purchase of land from the DiMauro group. This will need to be designed in more detail as part of the design of the Community Hub upon engagement of the Design Team.

- 3.6 Discussions in relation to this matter were initiated with Coles on 6 April this year and a formal request put to Coles on 29 June 2016. There have also been numerous written and phone contacts with Coles and further meetings with their SA representative since that time in an effort to progress this issue. The letter at attachment 1 now gives a reasonable level of certainty to Council to be able to proceed with both the finalisation of the contract with the DiMauro group (noting that the removal of the encumbrance will be a condition precedent of the contract), and with the engagement of the Design Team (noting that the design will need to be progressed to enable the discussions with Coles regarding alternative parking locations to be resolved).
- 3.7 As flagged in the Confidential Policy and Planning Committee agenda report of 12 December 2016 (paragraph 5.4.7), should we for any reason not be able to resolve the Encumbrance with Coles, a further report will be presented to Council on our options for the project. However the attached response reduces the prospect of this outcome and provides a reasonable level of confidence to proceed with the project in accord with the proposed project critical path program that was attached to the Policy and Planning Committee agenda report of 12 December 2016.

4. CONCLUSION / PROPOSAL

- 4.1 Staff will continue to work with Coles to resolve the removal or amendment of the encumbrance to enable the project to be delivered in accordance with the project program. The response from Coles provides a reasonable level of confidence that the encumbrance can and will be resolved and for the project to proceed to the next stage.

CO-ORDINATION

Officer:	GMCID	CEO
Date:	15.12.16	15.12.16

15 December 2016

Mr T Sutcliffe
General Manager City Development
City of Salisbury
PO Box 8
Salisbury SA 5108

Via email – tsutcliffe@salisbury.sa.gov.au

Dear Mr Sutcliffe,

RE: Coles Memorandum of Encumbrance Salisbury Civic Square

I write in response to City of Salisbury's request for Coles consideration of the discharge/ variation of the Coles Myer encumbrance 9101507 registered on Certificate of Title Volume 5540 Folios 833 and 834 to facilitate the Community Hub Project development and your ongoing discussions with Jack Booth regarding this matter.

We acknowledge Council's preference for the Community Hub Project, to be located adjacent the Parabanks Shopping Centre on the Salisbury Civic Square and car park site, activating the 'Town Centre' on John Street.

We are broadly supportive of the Council's proposal to locate the proposed Community Hub Project on the proposed Salisbury Civic Square site and are philosophically amenable to varying the encumbrance to allow the development to proceed. In order to proceed however, we require certainty on the parking control measures that will be put in place over the adjacent, privately owned Parabanks Shopping Centre car park, with the expected extra demand created by the consolidated Community Hub.

Specifically, prior to varying the encumbrance, we will require:

1. Formal agreement between Parabanks Shopping Centre owner and Council to implement and police the car park under the Private Parking Act from the commencement of redevelopment, indefinitely.
2. Clarity and commitment from Council as to the provision of public car parking on the existing civic centre site to provide parking to service the public car parking requirements for the Community Hub Project. We note the provision of staff parking appears to have been catered for under preliminary plans, by way of extension of the existing Council staff car park. The provision for public car parking isn't provided for under the preliminary plans, which we will require further clarity and more detailed plans.

We look forward to working with Council to progress plans and formalise agreement to allow the Council project to proceed for the benefit of the Council and all community stakeholders.

Yours sincerely



Alison Shillington

Head of Retail Property

2.9.1 Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 5 December 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)(b)(i) and (b)(ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:
 - it relates to information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - information the disclosure of which would, on balance, be contrary to the public interest.
2. In weighing up the factors related to disclosure,
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations
 - non-disclosure of this matter would protect Council's commercial position as public disclosure may provide third parties with a commercial advantage

*On that basis the public's interest is best served by not disclosing the **Minutes of the Confidential Strategic Property Development Sub Committee meeting held on Monday 5 December 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.

6.9.1 Contract Renegotiation - Management Services of Recreation Centres

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 (d)(i) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:
 - it relates to 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
 - 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.
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
 - in contract renegotiations

On that basis the public's interest is best served by not disclosing the **Contract Renegotiation - Management Services of Recreation Centres** 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

28 NOVEMBER 2016

MEMBERS PRESENT

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

STAFF

Chief Executive Officer, Mr J Harry
General Manager Business Excellence, Mr C Mansueto
General Manager City Development, Mr T Sutcliffe
General Manager 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
Governance Coordinator, Ms J Rowett
Governance Support Officer, Ms K Boyd

The meeting commenced at 6:30 pm.

OPENING PRAYER AND WELCOME

The Deputy Mayor welcomed the members, staff and the gallery to the meeting.

The Chief Executive Officer read the Opening Prayer.
The Deputy Mayor read the Kaurna Acknowledgement.

APOLOGIES

Apologies were received from Mayor G Aldridge and Cr D Pilkington.

