



**MINUTES OF COUNCIL MEETING HELD IN THE COUNCIL CHAMBER,
34 CHURCH STREET, SALISBURY ON**

27 SEPTEMBER 2021

MEMBERS PRESENT

Mayor G Aldridge
Cr M Blackmore
Cr L Braun
Cr B Brug
Deputy Mayor, Cr C Buchanan
Cr A Duncan
Cr K Grenfell
Cr N Henningsen
Cr D Hood
Cr P Jensen
Cr S Ouk
Cr D Proleta
Cr S Reardon
Cr G Reynolds
Cr J Woodman

STAFF

Acting Chief Executive Officer, Mr C Mansueto
General Manager City Infrastructure, Mr J Devine
General Manager Community Development, Mrs A Pokoney Cramey
General Manager City Development, Ms M English
Manager Governance, Mr R Deco
Team Leader Corporate Governance, Mr B Kahland
Governance Support Officer, Ms K Boyd

The meeting commenced at 6.31 pm.

OPENING PRAYER AND WELCOME

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

The Mayor read the Kaurna Acknowledgement.

The Acting Chief Executive Officer read the Opening Prayer.

APOLOGIES

There were no apologies.

LEAVE OF ABSENCE

Nil

PUBLIC QUESTION TIME

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

DEPUTATIONS

No Deputations were received.

PRESENTATION OF MINUTES

Moved Cr K Grenfell

Seconded Cr M Blackmore

The Minutes of the Council Meeting held on 23 August 2021, be taken as read and confirmed.

CARRIED
1095/2021

PETITIONS

No Petitions were received.

1 Policy and Planning Committee Meeting

Recommendations Passed En Bloc

Moved Cr C Buchanan

Seconded Cr D Proleta

That Council adopt the recommendations of the Policy and Planning Committee Meeting held on 20 September 2021, listed below.

**CARRIED
1096/2021**

1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr C Buchanan

Seconded Cr D Proleta

That Council:

1. Receives and notes the information.

**CARRIED
1096/2021**

1.1.1 Sponsorship - Bowls SA South Australian Super League

Moved Cr C Buchanan

Seconded Cr D Proleta

That Council:

1. Notes that a sponsorship proposal, as set out in Attachment 1 to this report (Policy and Planning Committee, 20/09/2021, Item No. 1.1.1) has been received from Bowls SA to the City of Salisbury for the continued sponsorship of the SA Super League in 2022.
2. Authorises the CEO or delegate to negotiate into a sponsorship agreement for three-years on the basis of the principles outlined in Paragraph 3.9 of this report (Policy and Planning Committee, 20/09/2021, Item No. 1.1.1) and in line with the City of Salisbury's Sponsorship Policy.
3. Approves the development of a First Quarter Budget Review Bid for the amount of \$15,000, with a copy of the bid to be provided at the November 2021 Finance and Corporate Services Committee.

**CARRIED
1096/2021**

1.2.1 Signing Green Partnership

Moved Cr C Buchanan
Seconded Cr D Proleta

That Council:

1. Receives and notes the information.
2. Authorises the Chief Executive Officer to sign the National Park City [charter](#) on behalf of Council.
3. Approves for the Administration to contact Green Adelaide, National Parks City to discuss further what on ground action can be taken to support and partner on this initiative within the City and report back to Council on the detailed conditions and policies that relate directly to Council once these are known.
4. Approves the request from Green Adelaide to contribute \$10k for canopy cover and heat mapping to be undertaken in summer 2021/22 in partnership with other contributing Councils, with the cost to be funded from existing the existing budget.

CARRIED
1096/2021

Confidential Items

Refer to CONFIDENTIAL ITEMS section of Council Minutes

1.4.1 Structure Plan West Port Wakefield Road

1.4.2 St Kilda Future Development Opportunities

2 Finance and Corporate Services Committee Meeting

Recommendations Passed En Bloc

Moved Cr D Proleta
Seconded Cr J Woodman

That Council adopt the recommendations of the Finance and Corporate Services Committee Meeting held on 20 September 2021, listed below.

**CARRIED
1097/2021**

2.0.1 Future Reports for the Finance and Corporate Services Committee

Moved Cr D Proleta
Seconded Cr J Woodman

That Council:

1. Receives and notes the information.

**CARRIED
1097/2021**

2.1.1 2020-2021 Carried Forward Funds and Budget Adjustments

Moved Cr D Proleta
Seconded Cr J Woodman

That Council:

1. Approves the 2021/22 budget be increased with \$26,088,600 funds carried forward to be applied as detailed in the Schedule of Funds Carried Forward from 2020/2021 to 2021/2022 in Attachment 1 to this report (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).
2. Approves the 2020/2021 project expenditure budgets be reduced to reflect returned funds of \$13,220,200, reduction in grant income of \$534,000, and transfer to developer reserve of \$221,900 as per the Schedule of Funds Returned to Council 2020/2021 in Attachment 2 to this report (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).
3. Approves the 2020/2021 project expenditure budgets be increased to reflect additional actual expenditure of \$225,000, as per the Schedule of Budget Adjustments 2020/2021 in Attachment 3 to this report (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).

