

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

### 27 MARCH 2023

### MEMBERS PRESENT

Mayor G Aldridge

Cr B Brug

Cr L Brug

Cr C Buchanan

Cr J Chewparsad

Cr A Graham

Cr K Grenfell

Cr D Hood

Cr P Jensen

Cr M Mazzeo

Cr S McKell

Cr S Ouk

Cr S Reardon

### **STAFF**

Chief Executive Officer, Mr J Harry

General Manager Business Excellence, 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 Council Governance, Ms J O'Keefe-Craig

The meeting commenced at 6:30pm.

### OPENING PRAYER AND WELCOME

The Mayor welcomed the public, Elected Members and staff to the meeting.

The Mayor advised that for security purposes, CCTV is used in the Council Chamber. In accordance with the City's meeting procedures, no audio or video recording is allowed without prior written permission from the Presiding Member.

The Mayor read the Kaurna Acknowledgement.

The Chief Executive Officer read the Opening Prayer.

## **APOLOGIES**

Apologies were received from Cr G Bawden and Cr S Burner.

#### LEAVE OF ABSENCE

Nil.

### **PUBLIC QUESTION TIME**

Ms Maria Blackmore a question in relation to the online direct debit system:

### Question:

What remedial action is administration taking to respond to those who have been disadvantaged, and fined, after using their online direct debit system? And how is this being prevented in future?

The General Manager Business Excellence took the question on notice.

#### **DEPUTATIONS**

No Deputations were received.

### PRESENTATION OF MINUTES

Moved Cr A Graham Seconded Cr S McKell

The Minutes of the Council Meeting held on 27 February 2023 and Special Council Meeting held on 8 March 2023, be taken as read and confirmed.

CARRIED UNANIMOUSLY 0167/2023

### **PETITIONS**

No Petitions were received.

Cr Buchanan sought leave of the meeting to bring forward Items C1 Elected Member Behaviour – Complaint and C2 Elected Member Behaviour – Complaints. Leave was granted.

The Mayor brought forward Item C1 Elected Member Behaviour – Complaint and C2 Elected Member Behaviour – Complaints as the next Items of business.

### ORDERS TO EXCLUDE THE PUBLIC

### C1 Elected Member Behaviour - Complaint

Moved Cr A Graham Seconded Cr P Jensen

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)(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
  - Disclosure in public would implicate the personal affairs of the individual.

On that basis the public's interest is best served by not disclosing the **Elected Member Behaviour - Complaint** 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, Chief Executive Officer, General Manager Business Excellence, General Manager City Infrastructure, General Manager Community Development, General Manager City Development, Manager Governance, Team Leader Council Governance be excluded from attendance at the meeting for this Agenda Item.

CARRIED 0168/2023

### **C2** Elected Member Behaviour - Complaints

Moved Cr A Graham Seconded Cr P Jensen

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)(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
  - Public disclosure would implicate the personal affairs of the individual.
  - On that basis the public's interest is best served by not disclosing the **Elected Member Behaviour - Complaints** 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, Chief Executive Officer, General Manager Business Excellence, General Manager City Infrastructure, General Manager Community Development, General Manager City Development, Manager Governance, Team Leader Council Governance.be excluded from attendance at the meeting for this Agenda Item.

CARRIED UNANIMOUSLY 0169/2023

The meeting moved into confidence at 6:37pm

Pursuant to section 74 of the Local Government Act 1999, Cr Grenfell declared a general conflict of interest in relation to this matter on the basis that she may be partial to this matter. Cr Grenfell stated that she will deal with the conflict by withdrawing from the meeting.

Cr K Grenfell left the meeting at 6.39 pm. Cr L Brug left the meeting at 6.40 pm.

### **GENERAL BUSINESS**

# C1 Elected Member Behaviour - Complaint

Moved Mayor G Aldridge Seconded Cr P Jensen

### That Council:

- 1. Notes that a complaint was received on 23 January 2023 alleging breaches of the Behavioural Standards for Council Members by Cr Grace Bawden.
- 2. Notes that this complaint is managed in accordance with the Model Behavioural Management Policy (Attachment 2, Council, 27 March 2023, Item No. C1).
- 3. Receives the independent report from Norman Waterhouse on the complaint received on 23 January 2023 alleging breaches of the Behavioural Standards for Council Members by Cr Grace Bawden, as included in attachment 1 (Council, 27 March 2023, Item No. C1).
- 4. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C1) concludes that Cr Grace Bawden has breached clause 1.2 of the Behavioural Standards by failing to act in a way that generates community trust and confidence in the Council.
- 5. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C1) concludes that Cr Grace Bawden has breached clause 1.4 of the Behavioural Standards by failing to act in a reasonable, just, respectful and non-discriminatory way.
- 6. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C1) concludes that Cr Grace Bawden has breached clause 2.3 of the Behavioural Standards by failing to take all reasonable steps to ensure the community and the Council are not knowingly misled.
- 7. Notes the recommendation in paragraph 6 of the report from Norman Waterhouse (Attachment 1, Council, 27 March 2023, Item No. C1), for Cr Grace Bawden to issue a public apology in respect of her conduct.
- 8. Notes that Council can in consideration of the recommendation in paragraph 6 of the report from Norman Waterhouse (Attachment 1, Council, 27 March 2023, Item No. C1), resolve to act pursuant to section 262C of the Local Government Act 1999, noting that for such action the report must be considered at a public meeting of the Council.
- 9. Approves that, pursuant to Section 91(7) of the *Local Government Act 1999*, the discussion for this item will remain confidential and not available for public inspection until 30 June 2026.

- 10. Approves that, pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer the power to revoke this order in whole or part.
- 11. Authorises the Chief Executive Officer to redact any residential addresses from any public reports or documents relating to this matter.

CARRIED UNANIMOUSLY 0170/2023

# **C2** Elected Member Behaviour - Complaints

Moved Mayor G Aldridge Seconded Cr S McKell

### That Council:

- 1. Notes that five complaints were received, on 14 January 2023, 18 January 2023, 20 January 2023, 23 January 2023 and 2 February 2023, alleging breaches of the Behavioural Standards for Council Members by Cr Severina Burner.
- 2. Notes that these complaints are managed in accordance with the Model Behavioural Management Policy (Attachment 2, Council, 27 March 2023, Item No. C2).
- 3. Receives the independent report from Norman Waterhouse on the five complaints received alleging breaches of the Behavioural Standards for Council Members by Cr Severina Burner, as included in attachment 1 (Council, 27 March 2023, Item No. C2).
- 4. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 1.2 of the Behavioural Standards by failing to act in a way that generates community trust and confidence in the Council.
- 5. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 1.3 of the Behavioural Standards by failing to act in a manner that is consistent with the Council's role as a representative, informed and responsible decision maker, in the interests of its community.
- 6. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 1.4 of the Behavioural Standards by failing to act in a reasonable, just, respectful and non-discriminatory way.
- 7. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 1.5 of the Behavioural Standards by failing to, when making public comments on Council decisions and Council matters, show respect for others and clearly indicate their views are personal and are not those of the Council.