OB1 Assumption of Chair in Deputy Mayor's Absence

Moved Cr B Vermeer
Seconded Cr C Buchanan

That in the event that Cr Balaza is unable to chair the meeting, Cr Linda Caruso be appointed to assume the chair.

**CARRIED
1417/2016**

LEAVE OF ABSENCE

Nil.

PUBLIC QUESTION TIME

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

DEPUTATIONS

No Deputations have been received.

10 YEAR SERVICE AWARDS

Chief Executive Officer, Mr John Harry presented Cr David Balaza and Cr Riccardo Zahra with 10 year service certificates from the Local Government Association.

PRESENTATION OF MINUTES

Moved Cr L Caruso
Seconded Cr R Zahra

The Minutes of the Council Meeting held on 24 October 2016, be taken and read as confirmed.

**CARRIED
1418/2016**

PRESENTATION OF CONFIDENTIAL MINUTES

Moved Cr B Vermeer
 Seconded Cr J Woodman

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 discuss minutes that are currently the subject of a confidentiality order and can therefore not be disclosed without breaching that order, to enable the minutes to be confirmed.*

*On that basis the public's interest is best served by not disclosing the **Presentation of the Confidential Minutes of the Council Meeting of 24 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
1419/2016

The meeting moved into confidence at 6:40 pm.

Cr D Bryant declared a conflict of interest on the basis of declaring a conflict of interest on this item in the October 2016 meeting. Cr D Bryant left the meeting at 06:40 pm.

Cr C Buchanan declared a conflict of interest on the basis of being involved in the complaint that is the subject of the minutes being discussed. Cr C Buchanan left the meeting at 06:43 pm.

Cr G Caruso declared a conflict of interest on the basis of declaring a perceived conflict of interest when Item C1 was first discussed. Cr G Caruso left the meeting at 06:44 pm.

Cr D Proleta entered the meeting at 6:49 pm.

Moved Cr L Caruso
Seconded Cr R Cook

The Minutes of the Confidential Council Meeting held on 24 October 2016, be taken and read as confirmed.

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

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

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

Cr B Vermeer

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

CARRIED
1420/2016

The meeting moved out of confidence at 06:50 pm.

Cr D Bryant returned to the meeting at 06:51 pm.

Cr G Caruso returned to the meeting at 06:52 pm.

Cr C Buchanan returned to the meeting at 06:52 pm.

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 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 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 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**QWON1 Energy Price Increases**

Cr B Vermeer asked a question in relation to expected energy price increases for Council.

The question was answered by the General Manager City Infrastructure.

NOTICES OF MOTION**NOM1 Remembrance Day Thank You to Flight Training Adelaide**

Moved Cr S White

Seconded Cr B Vermeer

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.

**CARRIED
1421/2016**

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

Moved Cr J Woodman
Seconded Cr R Cook

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.

**CARRIED
1422/2016**

The meeting moved into confidence at 6:58 pm.

Cr C Buchanan declared a material conflict of interest on the basis of being a party to the complaint. Cr C Buchanan left the meeting at 06:59 pm.

Cr D Bryant declared a material conflict of interest on the basis of being the complainant in Item C1-Code of Conduct Complaint 02/2016. Cr D Bryant left the meeting at 07:00 pm.

Cr G Caruso declared a perceived conflict of interest on the basis of previous Code of Conduct complaints against Cr C Buchanan. Cr G Caruso left the meeting at 07:00 pm.

The meeting moved out of confidence at 7:09 pm.

Cr Bryant returned to the meeting at 7:10 pm.

Cr G Caruso returned to the meeting at 7:10 pm.

Cr C Buchanan returned to the meeting at 7:10 pm.

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

Cr D Bryant declared a material conflict of interest on the basis of being the complainant about Cr Buchanan to the Ombudsman. Cr D Bryant left the meeting at 07:11 pm.

Cr Buchanan declared a conflict of interest on the basis of being party to the complaint. Cr C Buchanan left the meeting at 07:11 pm.

Cr G Caruso declared a perceived conflict of interest on the basis of previous Code of Conducts to which I participated against Cr C Buchanan. Cr G Caruso left the meeting at 07:11 pm.

Moved Cr G Reynolds

Seconded Cr R Cook

1. That Part 3 of Council Resolution 0989/2016 as follows:

GBI 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.

**CARRIED
1423/2016**

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

Crs S Bedford, L Caruso, R Cook, E Gill, D Proleta, S Reardon, G Reynolds, S White and R Zahra

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

Crs B Vermeer and J Woodman

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

Cr G Caruso returned to the meeting at 07:35 pm.

Cr D Bryant returned to the meeting at 07:35 pm.

PETITIONS

No Petitions have been received.

COMMITTEE REPORTS

1 Policy and Planning Committee Meeting

Minutes of the Policy and Planning Committee Meeting held on 21 November 2016 were considered by Council.

Administration

1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr L Caruso
Seconded Cr R Cook

1. The information be received.

CARRIED
1424/2016

Community Development

1.1.1 Update on Smoking Bans at Outdoor Recreation Venues

Moved Cr D Bryant
Seconded Cr R Cook

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.