4. Approves transfers of \$1,306,000 to balance completed programs and projects, and appropriately align budgets for carry forward purposes, as per the Schedule of Budget Transfers 2020/21 in Attachment 4 to this report (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).
5. Approves the 2020/21 project over expenditures be offset within the respective 2021/22 program budget allocations:

Property & Buildings	
PR26231 Salisbury United	\$17,800
Season Relocation Expenses	

6. Approves the 2021/22 Budget be adjusted to remove the second instalment payment of Local Roads and Community Infrastructure grant of \$1,349,100 noting these funds were received in 2020/21 and included in the 2020/21 Third Quarter Budget Review. Details of these adjustments are contained in Attachment 5 to this report Schedule of Grant Funding Adjustments (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).
7. Approves the 2020/21 Budget be adjusted for successful grant funding of \$137,400, with expenditure budgets carried forward, as detailed in Attachment 5 to this report Schedule of Grant Funding Adjustments (Item No. 2.1.1, Finance and Corporate Services Committee, 20/9/2021).

**CARRIED
1097/2021**

2.1.2 Loan Borrowings 2020/21 and 2021/22

Moved Cr D Proleta
Seconded Cr J Woodman

That Council:

1. Receives the information.
2. Approves the balance of the Property Disposal Reserve of \$1,500,000 be applied to the reduction of borrowing requirements.
3. Approves the establishment of a 10 Year Cash Advance Debenture of \$23.2 million, to enable the delivery of the 2021/22 Budget.

**CARRIED
1097/2021**

3 Governance and Compliance Committee Meeting

Recommendations Passed En Bloc

Moved Cr B Brug
Seconded Cr J Woodman

That Council adopts the recommendations of the Governance and Compliance Committee Meeting held on 20 September 2021, listed below, with the exception of Item(s):

3.1.1 Review of Plaques and Memorials Policy 2021

3.1.3 Review of Delegations and New Delegations Framework

which were withdrawn to be considered separately.

**CARRIED
1098/2021**

3.0.1 Future Reports for the Governance and Compliance Committee

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Receives and notes the information.

**CARRIED
1098/2021**

3.1.2 Prescribed Officers

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Approves the Chief Executive Officer be delegated the authority to determine the officers or officers of a class within Council Administration which will be subject to the operation of Chapter 7, Part 4, Division 2 of the *Local Government Act 1999 (SA)* on Register of Interest.

**CARRIED
1098/2021**

3.1.4 Amendment to Terms of Reference for Council Committees and Sub Committees

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Approves that the Terms of Reference for Council's Committees and Sub Committees be amended to reflect the amended Section 85 of the *Local Government Act 1999* from the date of proclamation.

**CARRIED
1098/2021**

3.1.5 Australia Day Council of South Australia - Election of Board Members

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Appoints from the following list of candidates, the nomination of five candidates in order of preference for the Election of the Australia Day Council of South Australia Inc. Board of Management, for selection on the ballot form:
 - 1.1 Mr. Peter Tsokas
 - 1.2 Ms. Fiona Dorman
 - 1.3 Mr. Brad Manuel
 - 1.4 Mr. Maurice Henderson
 - 1.5 Mr. Aashish Wagley
 - 1.6 Dr. Lucy Sutherland
 - 1.7 Ms. Antonietta (Toni) Cocchiaro
 - 1.8 Mr. Stephen Pallaras
 - 1.9 Ms. Sarah Hooper
 - 1.10 Ms. Susanne (Susi) Tegen
 - 1.11 Ms. Gillian Lewis
2. Approves the following candidates in order of preference for the Election of the Australia Day Council of South Australia Inc. Board of Management:
 - 2.1 Ms. Susanne (Susi) Tegen
 - 2.2 Ms. Gillian Lewis
 - 2.3 Dr. Lucy Sutherland
 - 2.4 Ms. Antonietta (Toni) Cocchiaro
 - 2.5 Mr. Stephen Pallaras

**CARRIED
1098/2021**

3.1.6 Review of Elected Members Records Management Policy

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Receives the information.
2. Adopts the amended Elected Members Records Management Policy as set out in Attachment 1 to this report (Governance and Compliance 20/09/2021, Item No. 3.1.6).

**CARRIED
1098/2021**

3.2.1 Summary of Elected Member Training and Development Expenditure and Outstanding Summary Reports

Moved Cr B Brug
Seconded Cr J Woodman

That Council:

1. Receives the information.

**CARRIED
1098/2021**

The meeting then proceeded to consider items 3.1.1 and 3.1.3 which were withdrawn to be considered separately.

3.1.1 Review of Plaques and Memorials Policy 2021

Moved Cr C Buchanan
Seconded Cr P Jensen

That Council:

1. Adopts the Plaques and Memorials Policy as set out in Attachment 1 to this report (Governance and Compliance Committee 20/09/2021, Item No. 3.1.1) noting the following general amendments:
 - a. Grammatical and formatting alterations with updated Council role titles.
 - b. Clear definition within Appendix A ‘Application & Approvals Process’ of roles and responsibilities of administration where it pertains to the Community Planning Division and Infrastructure Management Divisions, respectively.

**CARRIED
1099/2021**

Further Motion:

Moved Cr C Buchanan
Seconded Cr B Brug

1. That Council erects a plaque to acknowledge and commemorate the centenary year 2021 of His Holiness Pramukh Swami Maharaj, to be located in a suitable location in George Street adjacent to the Temple, including associated wayfinding signage at either end of the street including the wording BAPS HINDU MANDIR.