- 8. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 2.2 of the Behavioural Standards by failing to take all reasonable steps to provide accurate information to the community and the Council.
- 9. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 2.3 of the Behavioural Standards by failing to take all reasonable steps to ensure that the community and the Council are not knowingly misled.
- 10. Notes that the report from Norman Waterhouse as included in attachment 1 (Council, 27 March 2023, Item No. C2) concludes that Cr Severina Burner has breached clause 2.5 of the Behavioural Standards by acting in a manner inconsistent with her role, as defined in section 59 of the Local Government Act 1999 (the Act), in particular, Cr Severina Burner's conduct being inconsistent with section 59(1)(a)(ii) of the Act which requires Cr Severina Burner to ensure positive and constructive working relationships within the Council.
- 11. Notes the recommendation in paragraph 7 of the report from Norman Waterhouse (Attachment 1, Council, 27 March 2023, Item No. C2), for Cr Severina Burner to issue a public apology in respect of her conduct.
- 12. Notes that Council can in consideration of the recommendation in paragraph 7 of the report from Norman Waterhouse (Attachment 1, Council, 27 March 2023, Item No. C2), resolve to act pursuant to section 262C of the Local Government Act 1999, noting that for such action the report must be considered at a public meeting of the Council.
- 13. Approves that, pursuant to Section 91(7) of the *Local Government Act 1999*, the discussion for this item will remain confidential and not available for public inspection until 30 June 2026.
- 14. Approves that, pursuant to Section 91(9)(c) of the *Local Government Act* 1999, the Council delegates to the Chief Executive Officer the power to revoke this order in whole or part.
- 15. Authorises the Chief Executive Officer to redact any residential addresses from any public reports or documents relating to this matter.

CARRIED UNANIMOUSLY 0171/2023

### C1 Further Motion – Elected Member Behaviour – Complaints

Moved Mayor G Aldridge Seconded Cr S Ouk

### That Council:

- 1. Notes the report presented to Council at its meeting on 27 March 2023 including the findings made by Norman Waterhouse Lawyers in relation to the complaint received 23 January 2023, concluding that Cr Grace Bawden has, on the balance of probabilities, breached clauses 1.2, 1.4 and 2.3 of the Behavioural Standards (Attachment 1, Council, 27 March 2023).
- 2. Requires Cr Grace Bawden to issue an unqualified public apology in respect of her conduct and referencing the complaint received, with such apology to be presented at the April 2023 Council meeting, in writing or in person, and to be included in the Council Minutes.
- 3. Requires Cr Grace Bawden to publish an unqualified public apology in respect of her conduct and referencing the complaint received, with such apology to be published on her social media page on which Councillor Grace Bawden published the material the subject of the complaint made by 24 April 2023.

With leave of the meeting and consent of the seconder, Mayor Aldridge VARIED the MOTION as follows:

### That Council:

- 1. Notes the report presented to Council at its meeting on 27 March 2023 including the findings made by Norman Waterhouse Lawyers in relation to the complaint received 23 January 2023, concluding that Cr Grace Bawden has, on the balance of probabilities, breached clauses 1.2, 1.4 and 2.3 of the Behavioural Standards (Attachment 1, Council, 27 March 2023).
- 2. Requires Cr Grace Bawden to reflect on her comments and issue an unqualified public apology in respect of her conduct and referencing the complaint received, with such apology to be presented at the April 2023 Council meeting, in writing or in person, and to be included in the Council Minutes.
- 3. Requires Cr Grace Bawden to reflect on her comments and to publish an unqualified public apology in respect of her conduct and referencing the complaint received, with such apology to be published on her social media page on which Councillor Grace Bawden published the material the subject of the complaint made by 24 April 2023.

CARRIED UNANIMOUSLY 0172/2023

### C2 Further Motion – Elected Member Behaviour – Complaints

Moved Mayor G Aldridge Seconded Cr P Jensen

- 1. Notes the report presented to Council at its meeting on 27 March 2023 including the findings made by Norman Waterhouse Lawyers in relation to the five complaints received, concluding that Cr Severina Burner has, on the balance of probabilities, breached clauses 1.2, 1.3, 1.4, 1.5, 2.2, 2.3 and 2.5 of the Behavioural Standards (Attachment 1, Council, 27 March 2023).
- 2. Requires Cr Severina Burner to reflect on her comments and issue an unqualified public apology in respect of her conduct referencing each of the five complaint received, with such apologies to be presented at the April 2023 Council meeting, in writing or in person, and to be included in the Council Minutes.
- 3. Requires Cr Severina Burner to reflect on her comments and publish an unqualified public apology in respect of her conduct, referencing the five complaints received, with such apologies to be published on her social media page on which Councillor Severina Burner published the material the subject of the five complaints made by 24 April 2023.

CARRIED UNANIMOUSLY 0173/2023

The meeting moved out of confidence at 7:02 pm.

Cr B Brug left the meeting at 07:41 pm.

Cr K Grenfell returned to the meeting at 07:41 pm.

Cr L Brug returned to the meeting at 7:41pm

### **BREAK**

In accordance with the Code of Practice for Meeting Procedures, the Mayor provided a break to all present. The meeting was suspended at 7:42 pm.

The meeting reconvened at 7:53pm.

Cr B Brug returned to the meeting at 7:54 pm.

### **COMMITTEE REPORTS**

# 1 Policy and Planning Committee Meeting

Moved Cr P Jensen Seconded Cr S Ouk

### That Council:

Adopts the recommendations of the Policy and Planning Committee meeting held on 20 March 2023, listed below.

**CARRIED** 0174/2023

### 1.0.1 Future Reports for the Policy and Planning Committee

Moved Cr P Jensen Seconded Cr S Ouk

That Council:

CARRIED 0174/2023

1. Notes the report.

# 1.1.1 Recommendations of the Intercultural Strategy and Partnerships Sub Committee meeting held on Monday 13 February 2023

Moved Cr P Jensen Seconded Cr S Ouk

#### That Council:

Adopts the recommendations of the Intercultural Strategy and Partnerships Sub Committee meeting held on 13 February 2023, listed below:

CARRIED 0174/2023

### 1.1.1-ISPS1 Intercultural Strategic Plan

Moved Cr P Jensen Seconded Cr S Ouk

### That Council:

- 1. Notes the report.
- 2. Requests the Intercultural Strategy and Partnership Sub Committee conducts a review of the community alliance and the strategic alliance model and that staff bring back a further report by June identifying opportunities for further collaboration between the role of this Sub Committee and the role of the alliances.
- 3. Request Staff bring back a report to the Intercultural Strategy and Partnerships Sub Committee on relevant training policies and intercultural strategy training for Elected Members on cultural awareness and anti-semitism.

CARRIED 0174/2023

# 1.1.2 AISP and Support for Autistic Community

Moved Cr P Jensen Seconded Cr S Ouk

## **That Council:**

1. Notes the report.

**CARRIED** 0174/2023

**Confidential Items** 

Refer to CONFIDENTIAL ITEMS section of Council Minutes

1.4.1 Thematic Heritage Study - Stage 2 Item Identification

Cr P Jensen left the meeting at 7:54 pm. Cr P Jensen returned to the meeting at 7:55 pm.

# **2** Finance and Corporate Services Committee Meeting

Moved Cr S Reardon Seconded Cr P Jensen

### That Council:

Adopts the recommendations of the Finance and Corporate Services Committee meeting held on 20 March 2023, listed below, with the exception of items:

# 2.2.1FI Rate Rebate Policy and Endorsement of Discretionary Rebates for 2023/24 and 2024/25

which was withdrawn to be considered separately.

**CARRIED** 0175/2023

# 2.0.1 Future Reports for the Finance and Corporate Services Committee

Moved Cr S Reardon Seconded Cr P Jensen

### **That Council:**

1. Notes the report.

**CARRIED** 0175/2023

### 2.1.1 Salisbury Memorial Park Budget 2023/24 Report

Moved Cr S Reardon Seconded Cr P Jensen

### That Council:

- 1. Approves the Salisbury Memorial Park 2023/24 Budget and fees and charges as included in Attachment 1 (Finance and Corporate Services Committee, 20 March 2023, Item No. 2.1.1) for consideration in the 2023/24 Council Budget.
- 2. Authorises the General Manager Community Development to vary fees up to a maximum of \$300 (+/-) on the approved Salisbury Memorial Park fee schedule for special circumstances at discretion.