CARRIED
1425/2016

Cr C Buchanan returned to the meeting at 07:36 pm.

1.1.2 Salisbury Suicide Prevention Community Network Update

Cr Vermeer declared a material conflict of interest on the basis of the Member of Parliament he is employed to assist being consulted in the report, and also a family member being a member of the Salisbury Suicide Prevention Network. Cr B Vermeer left the meeting at 07:37 pm.

Cr Woodman declared a perceived conflict of interest on the basis of being a member of the Salisbury Suicide Prevention Committee. Cr J Woodman left the meeting at 07:37 pm.

Moved Cr D Bryant
Seconded Cr R Cook

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.

CARRIED
1426/2016

Cr J Woodman returned to the meeting at 07:38 pm.

2 Works and Services Committee Meeting

Minutes of the Works and Services Committee Meeting held on 21 November 2016 were considered by Council.

Administration

2.0.1 Future Reports for the Works and Services Committee

Moved Cr C Buchanan

Seconded Cr S White

1. The information be received.

**CARRIED
1427/2016**

Cr B Vermeer returned to the meeting at 07:38 pm.

Landscaping

2.4.1 Autism Friendly Play Space

Moved Cr R Zahra

Seconded Cr D Proleta

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.

**CARRIED
1428/2016**

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

Moved Cr G Caruso

Seconded Cr R Zahra

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.
4. Staff commence any required planning processes relating to regulated trees as part of consideration of streetscape requirements for Grant Avenue.

**CARRIED
1429/2016**

Cr S Bedford left the meeting at 7:40 pm.

2.4.3 St. Kilda Master Plan - Stage 2

Cr D Balaza declared a material conflict of interest on the basis of being employed by a company that may tender for items within the report. Cr D Balaza left the meeting at 07:41 pm.

Cr L Caruso assumed the Chair at 7:41 pm.

Cr R Cook declared a material conflict of interest on the basis of owning a business at St Kilda and may receive financial gain. Cr R Cook left the meeting at 07:41 pm.

Cr Reardon declared a perceived conflict on the basis of being the Chair of the Tourism and Visitor Sub Committee in which St Kilda plays a major part. Cr S Reardon left the meeting at 07:42 pm.

Cr B Vermeer left the meeting at 07:42 pm.

Cr S Bedford returned to the meeting at 7:43 pm.

Cr D Bryant left the meeting at 07:43 pm.

Cr B Vermeer returned to the meeting at 07:47 pm.

Cr D Bryant returned to the meeting at 07:47 pm.

Cr B Vermeer left the meeting at 07:54 pm.

Moved Cr C Buchanan

Seconded Cr D Proleta

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.

**CARRIED
1430/2016**

Cr B Vermeer returned to the meeting at 08:06 pm.

Cr S Reardon returned to the meeting at 08:06 pm.

Cr R Cook returned to the meeting at 08:06 pm.

Cr D Balaza returned to the meeting at 08:06 pm and resumed the Chair.

Public Works

2.6.1 Capital Works Progress Report - October 2016

Moved Cr R Zahra
Seconded Cr D Proleta

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.

**CARRIED
1431/2016**

2.6.2 St Kilda Breakwater Lighting

Cr Cook declared a perceived conflict of interest on the basis of owning a shop at St Kilda and it could be perceived that she may gain financially. Cr Cook managed the conflict by remaining in the meeting but not voting on the item.

Moved Cr C Buchanan
Seconded Cr D Proleta

1. The installation of three solar lights on the St Kilda Breakwater, at a budget of \$46,000 be included for consideration at the second quarter budget review.

**CARRIED
1432/2016**

Traffic Management

2.7.1 Road Safety Issues - Salisbury Highway Intersections

Moved Cr R Zahra
Seconded Cr L Caruso

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.
3. Staff undertake further consultation with DPTI regarding the Park Terrace left turn on to Salisbury Highway and in consideration of lantern visibility.

**CARRIED
1433/2016**

*Other Business***W&S-OB1 Verge Cutting Program Policy**

Moved Cr G Reynolds
 Seconded Cr R Zahra

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.

CARRIED
1434/2016

3 Resources and Governance Committee Meeting

Minutes of the Resources and Governance Committee Meeting held on 21 November 2016 were considered by Council.

*Administration***3.0.1 Future Reports for the Resources and Governance Committee**

Moved Cr B Vermeer
 Seconded Cr L Caruso

1. The information be received.

CARRIED
1435/2016

*Health, Animal Management and By-laws***3.3.1 Proposed Dog and Cat Management Regulations 2016**

Moved Cr L Caruso
 Seconded Cr D Proleta

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

CARRIED
1436/2016

*External Relations***3.4.1 Election of Metropolitan Representatives to the Local Government Association Board**

Moved Cr B Vermeer
 Seconded Cr G Reynolds

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. Glenn Spear
5. Rosalina (Mikki) Bouchee
6. David Parkin
7. Susan Clearihan
8. Bill Spragg
9. Robert Bria
10. David O'Loughlin
11. Angela Evans
12. Arthur Mangos

**CARRIED
1437/2016**

Corporate Governance

3.6.1 Formal Meeting Schedule for 2017

Moved Cr R Zahra
Seconded Cr R Cook

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.