**CARRIED
1100/2021**

3.1.3 Review of Delegations and New Delegations Framework

Moved Cr J Woodman
Seconded Cr S Reardon

That Council:

1. Revokes its previous delegations to the Chief Executive Officer, effective from 30 September 2021, of those powers and functions under:
 - Burial and Cremation Act 2013
 - Burial and Cremation Regulations 2014
 - Community Titles Act 1996
 - Dog and Cat Management Act 1995
 - Electricity Act 1996
 - Electricity (Principles of Vegetation Clearance) Regulations 2010
 - Electronic Conveyancing National Law (SA) Act 2013
 - Environment Protection Act 1993
 - Environment Protection (Waste to Resources) Policy 2010
 - Expiation of Offences Act 1996
 - Fences Act 1975
 - Fines Enforcement and Debt Recovery Act 2017
 - Fire and Emergency Services Act 2005
 - Fire and Emergency Services Regulations 2021
 - Food Act 2001
 - Food Regulations 2017
 - Freedom of Information Act 1991
 - Freedom of Information (Fees and Charges) Regulations 2018
 - Gas Act 1997
 - Heavy Vehicle National Law schedule to the Heavy Vehicle National Law (South Australia) Act 2013)

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- Land and Business (Sale and Conveyancing) Act 1994
 - Land Acquisition Act 1969 and Regulations 2004
 - Landscape South Australia Act 2019
 - Landscape South Australia (General) Regulations 2020
 - Landscape South Australia (Water Management) Regulations 2020
 - Liquor Licensing Act 1997
 - Local Government Act 1999
 - Local Nuisance and Litter Control Act 2016
 - Local Nuisance and Litter Control Regulations 2017
 - Mining Act 1971
 - Mining Regulations 2020
 - Real Property Act 1886
 - Roads (Opening and Closing) Act 1991
 - Road Traffic Act 1961
 - Road Traffic (Miscellaneous) Regulations 2014
 - Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014
 - Safe Drinking Water Act 2011
 - South Australian Public Health Act 2011
 - South Australia Public Health (General) Regulations 2013
 - South Australia Public Health (Legionella) Regulations 2013
 - South Australia Public Health (Wastewater) Regulations 2013
 - State Records Act 1997
 - Strata Titles Act 1988
 - Supported Residential Facilities Act 1992
 - Supported Residential Facilities Regulations 2009
 - Water Industry Act 2012
 - Water Industry Regulations 2012
 - Council ByLaw No 1 – Permits and Penalties ByLaw
2. Delegates, in exercise of the power contained in section 44 of the *Local Government Act 1999* the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in Attachment 2 of this report (Governance and Compliance 20/09/2021, Item No. 3.1.3) from 1 October 2021 to the person occupying the position of Chief Executive Officer except where otherwise indicated in the Attachment, subject to the conditions and/or limitations specified herein or in the Schedule of Conditions in each proposed Instrument of Delegation:

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- Burial and Cremation Act 2013
 - Burial and Cremation Regulations 2014
 - Community Titles Act 1996
 - Cost of Living Concessions Act 1986
 - Crown Land Management Act 2009
 - Disability Inclusion Act 2018
 - Disability Inclusion Regulations 2019
 - Dog and Cat Management Act 1995
 - Dog and Cat Management Regulations 2017
 - Electricity Act 1996
 - Electricity (Principles of Vegetation Clearance) Regulations 2010
 - Environment Protection Act 1993
 - Environment Protection Regulations 2009
 - Environment Protection (Air Quality) Policy 2016
 - Environment Protection (Noise) Policy 2008
 - Environment Protection (Used Packaging Materials) Policy 2012
 - Environment Protection (Waste to Resources) Policy 2010
 - Expiation of Offences Act 1996
 - Fines Enforcement and Debt Recovery Act 2017
 - Fire and Emergency Services Act 2005
 - Fire and Emergency Services Regulations 2021
 - Food Act 2001
 - Food Regulations 2017
 - Freedom of Information Act 1991
 - Freedom of Information (Fees and Charges) Regulations 2018
 - Gas Act 1997
 - Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)
 - Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)
 - Independent Commissioner Against Corruption Act 2012
 - Labour Hire Licensing Act 2017
 - Land and Business (Sale and Conveyancing) Act 1994
 - Land Acquisition Act 1969 and Regulations 2004
 - Landscape South Australia Act 2019
 - Landscape South Australia (General) Regulations 2020