**CARRIED** 0175/2023

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### 2.1.2 Building Rules Certification Unit Budget 2023/24 Report

Moved Cr S Reardon Seconded Cr P Jensen

### That Council:

1. Approves the Building Rules Certification Unit 2023/24 Budget for consideration in the 2023/24 Council Budget.

**CARRIED** 0175/2023

### 2.1.3 Salisbury Water Budget 2023/24 Report

Moved Cr S Reardon Seconded Cr P Jensen

### **That Council:**

1. Approves the Salisbury Water 2023/24 budget, including budget bids, fees and charges and the water pricing policy as included in Attachment 1 (Finance and Corporate Services Committee, 20 March 2023, Item No. 2.1.3) for consideration in the 2023/24 Council Budget.

**CARRIED** 0175/2023

### 2.1.4 Budget Workshops Actions Update

Moved Cr S Reardon Seconded Cr P Jensen

### **That Council:**

- 1. Notes the actions and responses provided at paragraphs 3.3 and 3.4.
- 2. Approves that a future report detailing the program of works for 2023/24 and 2024/25 funded through budget bids TRR001053 SAMP Bituminous Footpath Service Continuity Program and TRR001055 SAMP Road Reseal Service Continuity Program be added to the Urban Services Committee with a planned reporting date of July 2023.

CARRIED 0175/2023

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### 2.1.5 Financial Reserve Policies Review

Moved Cr S Reardon Seconded Cr P Jensen

### **That Council:**

- 1. Adopts the Open Space Reserve Fund Policy as set out in attachment 1 to this report (Item No. 2.1.5, Finance and Corporate Services Committee 20/03/2023).
- 2. Adopts the Business Unit Reserve Policy as set out in attachment 2 to this report (Item No. 2.1.5, Finance and Corporate Services Committee 20/03/2023).
- 3. Adopts the Business Transformation Future Fund Policy as set out in attachment 3 to this report (Item No. 2.1.5, Finance and Corporate Services Committee 20/03/2023)
- 4. Adopts the Northern Futures Fund Policy as set out in Attachment 4 to this report (Item No. 2.1.5, Finance and Corporate Services Committee 20/03/2023)

**CARRIED** 0175/2023

### 2.1.6 Budget Bids 2023/24

Moved Cr S Reardon Seconded Cr P Jensen

### That Council:

- 1. Approves the timing of the budgeted capital expenditure for PSN001017 Time Bound Program: Dog Parks for Small Dogs (Attachment 2):
  - Option 1: Bring forward capital expenditure budget for Unity Park Pooraka to year 2023/24;
- 2. Approves the timing of the budgeted capital expenditure for PSR001024 SAMP: Dog Park Continuity Program (Attachment 3):
  - Option 2: Bring forward capital expenditure budget from 2024/25 to 2023/24 and provide annual renewal expenditure;
- 3. Approves the retention of Elected Member Bid DWN001132: New Drainage Networks (Attachment 4) in its current form pending Report to Urban Services Committee planned for March or April 2023.
- 4. Considers the following bids that are above current service levels and/or currently not funded through existing programs, which were discussed by Council at the CEO Briefing and Budget Workshop 2:
  - a. PSN000960 Elected Member Bid: Seniors Outdoor Exercise Equipment (Attachment 5)
    - Option 1: Remove the bid from further budget considerations;

- b. PSN001133 Elected Member Bid: Model Yacht Club Terrace Area (Attachment 6)
  - Option 1: Remove the bid from further budget considerations;
- c. PSN001136 Elected Member Bid: Lighting at Jacaranda Grove (Attachment 7)
   Option 3: Additional budget funding be provided.
- d. Defer PSN001137 Elected Member Bid: Playground Shade Heron Reserve, Parafield Gardens to the Asset Management Sub-Committee for further consideration
- e. Defer PSN00138 Elected Member Bid: New BBQ, Playground Shade and Toilet Baltimore Reserve to the Asset Management Sub-Committee for further consideration
- 5. Approves the removal of budget bid OPN001106: Local Heritage Review (Attachment 10) in accordance with item WS2-4 of the Elected Member Second Budget Workshop, and a report listing the potential heritage sites be provided to Council for review and input.
- 6. Approves the four-year program subject to further information being provided as noted in Item 2.1.4, Budget Workshop Actions Update.
  - Infrastructure Bids: net capital \$36,300,000 and operating \$1,301,000
  - Plant Furniture and Equipment Bids: net capital \$2,143,000
  - Operating Bids: operating \$919,000
  - IT Bids: net capital \$784,000 and operating \$135,000

which will be updated following Council decision in relation to parts 1 to 5 of this recommendation and noting that three (3) bids subject to a confidential report of Council are not included in these expenditure estimates.

**CARRIED** 0175/2023

### 2.2.2 Draft Sustainability Strategy - Budget considerations

Moved Cr S Reardon Seconded Cr P Jensen

### That Council:

1. Notes the information in this report and that any subsequent changes to the budget will be undertaken as part of the 2023/24 budget considerations.

**CARRIED** 0100/2023

The meeting then proceeded to consider item 2.2.1FI, which was withdrawn to be considered separately.

Pursuant to section 74 of the Local Government Act 1999, Cr Reardon declared a general conflict of interest in relation to part d of this matter on the basis of being a member of the Military Vehicle Preservation Society of SA. Cr Reardon stated that she will deal with the conflict by leaving the meeting.

*Cr S Reardon left the meeting at 07:56 pm.* 

### **Further Information Item 2.2.1FI**

Moved Cr C Buchanan Seconded Cr K Grenfell

### That Council:

- 1. Approves Discretionary rebates be provided for 2023/24 and 2024/25 as follows:
  - a. Meals on Wheels 25% discretionary rate rebate (noting that total rebate is 100%, given 75% mandatory rate rebate is required)
  - b. John Street Salisbury Pty Ltd (Northern Volunteering SA Inc) 100% discretionary rate rebate
  - c. SA Water (St Kilda Tram Museum Depot) 100% discretionary rate rebate
  - d. Military Vehicle Preservation Society of SA Inc (National Military Vehicle Museum) 100% discretionary rebate
  - e. Australian Migrant Resource Centre 75% discretionary rate rebate and 75% Salisbury City Centre Business Association Separate rate
  - f. Marra Murrangga Kumangka Inc 75% discretionary rate rebate
- 2. Adopts the Rate Rebate Policy as set out in Attachment 1 to this report (Finance and Corporate Services Committee 20/02/2023, Item No. 2.2.1FI).
- 3. Notes the further information regarding Wat Khmer Santipheap Association of SA Inc.

**CARRIED** 0176/2023

### **Confidential**

Refer to CONFIDENTIAL ITEMS section of Council Minutes

2.4.1 Budget Bids 2023/24 - Confidential Items

# **3** Governance and Compliance Committee Meeting

Moved Cr P Jensen Seconded Cr D Hood

### That Council:

Adopts the recommendations of the Governance and Compliance Committee meeting held on 20 March 2023 listed below, with the exception of item:

# 3.1.1 Council Assessment Panel - Appointment of Independent Members

which was withdrawn to be considered separately.