**CARRIED
1438/2016**

3.6.2 Variations to Delegations

Moved Cr B Vermeer
Seconded Cr C Buchanan

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 29 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.

**CARRIED
1439/2016**

BREAK

In accordance with section 10 (2) of the Code of Practice for Meeting Procedures, the presiding member provided a break to all present. The meeting was suspended at 8:36 pm.

Cr J Woodman left the meeting during the suspension and did not return.

The meeting reconvened at 8:45 pm.

3.6.3 Nominations Sought for the Premier's Climate Change Council

Cr L Caruso declared an actual conflict of interest on the basis of being nominated for the Premier's Climate Change Council. Cr L Caruso left the meeting at 08:46 pm.

Moved Cr B Vermeer
Seconded Cr G Reynolds

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

CARRIED
1440/2016

Cr L Caruso returned to the meeting at 08:46 pm.

3.6.4 Nominations Sought for the Adelaide Cemeteries Authority Board

Cr Reardon declared an actual conflict of interest on the basis of being nominated for the Adelaide Cemeteries Authority Board. Cr S Reardon left the meeting at 08:46 pm.

Moved Cr C Buchanan
Seconded Cr B Vermeer

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

CARRIED
1441/2016

Cr S Reardon returned to the meeting at 08:47 pm.

3.6.5 Draft Annual Report 2015/16

Moved Cr B Vermeer
Seconded Cr C Buchanan

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.

CARRIED
1442/2016

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

Moved Cr S Bedford
Seconded Cr R Zahra

1. The information be received.

**CARRIED
1443/2016**

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

Moved Cr G Caruso
Seconded Cr R Cook

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.

**CARRIED
1444/2016**

4 Audit Committee Meeting

Minutes of the Audit Committee Meeting held on 15 November 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
1445/2016**

4.0.2 Proposed Audit Committee Meeting Schedule for 2017

Moved Cr G Reynolds
Seconded Cr C Buchanan

1. That the information be received.

CARRIED

Reports

4.2.1 Audit Committee Self-Assessment Questionnaire and Process

Moved Cr L Caruso
Seconded Cr G Caruso

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.

CARRIED
1447/2016

4.2.2 Internal Audit Plan

Moved Cr G Caruso
Seconded Cr L Caruso

1. The information be received.

**CARRIED
1448/2016**

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

Moved Cr R Zahra
Seconded Cr R Cook

1. The information be received.

**CARRIED
1449/2016**

4.2.4 Local Government Association Mutual Liability Scheme Annual Risk Review 2016

Moved Cr G Caruso
Seconded Cr G Reynolds

1. That the information be received.

**CARRIED
1450/2016**

4.2.5 New and Emerging Risks

Moved Cr L Caruso
Seconded Cr G Caruso

1. The information be received.

**CARRIED
1451/2016**

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

Moved Cr S Reardon
Seconded Cr L Caruso

1. That the information be received.

**CARRIED
1452/2016**

5 Development Assessment Panel Meeting

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

6 Budget and Finance Committee Meeting

Minutes of the Budget and Finance Committee Meeting held on 21 November 2016 were considered by Council.

Administration

6.0.1 Future Reports for the Budget and Finance Committee

Moved Cr R Zahra
Seconded Cr S White

1. The information be received.

CARRIED
1453/2016

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

Moved Cr G Caruso
Seconded Cr R Cook

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.

CARRIED
1454/2016

6.0.2-PRSC2 Program Review Update

Moved Cr G Caruso
Seconded Cr R Cook

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.

**CARRIED
1455/2016**

Finance

6.1.1 Council Finance Report - October 2016

Cr G Caruso declared a perceived conflict of interest on the basis of his employer being listed in the debtors list. Cr G Caruso left the meeting at 08:54 pm.

Moved Cr S Bedford
Seconded Cr R Zahra

1. The information be received.

**CARRIED
1456/2016**

Cr G Caruso returned to the meeting at 08:56 pm.

6.1.2 First Quarter Budget Review 2016/17

Cr D Balaza declared a material conflict of interest on the basis of being employed by a company that may tender for items within the report. Cr D Balaza left the meeting at 08:56 pm.

Cr L Caruso assumed the chair at 8:56 pm.

Cr Cook declared a perceived conflict of interest on the basis of owning a retail business at St Kilda and that it could be perceived that she would have a gain or loss. Cr R Cook left the meeting at 08:57 pm.

Moved Cr C Buchanan
Seconded Cr D Proleta

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
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(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.)

**CARRIED
1457/2016**

Cr G Caruso returned to the meeting at 09:14 pm.

Cr D Balaza returned to the meeting at 09:14 pm and resumed the Chair.