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- Landscape South Australia (Water Management) Regulations 2020
 - Liquor Licensing Act 1997
 - Local Government Act 1999
 - Local Government (Building Upgrade Agreements) Regulations 2017
 - Local Government (Financial Management) Regulations 2011
 - Local Government (General) Regulations 2013
 - Local Government (Members Allowances and Benefits) Regulations 2010
 - Local Government (Procedures at Meetings) Regulations 2013
 - Local Government (Elections) Act 1999
 - Local Nuisance and Litter Control Act 2016
 - Local Nuisance and Litter Control Regulations 2017
 - Magistrates Court Rules 1992
 - Mining Act 1971
 - Mining Regulations 2020
 - Ombudsman Act 1972
 - Private Parking Areas Act 1986
 - Real Property Act 1886
 - Roads (Opening and Closing) Act 1991
 - Road Traffic Act 1961
 - Road Traffic (Miscellaneous) Regulations 2014
 - Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014
 - Safe Drinking Water Act 2011
 - Safe Drinking Water Regulations 2012
 - South Australian Public Health Act 2011
 - South Australia Public Health (General) Regulations 2013
 - South Australia Public Health (Legionella) Regulations 2013
 - South Australia Public Health (Wastewater) Regulations 2013
 - State Records Act 1997
 - Strata Titles Act 1988
 - Supported Residential Facilities Act 1992
 - Supported Residential Facilities Regulations 2009
 - Water Industry Act 2012
 - Water Industry Regulations 2012
 - Council ByLaw No 1 – Permits and Penalties ByLaw

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3. Notes that such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

Delegations Made under the *Food Act 2001*

4. Delegates, in exercise of the powers contained in Section 91 of the *Food Act 2001*, the powers and functions under the *Food Act 2001* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 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*.
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 Supported *Residential Facilities Act 1992*

6. In exercise of the power contained in Section 9 of the *Supported Residential Facilities Act 1992*, the powers and functions under the *Supported Residential Facilities Act 1992* and *Supported Residential Facilities Regulations 2009* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 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 *Supported Residential Facilities Act 1992*.
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 *Supported Residential Facilities Act 1992*.

Delegations, Sub Delegations and Authorisations under the *Road Traffic Act 1961*

8. Approves the sub delegation and authorisation of power under Section 17 and 20 of the *Road Traffic Act 1962* as provided for in Attachment 3 to this report (Governance and Compliance 20/09/2021, Item No.3.1.3).

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9. Delegates, in accordance with the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for Transport and Infrastructure (the ‘instrument’), to the person occupying the office of Chief Executive Officer, the powers and functions under section 33(1) of the *Road Traffic Act 1961* as provided in Attachment 4 to this report (Governance and Compliance 20/09/2021, Item No. 3.1.3).

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

10. Delegates, 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 Delegations Register specified in the proposed Instrument of Delegation contained in Attachment 2, from 1 October 2021 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*.
11. 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 *Fire and Emergency Services Act 2005* to a Fire Prevention Officer

12. Delegates, in exercise of the power contained in Section 93 of the *Fire and Emergency Services Act 2005* the powers and functions under the *Fire and Emergency Services Act 2005* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 to the person appointed Fire Prevention Officer of the Council under the *Fire and Emergency Services Act 2005* subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Fire and Emergency Services Act 2005*.
13. Such powers and functions may be further delegated by the Fire Prevention Officer as the Fire Prevention 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 *Fire and Emergency Services Act 2005*.

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

14. Delegates, in exercise of the power contained in Section 44 of the *Local Government Act 1999* and Section 22B of the *Heavy Vehicle National Law (South Australia) Act 2013* (as relevant) the powers and functions under the *Heavy Vehicle National Law (South Australia) Act 2013* specified in the proposed Instrument of Delegation contained in Attachment 2, from 1 October 2021 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*.
15. 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
1101/2021**

4 Urban Services Committee Meeting

Recommendations Passed En Bloc

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council adopts the recommendations of the Urban Services Committee Meeting held on 20 September 2021, listed below, with the exception of Item(s):

4.1.1-TMASC3 Review of Tree Removal Request - 3 Tulip Court, Parafield Gardens

4.1.6 The Paddocks

which were withdrawn to be considered separately.

**CARRIED
1102/2021**

4.0.1 Future Reports for the Urban Services Committee

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Notes the report.

**CARRIED
1102/2021**

4.1.1 Recommendations of the Tree Management Appeals Sub Committee meeting held on Monday 13 September 2021

Moved Cr S Reardon
Seconded Cr K Grenfell

That the information contained in the Tree Management Appeals Sub Committee of the meeting held on 13 September 2021 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

**CARRIED
1102/2021**

4.1.1-TMASC2 Tree Removal Requests - Monthly Update

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Notes the information in the report.

**CARRIED
1102/2021**

4.1.1-TMASC4 Tree Replacement Report Request

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Notes the expected cost increase to the annual street tree planting program and associated cost resulting from the change to the policy requiring 10 new trees per significant or regulated tree removal.
2. Endorses that no changes be made to the current policy as it already makes provision for the replacement of significant and regulated trees in line with the *Planning Development and Infrastructure Act 2016*.

**CARRIED
1102/2021**

4.1.2 Tree Planting - St Kilda Adventure Playground

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Approves the planting of 10 Morton Bay fig and/or alternate fig tree species, throughout the St Kilda Playspace and surrounds, with planting to occur in the 2022 planting season, funded through the existing Streetscape Program.

**CARRIED
1102/2021**

4.1.3 Capital Works Program Monthly Report - August 2021 Update

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Approves the inclusion of a First Quarter 2021/22 non-discretionary bid to reflect the 100% Federal Government grant income awarded for the delivery of the road safety improvements at the intersection of Martins and Ryans Road, Greenfield, within PR13725 Major Traffic Improvements Program.
2. Approves the program inclusions of Lennox Drive, Paralowie; Bentine Street, Para Vista; Ryans Road, Greenfields, Charmain Avenue and Connie Street, Para Vista within the 2021/22 PR14498 Council Funded New Footpath Program, and PR21412 Kerb Ramp Construction / Upgrade Programs.