**CARRIED** 0177/2023

# 3.0.1 Future Reports for the Governance and Compliance Committee

Moved Cr P Jensen Seconded Cr D Hood

### That Council:

1. Notes the report.

**CARRIED** 0178/2023

Pursuant to section 75 of the Local Government Act 1999, Cr B Brug declared a Material conflict of interest on the basis of being a member of the Council Assessment Panel. Cr B Brug stated that he will deal with the conflict by leaving the meeting.

Cr B Brug left the meeting at 8:00 pm.

Pursuant to section 74 of the Local Government Act 1999, Cr L Brug declared a general conflict of interest on the basis of her husband, Cr B Brug, being a member of the Council Assessment Panel. Cr L Brug stated that she will deal with the conflict by leaving the meeting.

Cr L Brug left the meeting at 8:00 pm.

Pursuant to section 74 of the Local Government Act 1999, Cr. Reardon declared a general conflict of interest on the basis of being a deputy member of the Council Assessment Panel. Cr Reardon stated that she will deal with the conflict by leaving the meeting.

Cr Reardon left the meeting at 8:00 pm

# 3.1.1 Council Assessment Panel - Appointment of Independent Members

Moved Cr P Jensen Seconded Cr K Grenfell

### That Council:

1. Adopts the *Council Assessment Panel Terms of Reference* as contained in Attachment 1 to this report (Governance and Compliance Committee 20 February 2023, Item 3.1.1) to commence the expression of interest process for the appointment of Independent Members for the next term of the Council Assessment Panel.

CARRIED UNANIMOUSLY 0179/2023

Cr S Reardon returned to the meeting at 8:05 pm.

Cr B Brug returned to the meeting at 8:06 pm.

Cr L Brug returned to the meeting at 8:06 pm.

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# 4 Urban Services Committee Meeting

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

Adopts the recommendations of the Urban Services Committee meeting held on 20 March 2023, listed below, with the exception of item:

### **US-OB1** Hausler Reserve Changerooms

which was withdrawn to be considered separately.

**CARRIED** 0180/2023

### **4.0.1** Future Reports for the Urban Services Committee

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

1. Notes the report.

**CARRIED** 0180/2023

# 4.0.2 Recommendations of the Asset Management Sub Committee meeting held on Tuesday 14 March 2023

The information contained in the Asset Management Sub Committee of the meeting held on 14 March 2023 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

# **4.0.2-AMSC1** Future Reports for the Asset Management Sub Committee

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

1. Notes the report.

CARRIED 0180/2023

### 4.0.2-AMSC2 Playspaces Survey Results

Moved Cr C Buchanan Seconded Cr B Brug

### **That Council:**

- Notes that the community consultation with residents living within approximately 300m of nominated play spaces as outlined in paragraph 3.1 of the report (Item AMSC2 Playspace Survey Results Asset Management Sub Committee, 14 March 2023) has been completed.
- 2. Requests Administration bring back a further report to the September 2023 Asset Management Sub Committee on the recommendations identified in the survey results as outlined in paragraph 3.19 of the report (Item AMSC2 - Playspace Survey Results -Asset Management Sub Committee. 14 March 2023), and with specific examples of potential improvements to the playgrounds included in this survey (including costs) with a view to the recommendations being included in Council's Playspace Policy and being incorporated in the Strategic Asset Management Plan for 2024/25.

**CARRIED** 0180/2023

### 4.0.2-AMSC3 Draft Strategic Asset Management Plan 2023/24

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

- 1. Notes the report and provides feedback on the Draft Strategic Asset Management Plan 2023/24.
- 2. Notes that in line with Section 126 (4)(ab) of *the Local Government Act 1999* the Draft Strategic Asset Management Plan 2023/24 will be presented to the Audit and Risk Committee in April 2023 for comment and noting.
- 3. Notes that comments from the Asset Management Sub Committee and Audit and Risk Committee on the Draft Strategic Asset Management Plan 2023/24 will be incorporated in the report to be presented to the April 2023 Policy and Planning seeking Council's approval of the draft document for the purpose of public consultation in May 2023.

CARRIED 0180/2023

# 4.0.3 Recommendations of the Environmental Sustainability and Trees Sub Committee meeting held on Tuesday 14 March 2023

The information contained in the Environmental Sustainability and Trees Sub Committee of the meeting held on 14 March 2023 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

# **4.0.3-ESATS1** Future Reports for the Environmental Sustainability and Trees Sub Committee

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

1. Notes the report.

**CARRIED** 0180/2023

# 4.0.3-ESATS2 Tree Removal Requests - Monthly Update for January 2023

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

1. Defers consideration of this Item (ESATS2 – Tree Removal Requests – Monthly Update for January 2023) to the March 2023 Urban Services Committee to allow Administration to provide clarification on whether the trees listed as 51 and 58 in Attachment 1 of the report (item ESATS2, Environmental Sustainability and Trees Sub Committee, 14 March 2023) are significant or regulated trees.

CARRIED 0180/2023

# 4.0.3-ESATS3 Significant & Regulated Tree Requests - October, November, December

Moved Cr C Buchanan Seconded Cr B Brug

## **That Council:**

- 1. Approves the lodgement of development applications seeking removal of all regulated and significant trees for October, November and December 2022 as listed below:
  - 1.1 58 Oxford Street, Brahma Lodge
  - 1.2 21 Dorset Street, Brahma Lodge
  - 1.3 Shepley Crescent Reserve, Burton
  - 1.4 41 Hopner Avenue, Burton
  - 1.5 33 Condor Avenue, Burton
  - 1.6 2A Pando Avenue, Ingle Farm
  - 1.7 15 Woodfull Street, Parafield Gardens

- 1.8 4 Bayonet Drive, Paralowie
- 1.9 10 Middle Avenue, Paralowie
- 1.10 181 Whites Road, Paralowie
- 1.11 16 McQueen Court, Paralowie
- 1.12 16 McQueen Court, Paralowie
- 1.13 31 Brooklyn Avenue, Salisbury
- 1.14 6 Piccadilly Road, Salisbury East
- 1.15 103 Target Hill Road, Salisbury Heights
- 1.16 19 Warburton Road, Valley View
- 1.17 15 The Strand, Brahma Lodge
- 1.18 1 Swansea Circuit Wynn Vale Drive, Gulfview Heights
- 1.19 15 Sleep Road, Para Hills
- 1.20 49 Shorney Road, Parafield Gardens
- 1.21 2 x trees at 73-75 Lantana Drive, Parafield Gardens
- 1.22 63 Chartwell Crescent, Paralowie
- 1.23 35 Firmin Street, Paralowie
- 1.24 38 Boyara Crescent Barassi Street, Paralowie
- 1.25 45 Vincent Road, Paralowie
- 1.26 98 Winzor Street, Salisbury
- 1.27 20A Universal Road, Salisbury Downs
- 1.28 13 Prince Street, Salisbury East
- 1.29 10 Penong Crescent, Salisbury North
- 1.30 54 Eyre Crescent, Valley View
- 1.31 9 Gregory Street, Brahma Lodge
- 1.32 24 Adaleigh Avenue, Salisbury East
- 1.33 Bristow Reserve rear 14 Jasper Street, Salisbury East
- 1.34 40 Guernsey Crescent, Salisbury North
- 2. Notes that should any application be approved, two replacement trees per regulated tree and three replacement trees per significant tree are required to be planted in the near vicinity.

**CARRIED** 0180/2023

### 4.0.3-ESATS4 Review of Tree Removal Request - Various Locations

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

- 1. Approves the lodgement of a development application seeking removal of:
  - a. The regulated *Angophora floribunda* tree at the front of 7 Cooper Place, Paralowie, noting that should the application be approved two replacement trees are required to be planted.
  - b. The regulated *Eucalyptus camaldulensis* tree at the front of 32 Devoncourt Avenue, Ingle Farm, noting that should the application be approved two replacement trees are required to be planted.