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

6.9.1 Strategic Review of the Salisbury Water Business Unit

7 Sport, Recreation and Grants Committee Meeting

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

Administration

7.0.1 Future Reports for the Sport, Recreation and Grants Committee

Moved Cr D Proleta
Seconded Cr R Zahra

1. The information be received.

**CARRIED
1458/2016**

Community Grants

7.2.1 Youth Sponsorship - October Applications

Moved Cr L Caruso
Seconded Cr D Proleta

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.

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

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

**CARRIED
1459/2016**

7.2.2 Community Grants Program Applications for November 2016

Moved Cr R Zahra
Seconded Cr D Bryant

1. The information be received and noted.

**CARRIED
1460/2016**

Cr R Cook returned to the meeting at 09:19 pm.

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

Moved Cr D Proleta
Seconded Cr R Cook

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

**CARRIED
1461/2016**

7.2.4 32/2016: Meals on Wheels (SA) Inc. - Community Grants Program Application

Moved Cr D Proleta
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 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.

**CARRIED
1462/2016**

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

Moved Cr D Bryant

Seconded Cr S Reardon

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.

**CARRIED
1463/2016**

**7.2.6 34/2016: Para Hills Neighbourhood Watch Area 504
[Neighbourhood Watch Volunteers Association of South
Australia Inc.] - Community Grants Program Application**

Cr Reardon declared a conflict of interest on the basis of being a member of the Executive Committee of NHW504. Cr S Reardon left the meeting at 09:20 pm.

Moved Cr D Bryant
Seconded Cr E Gill

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.

**CARRIED
1464/2016**

Cr S Reardon returned to the meeting at 09:21 pm.

**7.2.7 35/2016: Uniting Church in Australia Salisbury - Community
Grants Program Application**

Moved Cr E Gill
Seconded Cr C Buchanan

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.

**CARRIED
1465/2016**

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

Cr D Bryant declared a material conflict of interest on the basis of an ongoing confidential item which is yet to be determined by Council. Cr D Bryant left the meeting at 09:25 pm.

Cr Buchanan declared a material conflict of interest on the basis of being the Chair of the Burton Community Centre. Cr C Buchanan left the meeting at 09:26 pm.

Cr Proleta declared a material conflict of interest on the basis of being a member of the Management Committee. Cr D Proleta left the meeting at 09:26 pm.

Moved Cr R Zahra

Seconded Cr S Reardon

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.

**CARRIED
1466/2016**

Cr C Buchanan returned to the meeting at 09:27 pm.

Cr D Proleta returned to the meeting at 09:27 pm.

Cr D Bryant returned to the meeting at 09:27 pm.

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

Moved Cr B Vermeer

Seconded Cr D Bryant

1. Grant No. 37/2016: Mawson Lakes Photography Club Inc. be awarded the amount of **\$2,500.00** to assist with the purchase of a projector, projection screen, anti-theft projector mount and wireless LAN adaptor for ongoing use as outlined in the Community Grant Application.

**CARRIED
1467/2016**

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**

Moved Cr G Reynolds

Seconded Cr R Cook

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 FP 30505*
 - *Allotment 313 DP 41287*
 - *Allotment 310 DP 40170*

**CARRIED
1468/2016**

OTHER BUSINESS

OB1 Provision of IT Loan Equipment

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

Cr C Buchanan sought leave of the meeting to withdraw his seconding of the motion and leave was granted.

Moved Cr R Zahra
Seconded Cr G Caruso

1. That staff report back on provision of IT equipment for loan to community groups via the libraries.

With leave of the meeting and consent of the seconder Cr R Zahra
VARIED the MOTION as follows:

1. That staff report on options for Council consideration to facilitate provision of IT equipment to community groups through appropriate Council locations.

CARRIED
1469/2016

OB2 Thanks to RAAF Edinburgh (P-8A Welcome Ceremony)

Moved Cr S White
Seconded Cr C Buchanan

1. That Council write to Group Captain Phillip Champion to express City of Salisbury's thanks for inviting Council Elected Members and staff to the P-8A welcome ceremony on 25 November 2016. City of Salisbury found the visit most informative and engaging the Council to appreciate activities and developments at RAAF Edinburgh.

CARRIED
1470/2016

MAYOR'S DIARY

MD1 Mayor's Diary

Moved Cr B Vermeer
Seconded Cr R Cook

1. That this information be noted.

CARRIED
1471/2016

REPORTS FROM COUNCIL REPRESENTATIVES

Cr E Gill:

25/10/2016 Meeting with Winery
27/10/2016 JYC Advisory Meeting
Meeting with SBC Christmas Parade Group
28/10/2016 Meet Mobara contingent at airport
Cocktail party for Mobara guests