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3. Approves the program inclusion of Walkley Heights within the 2021/22 Bituminous Path Program where sufficient funding is available to deliver this, noting should funding be received from the City of Port Adelaide Enfield to cover a further section which crosses Council boundaries a further report will be provided.
 4. Approves the program amendment within PR20548 Bridge Program deferring the renewal of BRIDGE-20, Parafield Airport Reserve (near Parafield Railway Station) and replacing it with BRIDGE-1835, Springbank Waters Linear Reserve Stage 2 (west of Springbank Boulevard, near Waterloo Corner Road), Burton, which is a higher priority to renew, with no impact to the program budget.
 5. Approves the inclusion of a First Quarter 2021/22 non-discretionary bid to reflect the amendment of State Government income from \$125k down to \$100k, and transferring this \$100k of income from PR25543 Marveloo Purchase to PR30205 Unity Park Accessible Change Facility reducing Council contribution to deliver this project from \$450k to \$350k.
 6. Approves the transfer of \$12k of savings from the Bridgestone Athletics Facility building swipe access from within PR18097 Building Renewal Program to PR24797 Bridgestone Athletics Facility to support the delivery of Athletics Equipment.
 7. Approves the inclusion of renewal works at the Watershed, Greenfields and Prettejohn Gully vacant building demolition and roof safety system compliance upgrades within PR18097 Building Renewal Program in alignment with funding availability.

**CARRIED
1102/2021**

4.1.4 Revocation of Community Land Classification Portion of Nina Court Reserve, Salisbury Heights

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Approves the proposal to revoke the community land classification of portion of Allotment 10 in Deposited Plan 47471 as described in Certificate of Title Volume 5417 Folio 212 and delineated on the attached plan (Attachment 1 Item 4.1.4 Urban Services Committee) measuring approximately 14.5sqm and that this be rededicated as road.
2. Approves that the Section 194 report contained in (Attachment 2 Item 4.1.4 Urban Services Committee) be adopted for the purposes of Section 194 of the *Local Government Act 1999*, and the Manager Property and Buildings be authorised to implement the public consultation process consisting of a public notice in the Advertiser and State Government Gazette, a notice on Councils public website, letters with the attached Section 194 Report posted to property owners in the immediate vicinity and a sign erected on site.
3. Notes that a further report will be presented to Council for consideration of any objections received.
4. Authorises the Manager Property and Buildings to prepare and submit the necessary documentation to the Minister for approval in the event that no objections are received following the consultation.
5. Approves that upon compliance with all legislative requirements necessary to facilitate the revocation of classification of the community land comprising portion of Allotment 10 in Deposited Plan 47471 as described in Certificate of Title Volume 5417 Folio 212 and delineated on the attached plan (Attachment 1 Item 4.1.4 Urban Services Committee), that the subject land be rededicated as road with the applicant being responsible for all costs incurred.

CARRIED
1102/2021

4.1.5 Grant of Easement to Epic Energy South Australia Pty Ltd - Portion of Whites Road Wetlands, Globe Derby

Moved Cr S Reardon
Seconded Cr K Grenfell

That Council:

1. Approves granting an easement to Epic Energy South Australia Pty Ltd (Epic) for the installation of an underground pipe over a portion of Whites Road Wetlands, identified as Allotment 59 in Filed Plan F114620 as described in Certificate of Title 5883 Folio 909, and delineated in red in Attachment 1 to this report (Urban Services Committee, 20/09/2021, Item No. 4.1.5) for a consideration of \$20,500 plus GST, with Epic to be responsible for all costs.
2. Approves the Manager Property and Buildings to liaise with Epic in regards to the requested easement and arrange consent of the Letter of Agreement and Grant of Easement documentation.

**CARRIED
1102/2021**

The meeting then proceeded to consider items 4.1.1-TMASC3 and 4.1.6 which were withdrawn to be considered separately.

4.1.1-TMASC3 Review of Tree Removal Request - 3 Tulip Court, Parafield Gardens

Cr K Grenfell declared a perceived conflict on the basis of being a resident of Tulip Court. Cr Grenfell managed the conflict by remaining in the meeting and voting in the best interest of the community.

Moved Cr C Buchanan
Seconded Cr S Ouk

That Council:

1. Approves Tulip Court, Parafield Gardens be considered for inclusion in the Streetscape Program for 2022/23.

**CARRIED
1103/2021**

*The majority of members present voted IN FAVOUR of the MOTION.
Cr K Grenfell voted IN FAVOUR of the MOTION.*

4.1.6 The Paddocks

Moved Cr C Buchanan
Seconded Cr P Jensen

That Council:

1. Notes the existing budgets for the Multi-sport Community Facility (leased by the Para Hills United Soccer Club, Para Hills Football and Sports Club and Northern Districts Cricket Club) of \$2.6M (comprised of \$1.4M Council funding and \$1.2M State Government Grant funding), and for the Community Sports Clubroom (leased by the Para Hills Knights Soccer Club) of \$1.5M (fully Council funded).
2. Notes that the change rooms in the Multi-sport Community Facility (leased by the Para Hills United Soccer Club, Para Hills Football and Sports Club and Northern Districts Cricket Club) will not be built to AFL/SANFL requirements but will be increased to a size consistent with other facilities across the city and that final designs of the multi-sport facility to include social space for both clubs to a minimum of 130 square metres.
3. Approves the reallocation of up to \$1.4M of the 2021/22 Paddocks Masterplan Implementation Works budget from the Community Sports Clubroom (leased by the Para Hills Knights Soccer Club) to the Multi-Sport Community Facility (leased by the Para Hills United Soccer Club, Para Hills Football and Sports Club and Northern Districts Cricket Club).
4. Approves that \$100K from the 2021/22 Paddocks Masterplan Implementation Works budget be utilised to carry out priority renewal works to the Community Sports Clubroom (leased by the Para Hills Knights Soccer Club).
5. Approves the unallocated \$500K from the 2022/23 building renewal program be used to complete the priority renewal works to the Community Sports Clubroom (leased by the Para Hills Knights Soccer Club).
6. That the lease arrangement for the multi-use sporting facility is between the Council, the Para Hills United Soccer Club and the Para Hills Football and Sports Club.

**CARRIED
1104/2021**

Confidential

Refer to CONFIDENTIAL ITEMS section of Council Minutes

4.4.1 Burton Community Hub - Status Report

5 Community Wellbeing and Sport Committee Meeting

Recommendations Passed En Bloc

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council adopts the recommendations of the Community Wellbeing and Sport Committee Meeting held on 20 September 2021, listed below.

**CARRIED
1105/2021**

5.0.1 Future Reports for the Community Wellbeing and Sport Committee

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report.
2. That the report on the Upgrade to Current Sporting and Recreational Facilities (i.e. Parafield Gardens Recreation Centre) (12.1 24/06/2019), Indoor Sporting Facilities report (2.5.1 24/02/2020), the Regional Indoor Sporting Facilities report (June 2020) and the Place Activation Strategy – Community Facilities report (1.1.2 27/7/20) be merged into one report and reported to Council by February 2022.

**CARRIED
1105/2021**

5.0.2 Community Wellbeing & Sport Project Update Report

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report.

**CARRIED
1105/2021**

5.0.3 Intercultural Strategic Plan 2020/2021 Annual Report

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report.

**CARRIED
1105/2021**

5.1.1 Community Grants Program Applications for September 2021

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report.

**CARRIED
1105/2021**

5.1.4 27/2021: McYess & Pinnacle College Ltd - Community Grants Program Application

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report.
2. Notes that Application 27/2021: McYess & Pinnacle College Ltd Application is deemed ineligible for Community Grants Program funding in accordance with section 8.2 and 10.7.1 of the Guidelines and Eligibility Criteria.

**CARRIED
1105/2021**

5.1.5 Place Activation Strategy Formal Recreation - Female Friendly Changerooms

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Approves the inclusion of additional information into the Place Activation Strategy – Formal Recreation (Community Wellbeing and Sport Committee 18/05/2021, Item No. 5.1.3), as it pertains to ‘female friendly’ change rooms:
 - a. Unisex change rooms: at all levels of classification (local, district, regional) in the Place Activation Strategy – Formal Recreation preferred sporting facility guidelines should consider the following design principles to ensure ‘female friendly’ or gender-neutral participation opportunities:
 - i. No open showers (individual lockable cubicles)
 - ii. No urinals in change rooms (individual lockable toilet cubicles)
 - iii. Assure privacy by limiting the direct line of sights into change rooms and amenities area
 - iv. Appropriately located hygiene disposal points
 - v. Where possible, vanity/shelving at hand basin for personal items and power points for hair dryers.

**CARRIED
1105/2021**

5.2.1 Report on Year 1 of implementation of the Ability Inclusion Strategic Plan 2020 - 2024

Moved Cr A Duncan
Seconded Cr C Buchanan

That Council:

1. Notes the report on the first year of implementation of the Ability Inclusion Strategic Plan 2020 – 2024
2. Notes the data in this report will be used to complete the annual report to the Chief Executive of the SA Department of Human Services provided for in the SA Disability Inclusion Act 2018.

**CARRIED
1105/2021**

Confidential

Refer to CONFIDENTIAL ITEMS section of Council Minutes

5.4.1 Salisbury Aquatic Centre

6 Innovation and Business Development Committee Meeting

Recommendations Passed En Bloc

Moved Cr B Brug

Seconded Cr K Grenfell

That Council adopt the recommendations of the Innovation and Business Development Committee Meeting held on 20 September 2021, listed below, with the exception of Item(s):

6.1.1FI Community Hubs Management Model and Community Centre's Collaboration Agreement Review

which was withdrawn to be considered separately.

**CARRIED
1106/2021**

6.0.1 Future Reports for the Innovation and Business Development Committee

Moved Cr B Brug

Seconded Cr K Grenfell

That Council:

1. Notes the report.

**CARRIED
1106/2021**

6.2.1 Community Requests - Response Dashboard

Moved Cr B Brug

Seconded Cr K Grenfell

That Council:

1. Notes the report.

**CARRIED
1106/2021**

The meeting then proceeded to consider item 6.1.1FI which was withdrawn to be considered separately.