- c. The three regulated trees to the adjacent 10 Newbury Crescent, Paralowie, being 1 x *Corymbia citriodra* and 2 x *Eucalyptus sideroxylon*. Should the application be approved six replacement trees are required to be planted.
- 2. Notes Council's resolution number 0125/2023 from its meeting held on Monday, 27 February 2023 in relation to Item ESATS4 Review of Tree Removal Request Various Locations, being that Council:

"Request that the Administration provide a further report to the Urban Services Committee providing options and processes for Council to appoint an independent arborist and planner to assess appeals related to regulated or significant trees"

and further requests that this report be brought back to the April 2023 Environmental Sustainability and Trees Sub Committee.

**CARRIED** 0180/2023

# **4.0.3-ESATS5** Sustainability Strategy 2035 - For Community Engagement

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

- 1. Approves the draft Sustainability Strategy as detailed in Attachment 1, of this report (ESATS5 Sustainability Strategy 2035 For Community Engagement Environmental Sustainability and Trees Sub Committee, 14 March 2023).
- 2. Approves the draft engagement plan and fact sheet as detailed in Attachment 2 and 3 of this report (ESATS5 Sustainability Strategy 2035 For Community Engagement Environmental Sustainability and Trees Sub Committee, 14 March 2023).
- 3. Notes the draft implementation plan and associated draft budget as outlined in Attachment 4 of this report (ESATS5 Sustainability Strategy 2035 For Community Engagement Environmental Sustainability and Trees Sub Committee, 14 March 2023), will be considered further as part of the 2023/24 budget deliberations.

### **Further Motion:**

That a further report be presented to the March 2023 Finance and Corporate Committee providing detailed clarification of line items CN1, CN6, B1, B7, CR1 and CR2 as listed in Attachment 4 of the report (Item ESATS5 – Sustainability Strategy 2035 – For Community Engagement – Environmental Sustainability and Trees Sub Committee, 14 March 2023).

**CARRIED** 0180/2023

### 4.0.4 Algae growth in all lakes at Mawson Lakes

Moved Cr C Buchanan Seconded Cr B Brug

### **That Council:**

1. Notes the report.

**CARRIED** 0180/2023

#### For Decision

### 4.1.1 Capital Works - February 2023

Moved Cr C Buchanan Seconded Cr B Brug

### That Council:

- 1. Approves the non-discretionary 2022/23 Third Quarter Budget Review Bid to the value of \$50k of capital State Government grant funding to cover the installation of three new bus shelters within the City.
- 2. Approves the non-discretionary 2022/23 Third Quarter Budget Review transfer of \$140k from the completed PR23921 Salisbury Oval Master Plan Program to PR30085 Animal Pound to cover additional expenditure incurred at this site.
- 3. Approves the demolition of the surplus aged clubroom at the Paddocks and repatriation of the area including construction of a new shade shelter with this work to be funded via PR18097 Building Renewal Program where sufficient funding is available to do so.

CARRIED 0180/2023

# 4.1.2 School Transport Framework Project Listing & Current Priorities

Moved Cr C Buchanan Seconded Cr B Brug

### **That Council:**

 Requests the administration to undertake further consultation with Ward Councillors to determine further priorities, timing and scope for future budget considerations relating to the School Transport Framework Program.

CARRIED 0180/2023

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# 4.1.3 Transfer of Portion of Private Land to Council Road Reserve 56 Fenden Road

Moved Cr C Buchanan Seconded Cr B Brug

### **That Council:**

- 1. Approves to accept a portion of 56 Fenden Road, Salisbury as delineated in Attachment 2 of the report (Item 4.1.3 Transfer of Portion of Private Land to Council Road Reserve, 56 Fenden Road Urban Services Committee, 20 March 2023) for nominal consideration noting that Council will be responsible for the payment of all costs associated with the transfer and land division.
- 2. Approves that all transfer and land division fees be paid from the existing Minor Land Acquisitions budget allocation for 2022/23.
- 3. Authorises the Manager Property and Buildings to lodge all necessary documentation with the Land Titles Office to allow for the transfer of this portion of land as privately-owned land measuring approximately 140.63m2 to the City of Salisbury as Road.

**CARRIED** 0180/2023

### 4.2.1 Tree Removal Requests - Monthly Update for January 2023

Moved Cr C Buchanan Seconded Cr B Brug

### **That Council:**

- 1. Notes the report.
- 2. Notes the additional information provided in paragraph 3.3 and 3.4 of the report relating to the trees listed as 51 and 58 in Attachment 1 of the report (Item 4.2.1 Tree Removal Requests Monthly Update for January 2023 Urban Services

  Committee, 20 March 2023).
- 3. Approves the removal of the non-regulated, non-significant tree at 7 Sandown Avenue, Paralowie.
- 4. Approves the lodgement of a Development Application for the removal of the regulated tree at 7 Sandown Avenue, Paralowie.
- 5. Approves that the removal of the non-regulated, non-significant tree at 6 Bogota Crescent, Paralowie be undertaken as soon as possible.

CARRIED 0180/2023

The meeting then proceeded to consider item US-OB1 which was withdrawn to be considered separately.

### **US-OB1** Hausler Reserve Changerooms

Pursuant to section 74 of the Local Government Act 1999, Cr C Buchanan declared a general conflict of interest on the basis of being the president of the association which has the lease on the oval on which this is proposed. Cr C Buchanan stated that he will deal with the conflict by not participating in the meeting. Cr C Buchanan left the meeting at 8:06pm.

Moved Cr K Grenfell Seconded Cr S Ouk

### That Council:

- 1. Requests that Administration provides an information report to the March 2023 Council meeting detailing the costs of a modified design to the Hausler Reserve Changerooms to include a small event space/kiosk and necessary carpark improvements.
- 2. Requests that the report also include the costs of providing a temporary toilet on site until the building is completed.

CARRIED Unanimously 0181/2023

Cr Buchanan re-entered at 8:07pm.

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# 5 Community Wellbeing and Sport Committee Meeting

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

Adopts the recommendations of the Community Wellbeing and Sport Committee meeting held on 21 March 2023, listed below:

CARRIED UNANIMOUSLY 0182/2023

# 5.0.1 Future Reports for the Community Wellbeing and Sport Committee

Moved Cr K Grenfell Seconded Cr S Reardon

### **That Council:**

1. Notes the report.

CARRIED UNANIMOUSLY 0182/2023

### 5.0.2 Youth Collective Council (YCC) - Terms of Reference

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

- 1. Notes the report.
- 2. Approves the establishment of a working party comprising of the respective Chairman and Deputy Chairman of the Community Wellbeing and Sport Committee and the Policy and Planning Committee and the Mayor, to give consideration to a Youth Engagement Model and report back to the Community Wellbeing and Sport Committee in June 2023.

CARRIED UNANIMOUSLY 0182/2023

### 5.0.3 Age Friendly Strategy 2022-2027 Implementation Report

Moved Cr K Grenfell Seconded Cr S Reardon

### **That Council:**

- 1. Notes the report.
- 2. Requests Staff to provide a CEO briefing session to Council with an overview of the Age Friendly Strategy.

CARRIED UNANIMOUSLY 0182/2023

# 5.1.1 Community Grant Program 2022/2023 Budget

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

- 1. Notes that the Community Grant Program 2022/23 budget is close to being fully expended.
- 2. Approves a non-discretionary budget bid of \$40,000 for the Community Grant Program at the 2022/23 Third Quarter Budget Review.