29/10/2016 Dinner at Mobara Restaurant with Mobara guests
 Home host with 5 Mobara guests
 30/10/2016 Matsuri on Mobara
 Farewell at La Vita Restaurant
 31/10/2016 Goodbye to Mobara guests at airport
 1/11/2016 Radio programme
 3/11/2016 Meeting with D Waylen
 ALGWA SA Branch AGM at Wallmans Lawyers
 4/11/2016 Meeting with Michelle Whibley
 9/11/2016 Para Hills CWA presentation
 11/11/2016 Remembrance Day at RSL
 15/11/2016 Radio programme
 Dinner with Linyi delegation
 16/11/2016 Meeting with resident in Salisbury Park
 Legends Awards
 17/11/2016 Parafield Airport CC
 19/11/2016 Salisbury Community Christmas Parade
 23/11/2016 Salisbury Business Breakfast
 24/11/2016 JYC Advisory Meeting
 25/11/2016 Dinner at Mobara with residents
 26/11/2016 Presentation of toys from Woodworkers Shed
 Jack Young members luncheons booked out - over two days

Cr D Bryant:

28/10/2016 Japanese Mobara Delegation Welcome
 30/10/2016 Matsuri on Mobara Mawson Lakes
 30/10/2016 Japanese Mobara Delegation Farewell
 13/11/2016 Para Hills Bowling Club - Brass Band afternoon
 19/11/2016 Salisbury Christmas Pageant
 21/11/2016 Para Hills Neighbourhood Watch Group 504 - 15 year Anniversary & Awards
 Night Celebration at Uniting Church Para Hills
 23/11/2016 City of Salisbury Citizenship Ceremony Early Session
 23/11/2016 Para Hills Neighbourhood Watch Group 441. - 20 year Anniversary & Awards
 Night Celebration at Para Hills Community Club
 25/11/2016 RAAF Edinburgh - Arrival of the new Boeing Poseidon P-8A Aircraft at 11
 Squadron hosted by Wing Commander Gretchen Fryar WGCDR

Cr Buchanan:

- Burton Community Centre AGM – Crs Proleta and Woodman to continue on committee
- Adelaide Shore Bird Festival at St Kilda
- RAAF Base
- Opening of sailing season at St Kilda – sail past cancelled due to wind

Cr S Reardon:

- 25/10/2016 Neighbourhood Watch 504 General meeting
- 26/10/2016 Deputy Chair-Para Hills High School Governing Council meeting
- 28/10/2016 Welcome Cocktail Function
- 29/10/2016 12 Noon Public meeting
- 30/10/2016 Matsuri on Mobarra
- 2/11/2016 Salisbury & District Historical Executive Planning meeting
- 3/11/2016 Strategic Land Review Workshop-Hills Ward
- 6/11/2016 Guest Speaker at the St Kilda & District Progress Association AGM in my capacity as Chair of the City of Salisbury Tourism and Visitor Sub-committee.
- 7/11/2016 Local Neighbourhood Watch - Pooraka
- 8/11/2016 Military History Talks - John Harvey Gallery
- 11/11/2016 Remembrance Day Ceremony-City
- 12/11/2016 Visit Paddocks Market Day
- 13/11/2016 Para Hills Bowling Club - Para Hills Brass Band
- 16/11/2016 The Legends Awards
- 17/11/2016 Visit Resident in Para Hills area.
- 19/11/2016 State Councillor NHW- AGM & Awards Ceremony
- 22/11/2016 MC & Chair NHW 504- 15 year Anniversary & Awards
- 23/11/2016 Invited guest to NHW 441 - 20 year Anniversary & Awards
- 25/11/2016 RAAF Edinburgh-Arrival Ceremony for the P-8A Poseidon Aircraft.
- 28/11/2016 Meeting with CEO John Harry
- 28/11/2016 Council Meeting

Cr C Buchanan left the meeting at 10:02 pm and did not return.

CONFIDENTIAL ITEMS

Bringing Forward Item 6.9.1 for Consideration

Moved Cr R Zahra
 Seconded Cr D Proleta

1. That confidential item 6.9.1 be brought forward for consideration.

**CARRIED
 1472/2016**

6.9.1 Strategic Review of the Salisbury Water Business Unit

Moved Cr R Zahra
 Seconded Cr S White

-
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.

CARRIED
1473/2016

The meeting moved into confidence at 10:02 pm.

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

C1 Code of Conduct Complaint 03/2015 - Ombudsman's Findings

Moved Cr R Zahra
Seconded Cr R Cook

1. Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:
 - it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).
2. In weighing up the factors related to disclosure,
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations
 - non-disclosure will 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.

CARRIED
1474/2016

The meeting moved into confidence at 10:04 pm.

The meeting moved out of confidence and closed at 10:08 pm.

CHAIRMAN.....

DATE.....

ITEM	GB1
	COUNCIL
DATE	19 December 2016
HEADING	2017 Youth Council Membership
AUTHOR	Jules Brett, Community Planner Youth Participation , Community Development
CITY PLAN LINKS	4.3 Have robust processes that support consistent service delivery and informed decision making.
SUMMARY	This report provides an overview of the process undertaken for the recruitment of Youth Council members and outlines the proposed membership for 2017 for Council endorsement. This report is presented to Council and has not been considered by the Policy and Planning Committee due to an administrative oversight.