6.1.1FI Community Hubs Management Model and Community Centre's Collaboration Agreement Review

Moved Cr C Buchanan

Seconded Cr A Duncan

That Council:

1. Approves under section 41(7) of the *Local Government Act 1999* the establishment of Community Hub Precinct Sub Committees for Burton and Para Hills Community Hubs by March 2022, with governance model as set out in paragraph 5.2 in Attachment 1 to this report (Innovation and Business

Development 21/09/2021, Item No. 6.1.1), and Terms of Reference as contained in Attachment 1 of this report (the Innovation and Business Development 21/09/2021, Item No. 6.1.1.)

2. Approves that collaboration agreements for the Burton Community Centre and the Paddocks Centre are not renewed.
3. Approves the extension of existing Collaboration Agreements with Bagster Road Community Centre, Salisbury East Neighbourhood Centre, Pooraka Farm Community Centre and Morella Community Centre by June 2023 and authorises the CEO to execute these respective Collaboration agreements.
4. Approves a comprehensive assessment and review of the management models, in the context of delivering the best outcomes for our community, be conducted and reported back to Council by no later than June 2023 for Bagster Road Community Centre, Salisbury East Neighbourhood Centre, Pooraka Farm Community Centre and Morella Community Centre.
5. Approves the proposed funding model for Burton Community Hub and Para Hills Community Hub as outlined in paragraph 6.3 in Attachment 1 (Innovation and Business Development 21/09/2021, Item No. 6.1.1).
6. Approves the proposed program budget for the Community Hub Precinct Sub Committee(s) as outlined in paragraph 6.5 in Attachment 1 (Innovation and Business Development 21/09/2021, Item No. 6.1.1).
7. Notes the legal advice provided within this report in Attachment 2.

**CARRIED
1107/2021**

Confidential

Refer to CONFIDENTIAL ITEMS section of Council Minutes

6.4.1 Recommendations of the Confidential Strategic Property Development Sub Committee meeting held on Monday 13 September 2021

7 Audit Committee Meeting

No Audit Committee meeting was held in September 2021.

8 Council Assessment Panel Meeting

Minutes of the Council Assessment Panel Meeting held on 24 August 2021 were noted by Council.

9 CEO Review Committee Meeting
Recommendations Passed En Bloc

Moved Cr J Woodman
Seconded Cr K Grenfell

That Council adopt the recommendations of the CEO Review Committee Meeting held on 13 September 2021, listed below.

CARRIED
1108/2021

9.0.2 Local Government Reform CEO Remuneration Update

Moved Cr J Woodman
Seconded Cr K Grenfell

That Council:

1. Receives the information.

CARRIED
1108/2021

9.1.1 CEO Performance Evaluation - Proposed Personal Evaluation System for FY2021/2022

Moved Cr J Woodman
Seconded Cr K Grenfell

That Council:

1. Receives the information.
2. Approves that the Personal Evaluation System apply to the CEO for the FY2021/2022 review period, comprising a Performance Appraisal Survey and Key Performance Indicators (both documents attached), with the inclusion of -
Indicators
 - % of staff traineeships awarded to people living in the City of Salisbury.Projects & Initiatives
 - Review the employee recruitment process to ensure that subject to meeting any legislative requirements and the skills and experience required for a role an emphasis is given to people living in the North Region/City of Salisbury.
3. Notes that Andrew Reed from Hender Consulting is further engaged as Independent Advisor to the CEO Review Committee.

CARRIED
1108/2021

MAYOR'S DIARY REPORT

Mayor's Diary Report

Moved Cr S Ouk

Seconded Cr K Grenfell

That Council:

1. That this information be noted.

**CARRIED
1109/2021**

REPORTS FROM COUNCIL REPRESENTATIVES

Cr J Woodman:

Attended meeting at Valley View Secondary School

Cr S Ouk:

16/09/2021 Haunting History of Salisbury Walk tour

09/09/2021 Citizenship Ceremony

17/09/2021 Citizenship Ceremony

15/09/2021 Spotlight on Business recording, first Things first coffee

01/09/2021 Salisbury City Centre Business Awards

QUESTIONS ON NOTICE

No Questions on Notice were received.

QUESTIONS WITHOUT NOTICE

There were no Questions Without Notice.

MOTIONS ON NOTICE

MON1 Motion on Notice: Audio Recording

Moved Cr C Buchanan
Seconded Cr P Jensen

That Council:

1. Approves, in order to enhance transparency of Council decision making, for the Administration to commence necessary preparations to:
 - implement quality audio recording of all public Council Meetings; and
 - publish the recording of the public Council meeting on the Council website within 48 hours after the Council meeting and retain it on the website for a period of 3 months, after which it will be removed from the website.

**CARRIED
1110/2021**

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

Crs M Blackmore, L Braun, B Brug, C Buchanan, A Duncan, K Grenfell, N Henningsen, D Hood, P Jensen, S Ouk, D Proleta, S Reardon, G Reynolds and J Woodman

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

Nil

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

OTHER BUSINESS / MOTIONS WITHOUT NOTICE

MWON1 Progress Report – Ingle Farm Community Hub

Cr M Blackmore left the meeting at 7:43 pm.

Cr M Blackmore returned to the meeting at 7:46 pm.