CARRIED UNANIMOUSLY 0182/2023

### **CWS-OB1** Review of Community Grants

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

 Request that staff bring back a report to Community Wellbeing and Sport Committee reviewing the Community Grant category amounts and advising the Committee of other opportunities.

CARRIED UNANIMOUSLY 0182/2023

### CWS-OB2 Little Para Golf Course Logo

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

1. Approves in principle, and subject to minor variation, Option 3 of the Little Para Golf Course logo design (attached).

CARRIED UNANIMOUSLY 1082/2023

# 5.2.1 Youth Sponsorship Applications - February 2023

Moved Cr K Grenfell Seconded Cr S Reardon

### That Council:

- 1. Notes the report.
- 2. Request that staff bring back a report to Community Wellbeing and Sport Committee in April 2023 on a proposed increase of the funding categories and other suggestions by staff.

CARRIED UNANIMOUSLY 0182/2023

### For Noting Only: Decisions Made Under Committee Delegation

# 5.1.2 Community Grant Report Grant No. 25/2022-23: Punya Foundation Incorporated Community Grant Application

That the Community Wellbeing and Sport Committee, in accordance with its delegated powers set out in the adopted Terms of Reference:

- 1. Approves the request for funding for the March 2023 round of Community Grants as follows:
  - a. Grant No. 25/2022-23 Punya Foundation Incorporated Community Grant Application: to the value of \$5,000: to assist with costs towards eligible items hall hire, catering, decorations, PA System and artwork material for their Multi-Cultural Spiritual Program Event.
  - b. The Administration will work with the Punya Foundation Incorporated to address the ineligible items ensuring funds are only provided as per the criteria and guidelines.

# 5.1.3 Community Grant Report Grant No. 26/2022-23: Salisbury Art Society Incorporated Community Grant Application

That the Community Wellbeing and Sport Committee, in accordance with its delegated powers set out in the adopted Terms of Reference:

- 1. Approves the request for funding for the March 2023 round of Community Grants as follows:
  - a. Grant No. 26/2022-23 Salisbury Art Society Incorporated Community Grant Application: to the value of \$3,300: to assist with costs towards eligible items venue hire, catering, art materials, for their John Ford Water Colour Workshop to be held at The City of Salisbury Community Hub.
  - b. The Administration will work with the Salisbury Art Society Incorporated to address the ineligible items ensuring funds are only provided as per the criteria and guidelines.

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### **5.1.4** Parafield Gardens Mens Shed Proposal

That the Community Wellbeing and Sport Committee, in accordance with its delegated powers set out in the adopted Terms of Reference:

- 1. Approves the request for a one-off funding payment as follows:
  - a. The Mens Shed Parafield Incorporated to the value of \$20,000 and to assist with costs towards construction of a new shed on their site at 171 Anderson Road, Parafield Airport SA 5106;
  - b. Upon the receipt of the relevant documentation and permissions as requested by the Administration.
- 2. Notes the funds will come out of the existing Community Development Budget 2022/2023.

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# 6 Innovation and Business Development Committee Meeting

Moved Cr S McKell Seconded Cr K Grenfell

### That Council:

Adopts the recommendations of the Innovation and Business Development Committee meeting held on 21 March 2023, listed below:

**CARRIED** 0183/2023

# **6.0.1** Future Reports for the Innovation and Business Development Committee

Moved Cr S McKell Seconded Cr K Grenfell

### That Council:

1. Notes the report.

**CARRIED** 0183/2023

#### For Decision

### 6.1.1 Shopfront Improvement Grant Application Review

Moved Cr S McKell Seconded Cr K Grenfell

## That Council:

- 1. Notes the Shopfront Improvement Grant Guidelines presented in Attachment 1 (21 March 2023 Innovation and Business Development Committee, Item 6.1.1), as approved by Council on 22 August 2022.
- 2. Approves the allocation of funding from the Shopfront Improvement Grant to the Salisbury Optometrist to the value of \$10,000 following its successful application to assist with the building and landscape repairs as detailed in the report (21 March 2023 Innovation and Business Development Committee, Item 6.1.1).
- 3. Authorises the Chief Executive Officer to allocate a Shopfront Improvement Grant and enter into an agreement with the eligible successful grant applicant.
- 4. Authorises the Chief Executive Officer or delegate to approve the allocation of the remaining funds to applicants that are successful after their application is reviewed against the criteria and accepted by the Evaluation Panel, until all the available budget is allocated.

**CARRIED** 0183/2023

# Recommendations of the Salisbury Living Sub Committee meeting held on Tuesday 14 March 2023

The information contained in the Salisbury Living Sub Committee of the meeting held on 14 March 2023 be received and noted with respect to the following recommendations contained therein to be adopted by Council:

# **6.1.2-SLSCC1** Future Reports for the Salisbury Living Sub Committee

Moved Cr S McKell Seconded Cr K Grenfell

That Council:

1. Notes the report.

**CARRIED** 0183/2023

**Confidential** 

Refer to CONFIDENTIAL ITEMS section of Council Minutes

6.4.1 Recommendations of the Confidential Salisbury Living Sub Committee Meeting held on Tuesday 14 March 2023

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### **Audit and Risk Committee**

No Audit and Risk Committee meeting was held in March 2023.

### **CEO Review Committee**

No CEO Review Committee meeting was held in March 2023.

## **Council Assessment Panel Meeting**

Minutes of the Council Assessment Panel Meeting held on 28 February 2023 were noted by Council.

#### **GENERAL BUSINESS**

# GB1 Code of Practice - Access to Council and Committee Meetings and Documents

Moved Cr K Grenfell Seconded Cr A Graham

### That Council:

1. Approves the draft Code of Practice – Access to Council and Committee Meetings and Documents as set out in attachment 1 to this report (Item No GB1; Council meeting 27 March 2023) to go out to public consultation for 21 days in accordance with section 92(5) of the *Local Government Act 1999*.

**CARRIED** 0184/2023

### GB2 Local Government (Casual Vacancies) Amendment Act 2023

Moved Cr C Buchanan Seconded Cr P Jensen

### **That Council:**

- 1. Notes this report
- 2. Welcomes back Cr Reardon to her position on Council.

CARRIED UNANIMOUSLY 0185/2023

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Pursuant to section 74 of the Local Government Act 1999, Cr Reardon declared a general conflict of interest on the basis of being a long standing relationship with the Para Hills Uniting Church. Cr Reardon stated that she will deal with the conflict by leaving the meeting.

Cr S Reardon left the meeting at 8:11 pm.

# **GB3** Community Events Sponsorship Grant Application

Moved Cr C Buchanan Seconded Cr P Jensen

### That Council:

- 1. Approves the following application through Round eleven (11) of the Community Events Sponsorship Program as follows:
  - a. Grant No. 1/2023: Para Hills Uniting Church, application for \$5,000.00 for their Spirit of Ramadan: Bringing together our diverse community for peace dinner.

**CARRIED** 0186/2023

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

Pursuant to section 74 of the Local Government Act 1999, Cr K Grenfell declared a general conflict of interest on the basis of being a member of the NAWMA Board and also the NAWMA Audit Committee, noting the exemption provided in section 75D(3). Cr Grenfell managed the conflict by remaining in the meeting and voting in the best interest of the community.

Pursuant to section 74 of the Local Government Act 1999, Cr C Buchanan declared a general conflict of interest on the basis of being a member of the NAWMA Board, noting the exemption provided in section 75D(3). Cr Buchanan managed the conflict by remaining in the meeting and voting in the best interest of the community.