RECOMMENDATION

1. The following youth and mentor representatives be appointed to the Youth Council for the period 1 January 2017 to 31 December 2017:

New Youth Members

- Mon-Maya Chamlagai
- Thomas Wood
- Reem Daou
- Tyler Rutka-Hudson
- Teagan Kelsh
- Tegan Turner
- Bianca Bilsborow (seeking reappointment)
- Eric Ngirimana (seeking reappointment)
- Mimona Abdalla (seeking reappointment)
- Cresilda Daitol (seeking reappointment))

New Mentors

- Roshan Chamlagai
- Andrew Chapman
- David Charlett (third term)

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 Under the current Youth Council Terms of Reference the membership comprises 18 youth members, six mentors and three elected members. Youth and mentor positions are appointed for two years.
- 1.2 In total the Youth Council has the following vacancies:
 - 6 youth members;
 - 4 current youth member terms are expiring; and
 - 3 mentors
- 1.3 This report will provide an overview of the selection process undertaken and seek endorsement for the appointment of these vacant positions.

2. CONSULTATION / COMMUNICATION

- 2.1 Promotion of vacant positions was undertaken via the distribution of the application forms through:
 - youth agencies;
 - all secondary schools within the City of Salisbury;
 - the Salisbury Youth Services Network mailing list;
 - the ‘Youth in Salisbury’ Facebook page; and
 - the City of Salisbury website.
- 2.2 Youth Council members also promoted vacancies through their various networks.
- 2.3 All applicants were interviewed and provided information about the role and responsibilities of Youth Council members.

3. REPORT

- 3.1 The endorsed Youth Action Plan outlines Council’s commitment to youth participation and provides the opportunity for a wide range of young people to voice their opinions regarding issues that affect them.
- 3.2 The Youth Council provides a voice for a significant proportion of Salisbury’s population. It is an opportunity for young people to build strong community networks, to address issues important to them and raise awareness about these issues within the broader community.
- 3.3 The Youth Council Terms of Reference stipulate that the membership of Youth Council shall be for a two year term. A maximum of two consecutive terms (a maximum of four years) is available for youth members.
- 3.4 Those Youth Council members who wish to seek a second term on the Youth Council must reapply using the application form and undergo the recruitment process.
- 3.5 Youth Council members must live, work, study or volunteer within the City of Salisbury and must also represent a community group, educational institution, youth agency, club or organisation within the City of Salisbury.

- 3.6 As noted previously, at the end of this year there will be a total of six youth positions and three mentor positions available on Youth Council.
- 3.7 It is noted that several vacancies are due to:
- Michael Santos not taking up a second term due to studies and other commitments;
 - Julie Ping resigning due to moving interstate;
 - Roshan Chamlagai is not seeking reappointment as a youth member in order to apply for a mentor role;
 - Cameron Rowe resigning due to study commitments; and
 - Mentor vacancies due to Reagan Bledde and Danielle Stewart choosing not to continue as mentors with Youth Council.
- 3.8 Recruitment to Youth Council positions has usually been undertaken at the commencement of the calendar year. However early recruitment was undertaken to ensure a quorum could be convened, as the meeting of the 9th of August failed to be able to be formed, due to the number of vacancies. Applications for vacant Youth Council positions opened in October and closed on Friday 18 November 2016.
- 3.9 It should be noted that the Minutes of the Youth Council Sub Committee, presented to Policy and Planning on 6 December 2016, recommended a change in the terms of reference to enable the appointment of new members as a vacancy arises (Agenda Item 1.1.1, page 18). This will ensure that a quorum can be maintained through the calendar year of the operation of the Sub Committee.
- 3.10 A total of ten youth applications (six new, four re-applying) and three mentor applications (two new, one re-applying) were received and all applicants were interviewed.
- 3.11 All applicants were required to attend informal interviews with the interview panel comprising the Community Planner Youth Participation and Youth Council representatives. Interviews were undertaken from 21 to 25 November 2016.
- 3.12 The following selection criteria were used to assess the suitability of each candidate:
- knowledge of issues affecting young people;
 - demonstrated community involvement;
 - ability to be a role model / mentor to young people;
 - ability to work as part of a team;
 - overall suitability to the Youth Council; and
 - ability to commit time to the Youth Council.
- 3.13 Each application was considered using these criteria and the following youth applicants have met the criteria and it is recommended be appointed to the Youth Council:
- 3.14 New Youth Members
- Mon-Maya Chamlagai

- Thomas Wood
- Reem Daou
- Tyler Rutka-Hudson
- Teagan Kelsh
- Tegan Turner

3.15 Second term re-appointments

The people below have already served one term (two years) and are seeking a second term re-appointment;

- Bianca Bilsborow (seeking reappointment)
- Eric Ngirimana (seeking reappointment)
- Mimona Abdalla (seeking reappointment)
- Cresilda Daitol (seeking reappointment)

3.16 Continuing members; the following members will be continuing with the second year of their current term:

- Taylor Sawtell
- Joel Winder
- Rebecca Etienne
- Mark Verdini
- Nick Griguol

3.17 New Mentors

- Roshan Chamlagai
- Andrew Chapman
- David Charlett (third term)

3.18 Members will officially commence their role on the Youth Council in February 2017 however before this time will be encouraged to attend the Youth Council training camp from 9 January 2017 to 12 January 2017 at Adare House, Victor Harbor.