Cr L Braun left the meeting at 7:59 pm.

Mayor G Aldridge left the meeting at 7:59 pm. Deputy Mayor

C Buchanan assumed the Chair at 7.59 pm.

Cr S Ouk left the meeting at 8:00 pm.

Cr L Braun returned to the meeting at 8:01 pm.

Cr S Ouk returned to the meeting at 8:04 pm.

Cr D Hood left the meeting at 8.04 pm.

Mayor G Aldridge returned to the meeting at 8:06 pm and resumed the Chair.

Cr D Hood returned to the meeting at 8.07 pm.

Moved Cr J Woodman

Seconded Cr S Reardon

1. Recognising that the Walkleys Road corridor housing development is progressing, I request a report updating us on the planning progress for the Ingle Farm Wellness Centre and Community Hub, including consideration of the appropriateness of the current site for the development, bearing in mind that the opportunity exists to establish a “state of the art” hub on Montague Road in the Walkleys Road Corridor Development.

With leave of the meeting and consent of the seconder, Cr J Woodman

VARIED the MOTION as follows:

1. Council requests a report updating us on the planning progress for the Ingle Farm Wellness Centre and Community Hub, including consideration of the appropriateness of the current site for the development, bearing in mind that the opportunity exists to establish a “state of the art” hub on Montague Road.

Cr D Proleta moved a **FORMAL MOTION** that the **MOTION** be **PUT**
Seconded Cr B Brug

CARRIED

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

*Crs M Blackmore, B Brug, C Buchanan, A Duncan, K Grenfell,
D Hood, P Jensen, S Ouk and D Proleta*

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

*Crs L Braun, N Henningsen, S Reardon, G Reynolds and
J Woodman*

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

The **MOTION** as **VARIED** was then **PUT** and **TIED**.

The Mayor exercised her **CASTING VOTE** and voted **AGAINST** the **MOTION**.

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

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

Crs M Blackmore, K Grenfell, N Henningsen, S Ouk, S Reardon, G Reynolds and J Woodman

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

Crs L Braun, B Brug, C Buchanan, A Duncan, D Hood, P Jensen and D Proleta

*The Mayor declared the **DIVISION** was **TIED***

The Mayor exercised her **CASTING VOTE** and voted **AGAINST** the **MOTION**.

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

LOST

MWON2 Laneway – Goodfield Road, Para Hills West

Cr N Henningsen left the meeting at 8:19 pm.

Cr N Henningsen returned to the meeting at 8:21 pm.

Cr C Buchanan left the meeting at 8:21 pm.

Cr C Buchanan returned to the meeting at 8:23 pm.

Moved Cr P Jensen

Seconded Cr S Reardon

That Council:

1. Recognises the work and dedication from local residents of Para Hills West who have taken the initiative to maintain the laneway along Goodfield Road and Kesters Road.
2. Requests a report to be presented to the October Urban Services Committee, investigating the feasibility and indicative costings of providing the laneway at Goodfield Road with accessible Council water, with consideration given to funding from the existing 2021/22 budget.

CARRIED
1111/2021

BREAK

In accordance with the Code of Practice for Meeting Procedures, the presiding member provided a break to all present. The meeting was suspended at 8.23 pm.

The meeting reconvened at 8.34 pm.

ORDERS TO EXCLUDE THE PUBLIC

1.4.1 Structure Plan West Port Wakefield Road

Moved Cr M Blackmore
Seconded Cr L Braun

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 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

- prejudicing commercial position of Council, and on balance contrary to public interest.

*On that basis the public's interest is best served by not disclosing the **Structure Plan West Port Wakefield Road** 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
1112/2021

1.4.2 St Kilda Future Development Opportunities

Moved Cr L Braun
Seconded Cr S Ouk

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 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

- prejudicing commercial position of Council, and on balance contrary to public interest.

*On that basis the public's interest is best served by not disclosing the **St Kilda Future Development Opportunities** 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
1113/2021

4.4.1 **Burton Community Hub - Status Report**

Moved Cr K Grenfell
Seconded Cr J Woodman

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 grounds that:

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

- it relates to commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

- commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest.

2. *In weighing up the factors related to disclosure,*

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

- Non-disclosure of the matter and discussion of this item in confidence would protect confidential information relating to Council's commercial position.

*On that basis the public's interest is best served by not disclosing the **Burton Community Hub - Status Report** 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
1114/2021

5.4.1 Salisbury Aquatic Centre

Moved Cr K Grenfell
Seconded Cr S Ouk

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 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 the matter and discussion of this item in confidence would protect the confidential information relating to potential commercial negotiations regarding the project and on balance would protect the interest of the public.

*On that basis the public's interest is best served by not disclosing the **Salisbury Aquatic Centre** 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
1115/2021

6.4.1 Recommendations of the Confidential Strategic Property Development Sub Committee meeting held on Monday 13 September 2021

Moved Cr J Woodman
Seconded Cr K Grenfell

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 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 report at this time will 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 **Recommendations of the Confidential Strategic Property Development Sub Committee meeting held on Monday 13 September 2021** 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
1116/2021**

The meeting moved into confidence at 8.40 pm.

The meeting moved out of confidence and closed at 9.07 pm.

CHAIRMAN.....

DATE.....