Pursuant to section 74 of the Local Government Act 1999, Cr S Reardon declared a general conflict of interest on the basis of being a member of the NAWMA Board, noting the exemption provided in section 75D(3). Cr Reardon managed the conflict by remaining in the meeting and voting in the best interest of the community.

Cr S Ouk left the meeting at 8:27 pm.

# GB4 Northern Adelaide Waste Management Authority Charter Review 2023

Moved Cr C Buchanan Seconded Cr S McKell

### **That Council:**

- Notes the Northern Adelaide Waste Management Authority Charter as included in Attachment 1 of the report (Item GB2 – Northern Adelaide Waste Management Authority Charter Review 2023 – Council, 27 March 2023)
- 2. Approves the proposed amendments listed in paragraph 3.6 of the report (Item GB4 Northern Adelaide Waste Management Authority Charter Review 2023 Council, 27 March 2023) for consideration as part of the Charter Review Consultation Process by the NAWMA Board.

**CARRIED** 0187/2023

The majority of members voted IN FAVOUR of the MOTION.

Cr K Grenfell voted IN FAVOUR of the MOTION.

Cr C Buchanan voted IN FAVOUR of the MOTION.

Cr S Reardon voted IN FAVOUR of the MOTION.

Cr S Ouk returned to the meeting at 8:31 pm.

# GB5 Voting Advice to Council Delegate for the Local Government Association Ordinary General Meeting - 14 April 2023

Moved Cr C Buchanan Seconded Cr P Jensen

### That Council:

1. Authorises its Local Government Association (LGA) Ordinary General Meeting (OGM) voting delegate (Deputy Mayor Cr Chad Buchanan or Cr Peter Jensen as proxy) to use discretion when voting on the items presented at the upcoming LGA OGM 14 April 2023, except for those items for which Council would specifically resolve otherwise.

**CARRIED** 0188/2023

Cr P Jensen left the meeting at 8:32 pm. Cr P Jensen returned to the meeting at 8:36 pm.

## **GB6** Elected Member Training and Development Policy

Moved Cr C Buchanan Seconded Cr M Mazzeo

#### That Council:

- 1. Adopts an amendment to the Elected Member Training and Development Policy, set out in Attachment 1 to this report (Item No. GB 6 Council meeting, 27 March 2023), to provide an annual individual training allocation of \$3,500 per newly elected Member who starts a first Council term in the first financial year of the new term or as adopted otherwise by Council as part of future budget processes.
- 2. Notes that any budget implications for the 2022/23 financial year allocation will be absorbed within the existing budget provisions.

**CARRIED** 0189/2023

Pursuant to section 74 of the Local Government Act 1999, Cr C Buchanan declared a general conflict of interest on the basis of being an office holder of the Club. Cr C Buchanan will deal with the conflict by leaving the meeting.

Cr C Buchanan left the meeting at 8:39 pm.

# GB7 Hausler Reserve Upgrade, Stage Two: New Change Facility

Moved Cr B Brug Seconded Cr S Ouk

### That Council:

1. Notes the report.

**CARRIED** 0190/2023

Cr C Buchanan returned to the meeting at 08:39 pm.

## **GB8** Response to January 2023 Deputations

Moved Cr C Buchanan Seconded Cr P Jensen

### That Council:

- 1. Notes the information provided in this report following Council's resolution requesting such information in response to the Deputations at the Council meeting on 31 January 2023.
- 2. That the Mayor provide a copy of the response to the Deputee, Mr Warren.

CARRIED 0191/2023

#### **MAYOR'S DIARY**

#### MD1 Mayor's Diary

Moved Cr S Reardon Seconded Cr S Ouk

#### That Council:

1. Notes this information.

**CARRIED** 0192/2023

#### REPORTS FROM COUNCIL REPRESENTATIVES

Nil.

## **QUESTIONS ON NOTICE**

# QON1 Questions on Notice: Infrastructure (Tregoning Green Salisbury Park and Playspaces)

The following Questions were asked by Mr Adam Duncan at the 27 February 2023 Council Meeting and taken on notice:

1. Can the General Manager provide an update on the Expression of Interest process for the Tregoning Green Salisbury Park rebound wall mural. It commenced in October 2022 and I understood it was to be referred to the Community Wellbeing and Sport Committee for review but this has not happened.

The following response is provided by the General Manager Community Development:

Expressions of Interest have been received in relation to the Tregoning Green Salisbury Park Rebound Wall Mural and is currently being considered under the "Create a Place" public art project. The Public Art and Event's Panel are meeting on Monday, 27 March 2023 and this matter is included on that Agenda.

2. Can the General Manager provide an update on construction timeframes on the St Albans, Salisbury Heights, Carney Close, Salisbury Plain and Hedgerow Reserve, Gulfview Heights Playspaces.

The following response is provided by the General Manager City Infrastructure:

Carney Close, Salisbury Plains and Hedgerow Reserve, Gulfview Heights (Barker Gully Reserve) are currently under construction with completion of the works expected by the end of May 2023.

St Albans Salisbury Heights playspace renewal is currently in the design finalisation phase. Once all elements are resolved, including the requirements of the detention basin, advice will be provided to the surrounding residents of the works, noting that public consultation was undertaken in early 2022. It is expected that this will occur in May 2023 followed by the construction later in 2023.

## **QON2 Question on Notice: Golding Oval Dog Park Works**

Cr Lauren Brug has submitted the following Question on Notice:

1. When will Golding Oval Dog Park works in the South Ward be undertaken and what is the expected completion date?

The following response is provided by the General Manager City Infrastructure:

Works on the Golding Oval Dog Park commenced on Thursday, 16 March 2023 and it is expected that the works will be completed by the end of May 2023.

## **QON3** Questions on Notice: Dog Parks in West Ward

Cr Beau Brug has submitted the following Questions on Notice:

- 1. When is the Mawson Lakes regular dog park scheduled for renewal?
- 2. Has it been budgeted for?

The following response is provided by the General Manager City Infrastructure:

Council developed a Dog Park Improvement Program in 2020 identifying required improvements to existing dog parks. The Audit of the dog parks, completed in 2021, showed that the Mawson Lakes Dog Park was in good condition.

In line with the current budget bids, an indicative timeframe of future renewal and upgrade works would be within the next 6 to 8 years and consequently there are no works currently budgeted for this dog park in the 2023/24 budget process.

- 3. When is the Mawson Lakes small dog park scheduled for creation?
- 4. Has it been budgeted for?

The following response is provided by the General Manager City Infrastructure:

The creation of a new small dog part at Dry Creek Linear Park (Mawson Lakes) is scheduled for delivery this financial year. The works have commenced with completion by the end of April 2023.

- 5. When is the Pooraka regular dog park scheduled for renewal?
- 6. Has it been budgeted for?

The following response is provided by the General Manager City Infrastructure:

Council's Dog Park Improvement Program approved in 2020 did not include the Pooraka Dog Park as it was upgraded in 2014. Future works at this site are not currently budgeted.

- 7. When is the Pooraka small dog park scheduled for creation?
- 8. Has it been budgeted for?

The following response is provided by the General Manager City Infrastructure:

There is a regular dog park at Unity Park, Pooraka. The creation of a small dog park at this location is the last small dog park left to be delivered. These works are currently budgeted for delivery in 2024/25, however at the Finance and Corporate Services Committee meeting held on 20 March 2023 discussion occurred on the bids relating to Dog Parks and it was requested that it be included in the 2023/24 budget process and this will be addressed as part of this meeting.

Council should note that there are two small dog parks within close proximity, these being Golding Reserve, Ingle Farm and the recently completed small dog park at The Paddocks, Para Hills.

