



**MINUTES OF RESOURCES AND GOVERNANCE COMMITTEE MEETING HELD IN
COMMITTEE ROOM 1, 12 JAMES STREET, SALISBURY ON**

19 FEBRUARY 2018

MEMBERS PRESENT

Cr S Bedford (Chairman)
Mayor G Aldridge (ex officio)
Cr D Balaza
Cr B Brug
Cr L Caruso
Cr D Pilkington

STAFF

General Manager Business Excellence, Mr C Mansueto
General Manager City Development, Mr T Sutcliffe
Manager Governance, Mr M Petrovski
Manager Communications and Customer Relations, Mr M Bennington

The meeting commenced at 7:28 pm.

The Chairman welcomed the members, staff and the gallery to the meeting.

APOLOGIES

Apologies were received from Cr D Bryant, Cr R Cook and Cr D Proleta.

LEAVE OF ABSENCE

Nil

PRESENTATION OF MINUTES

Moved Cr L Caruso
Seconded Cr D Pilkington

The Minutes of the Resources and Governance Committee Meeting held
on 22 January 2018, be taken and read as confirmed.

CARRIED

REPORTS

Administration

3.0.1 Future Reports for the Resources and Governance Committee

Moved Cr D Pilkington
Seconded Cr L Caruso

1. The information be received.

CARRIED

Health, Animal Management and By-laws

3.3.1 Abandoned Shopping Trolleys

Moved Cr B Brug
Seconded Mayor G Aldridge

1. The information be received.
2. Staff engage with collection agencies and/or relevant retailers to:
 - a. Investigate the development of an agreement whereby trolleys collected and impounded by Council and returned to collection companies and/or retailers can be subjected to a fee for service; and
 - b. Develop educational materials on abandoned trolleys to encourage their reporting via apps and phone numbers for collection agencies, and to inform of the litter laws relating to abandoned shopping trolleys.

CARRIED

Corporate Governance

3.6.1 Review of Representation of the City of Salisbury by Elected Members Policy

Moved Cr D Pilkington
Seconded Cr L Caruso

1. The information be received.
2. The Representation of the City of Salisbury by Elected Members Policy as set out in Attachment 1 to this report (Resources and Governance 3.6.1, 19/02/2018), be endorsed.

CARRIED

3.6.2 Local Government Association Ordinary General Meeting 31/04/2018 - Call for Notices of Motion

Moved Cr D Pilkington
Seconded Mayor G Aldridge

1. No Notices of Motion be submitted to the Local Government Association Ordinary General Meeting being held on 13 April 2018.

CARRIED

3.6.3 Mobile Food Vendors Policy

Cr D Balaza declared a perceived conflict of interest on the basis of being a member of the governing body of the Salisbury Business Association. Cr Balaza managed the conflict by remaining in the meeting and voting in the best interests of the community.

Mayor G Aldridge sought leave of the meeting to speak for a second time and leave was granted.

Moved Mayor G Aldridge
Seconded Cr D Pilkington

1. This report be received.
2. The Draft Mobile Food Vendors Policy as set out in attachment 1 to this report (Resources and Governance 3.6.3, 19 February 2018) be endorsed.
3. Council endorse the following fees and charges for Mobile Food Vendor Permits as follows:
 - Annual Fee - \$2,000 plus GST (if applicable); or
 - Monthly Fee - \$200 plus GST (if applicable)
4. That Council's Fees and Charges Register be updated to reflect the Mobile Food Vendor Permit Fees as endorsed by Council.
5. The Draft Mobile Food Vendors Policy as set out in attachment 1 to this report (Resources and Governance 3.6.3, 19 February 2018) be monitored over the next 12 months seeking feedback from traders and the community.

CARRIED

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

3.6.4 Variations to Delegations

Moved Mayor G Aldridge
Seconded Cr B Brug

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 5 March 2018 of those powers and functions under the following:
 - 1.1 *Development Act, Development (Development Plans) Amendment Act 2006 and Development Regulations 2008*
 - Regulation 82(4) – Attachment 2
 - 1.2 *Food Act 2001*
 - Sections 51(1) and 52(4) – Attachment 3
 - 1.3 *Safe Drinking Water Act 2011*
 - Sections 10(1) and 14(4) – Attachment 4
 - 1.4 *Heavy Vehicle National Law (South Australia) Act 2013*
 - Entire Instrument of Delegation – Attachment 5

Delegations made under Development Act 1993

2. In exercise of the powers contained in Sections 20 and 34(23) of the *Development Act 1993*, the powers and functions under the *Development Act 1993* and the *Development Regulations 2008* contained in the proposed Instrument of Delegation forming attachment to this report (Attachment 2, Item No. 3.6.4, Resources and Governance Committee, 19/02/2018) are hereby delegated from 6 March 2018 to the person occupying the office of Chief Executive Officer, subject to the conditions and or limitations specified herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Development Act 1993* and the *Development Regulations 2008* as follows:
 - Regulations 80(1a) 82(4) and 82(4a)
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 herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Development Act 1993* and the *Development Regulations 2008*.

Delegations Made under Food Act 2001

4. In exercise of the powers contained in Section 91 of the *Food Act 2001*, the powers and functions under the *Food Act 2001* contained in the proposed Instrument of Delegation forming attachment to this report (Attachment 3, Item No. 3.6.4, Resources and Governance Committee, 19/02/2018) are hereby delegated from 6 March 2018 to the person occupying the office of Chief Executive Officer (“the head of the enforcement agency” for the purposes of the *Food Act 2001*), subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Food Act 2001* as follows:
 - Sections 51(1) and 52(4)
5. 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 herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Food Act 2001*.

Delegations under Safe Drinking Water Act 2011 (of enforcement agency)

6. In exercise of the power contained in Section 43 of the *Safe Drinking Water Act 2011* the powers and functions of the Council as a relevant authority under *the Safe Drinking Water Act 2011* contained in the proposed Instrument of Delegation forming attachment to this report (Attachment 4, Item No. 3.6.4, Resources and Governance Committee, 19/02/2018) are hereby delegated from 6 March 2018 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Safe Drinking Water Act 2011*.
 - Sections 10(1) and 14(4)
7. 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 herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Safe Drinking Water Act 2011*.

Delegations under the Heavy Vehicle National Law (South Australia) Act 2013

8. In exercise of the power contained in Section 44 of the *Local Government Act 1999* and Section 22B of the (as relevant) the powers and functions under the *Heavy Vehicle National Law (South Australia) Act 2013* contained the proposed Instrument of Delegation forming attachment to this report (Attachment 5, Item No. 3.6.4, Resources and Governance Committee, 19/02/2018) are hereby delegated from 6 March 2018 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Heavy Vehicle National Law (South Australia) Act 2013* as follows:
- Entire Instrument of Delegation
9. 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 herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Heavy Vehicle National Law (South Australia) Act 2013*.

CARRIED

3.6.5 Facilitation of externally web-hosted video recordings of Council and committee meetings

Moved Mayor G Aldridge
Seconded Cr D Pilkington

That the intention to facilitate externally web-hosted video recordings of Council and committee meetings and associated publishing by accommodating the requirement in the Salisbury Community Hub design and within the overall budget for the Hub, be noted.

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

CARRIED

OTHER BUSINESS

Nil

The meeting closed at 7:59 pm.

CHAIRMAN.....

DATE.....