4. CONCLUSION / PROPOSAL

4.1 A total of ten youth positions and three mentor positions were open for recruitment for 2017 membership.

4.2 It is proposed that Council endorse the appointment of applicants as listed in paragraphs 3.13 through to 3.15 of this report.

4.3 These appointments will be effective from 1 January to 31 December 2017.

CO-ORDINATION

Officer: GMCD A/MG
Date: DD/MM/YYYY DD/MM/YYYY

ITEM	MD1
	COUNCIL
DATE	19 December 2016
HEADING	Mayor's Diary

RECOMMENDATION

1. That this information be noted.

Date	Time	Function
24/11/2016	07:00 PM	Valedictory Service and Celebration Endeavour College
25/11/2016	08:15 AM	Launch of the Manufacturing Technologies Centre
25/11/2016	10:30 AM	Asbestos Victims Ceremony - Speech
25/11/2016	06:00 PM	"Opening Doors" for Domestic Violence - Exhibition Opening
26/11/2016	06:35 PM	Garden Bowls Club Christmas dinner
28/11/2016	06:30 PM	Council Meeting
29/11/2016	03:00 PM	Urgent Meeting - ID Check for Conveyancer
29/11/2016	03:30 PM	Meeting with Staff/Mayor
29/11/2016	04:00 PM	Time with PA - signing/speeches etc
29/11/2016	04:30 PM	Meeting with Jeff Marshall - 1 Life Church
30/11/2016	08:30 AM	Launch of Adapting Northern Adelaide
30/11/2016	01:00 PM	Hospital visit to resident
30/11/2016	03:00 PM	Discussion re development Globe Derby
30/11/2016	06:30 PM	Elected Member Development Program (The Partnership, with Josie McLean and Sam Wells) - Phase 3, session 6
2/12/2016	07:30 PM	Mawson Lakes Christmas sale
3/12/2016	04:30 PM	Opening of New Salisbury SES Unit Building with Cr S Reardon
4/12/2016	07:00 PM	Mawson Lakes Christmas Carols
5/12/2016	10:00 AM	Tentative meeting for Mum group discussion/meeting
5/12/2016	04:00 PM	Meet with PA - Speech & Signing
5/12/2016	06:30 PM	Sport, Recreation & Grants + Program Review SC + Strategic Property Development SC
6/12/2016	10:00 AM	Radio Show
6/12/2016	12:30 PM	Meet & Greet with the Incoming RAAF SADFO-EDP
6/12/2016	01:30 PM	Time with PA - Signing and Speeches
6/12/2016	07:30 PM	Community Hub Project: Workspace Design - Elected Member Workshop
6/12/2016	12 Noon	Media/Communications Catch up

ITEM MD1

Item MD1

8/12/2016	09:30 AM	Office time - Speech
8/12/2016	10:00 AM	Mayor/CEO/EA
8/12/2016	11:00 AM	Office Time - signing
8/12/2016	05:00 PM	Christmas Celebration Drinks - Nick Champion, MP
9/12/2016	07:00 AM	Mayor's Christmas Breakfast
9/12/2016	07:00 PM	Elected Member and Executive Christmas Dinner
12/12/2016	02:45 PM	Funeral – Resident - Tony Bush
12/12/2016	04:00 PM	Parafield Gardens Community Club – Wake for Resident
12/12/2016	05:00 PM	Citizen of the Year Award Selection Committee Meeting
12/12/2016	06:30 PM	Policy & Planning / Budget & Finance / Works & Services / Resources & Governance Committees
13/12/2016	11:30 AM	Volunteer Christmas Lunch
13/12/2016	07:00 PM	Northern Adelaide State Secondary Schools' Alliance Vocational Training Awards
14/12/2016	7:00 AM	Business Breakfast – Parafield Gardens
14/12/2016	09:00 AM	Meeting with Sarah - Messenger Newspaper
14/12/2016	9:45 AM	Meeting with staff
14/12/2016	10:00 AM	Meeting with Residents of 20 Wesley Court, Salisbury Plain
14/12/2016	10:30 AM	Meeting with staff + paperwork
14/12/2016	11:00 AM	Mayor/CEO/EA
14/12/2016	12:00 PM	Office time – signing documents
14/12/2016	12:30 PM	Returning calls to residents
14/12/2016	06:30 PM	Community Grants Program Cheque Presentation Ceremony

Events attended by Elected Members on behalf of the Mayor

Date	Member	Function
3/12/2016	Cr Proleta	Australian Air League Presentation Night
5/12/2016	Cr Gill	Meals on Wheels Christmas Lunch