### **QON4** Question on Notice: St Kilda Mangroves

Cr Beau Brug has submitted the following Question on Notice:

1. What is the current health and status of the St Kilda Mangroves?

General Manager City Infrastructure, has provided the following response:

The St Kilda mangroves have not seen any further significant loss at this point in time.

The St Kilda mangroves furthest away from the salt pans suffered only minor or no impact due to the increased salinity levels experienced last summer, and these appear to be stable in health with most showing signs of flowering.

The area closest to the salt pans was impacted more by high salinity water from the salt pan with areas of the forest dying and showing no signs of regeneration. However, investigation on site has noted that there are a good number of juvenile trees occurring within this site as well as the summer providing a good number of propagules which also have been observed on site. However, the impact on the established mangrove trees has increased erosion of sediment from the root zones of the dead trees, which may impact on the capability for reforestation.

It is still too early to be confident of a full recovery of the mangrove forest, as it is unclear at this stage whether suitable environmental conditions (surface water, sediments, groundwater etc) have been established with the draining of the salt pan.

Monitoring of water depth and salinity has commenced of the ground water within the investigation wells that Department for Energy and Mines established in partnership with Council and this will continue to be monitored, particularly as winter approaches to see if the natural filling of the salt pan has any further impact on the mangrove forest.

## QON5 Question on Notice: Cascade Lake, Mawson Lakes

Cr Beau Brug has submitted the following Question on Notice:

1. What is the current health and status of the Cascades Lake in Mawson Lakes?

General Manager City Infrastructure, has provided the following response:

There are currently no concerns with the quality of the water in the lake, which stabilised within approximately 14 days of the black water inversion event being diagnosed in early January 2023.

The Cascade Lake water quality continues to be monitored regularly, including monthly water samples for laboratory analysis and fortnightly spot checks using hand held water quality instruments.

There are now two new permanent water aerators in the lake providing increased oxygenation of the water. The recirculation systems circulating water to the southern small lake, the northern lake and swale loop, and the cube cascade aerators, are all fully operational.

## **QON6 Question on Notice: Mawson Lakes Pedestrian Bridge**

Cr Beau Brug has submitted the following Question on Notice:

1. What is the current status and timeline for the full construction and public opening of the Mawson Lakes pedestrian bridge?

General Manager City Infrastructure, has provided the following response:

We have made significant progress with the installation of the Mawson Lakes School Bridge in partnership with our contractor Civil Tech Pty Ltd

The installation of abutments, piers and piles will be completed by the end of this week.

Unfortunately, we received advice last week that the subcontractor undertaking the steel fabrication for the bridge, a Port Adelaide based shipbuilding and defence contractor, Smart Fabrication Pty Ltd, has been placed into liquidation.

Since receiving this advice we have been working closely with our contractor, Civil Tech and the Liquidator to work towards a positive solution.

We have been successful in engaging another company to complete the fabrication works required.

We are now working to the following expected timelines:

- The steel will be transported to the new contractor by Friday, 24 March 2023
- Steel fabrication and welding is expected to take two weeks to complete
- Completed fabricated steel will be transferred for painting by 3 April 2023 and will be completed that week.
- Transfer of bridge to site
- Installation of the bridge is expected to commence the week of 10 April 2023

Once these details have been confirmed we will provide a further update, along with the proposed completion and opening event timelines.

## **QON7 Question on Notice: Chinese Cameras**

1. Can the administration advise if the City of Salisbury has any Hikvision or Dahua cameras in any Council building or in the public realm?

General Manager City Infrastructure, has provided the following response:

Council does not have any Hikvision or Dahua cameras in any Council building or in the public realm.

### **QUESTIONS WITHOUT NOTICE**

No Questions without Notice.

#### MOTIONS ON NOTICE

## MON1 Motion on Notice: Cool Seal Road Surfacing in Mawson Lakes

Moved Cr B Brug Seconded Cr S McKell

#### That Council:

- 1. Notes that CoolSeal road surfacing was applied to the residential area of Bridges Estate of Mawson Lakes in 2018.
- 2. Requests Administration to assess the performance of the CoolSeal product in the Bridges Estate and bring back a report by September 2023, which includes:
  - a. evaluation of the product against the supplier's specifications and anticipated performance;
  - b. cost of the initial application;
  - c. cost of maintenance, and comparison against alternate treatments:
  - d. information on the product's heat reduction capability and performance, and the economic savings (if any) achieved from heat reduction:
  - e. the estimated cost to remove the CoolSeal and replace with an alternate treatment(s);
  - f. local community consultation outcomes from a hardcopy survey to be undertaken before report completion in July 2023, to receive and evaluate the community's feedback and level of satisfaction with the CoolSeal product;
  - g. any other relevant information for Council's consideration of this matter

CARRIED 0193/2023 UNANIMOUSLY

Cr K Grenfell left the meeting at 8:59 pm. Cr K Grenfell returned to the meeting at 9:02 pm.

# MON2 Motion on Notice: Improved Public Transport Connectivity to Tea Tree Plaza

Moved Cr L Brug Seconded Cr A Graham

#### That Council:

- 1. Requests that the Mayor writes to the Minister for Transport
  - a. advising of our community's concerns relating to the poor public transport connections from various areas within the City of Salisbury to the Tea Tree Plaza Interchange, and
  - b. seeking information on any planned improvements to the existing public transport services between Tea Tree Plaza and Salisbury.

CARRIED UNANIMOUSLY 0194/2023

Pursuant to section 75 of the Local Government Act 1999, Cr B Brug declared a material conflict of interest on the basis of being a member of the Lions Club of Salisbury. Cr B Brug stated he will deal with the conflict by leaving the meeting. Cr B Brug left the meeting at 09:09 pm.

Pursuant to section 75 of the Local Government Act 1999, Cr L Brug declared a material conflict of interest on the basis of being a member of the Lions Club of Salisbury. Cr L Brug stated she will deal with the conflict by leaving the meeting. Cr L Brug left the meeting at 09:09 pm.

## **MON3** Motion on Notice: Christmas Carols 2023

Moved Cr C Buchanan Seconded Cr K Grenfell

#### That Council:

- 1. Thanks the Lions Club of Salisbury for delivering the 2022 Christmas Carols event at Carisbrooke Park in partnership with Council.
- 2. Provides in principle support to deliver or support an ongoing Christmas Carols event in the City of Salisbury.
- 3. Brings back a report reviewing the 2022 Christmas Carols event, including opportunities to improve the event, funding options and partnerships or grant opportunities.
- 4. Notes the existing budget of \$30,000.

**CARRIED** 0195/2023

Cr B Brug returned to the meeting at 9:16 pm. Cr L Brug returned to the meeting at 9:16 pm.

## **MON4** Motion on Notice: Condolences - former Councillor Rod Wright

Moved Cr P Jensen Seconded Cr B Brug

#### That Council:

- 1. Expresses its condolences on the passing of former Councillor Rod Wright, elected 4 July 1967 for the then Salisbury West Ward.
- 2. Formally expresses and conveys our sympathies to the family and friends of former Councillor Rod Wright.

**CARRIED** 0196/2023

## MON5 Motion on Notice: Mawson Lakes Pedestrian Bridge Event

Cr B Brug withdrew the Motion on Notice.

# MON6 Motion on Notice: Strategic Property Development Lake Windemere Amenities

Moved Cr D Hood Seconded Cr C Buchanan

## That Council:

- 1. Noting the proposed Lake Windemere residential development will deliver 35 additional houses in proximity to the Lake Windemere reserve, requests that Administration bring back a report on the level of investment required to provide the following upgrades for the benefits of the local community:
  - 1. sealing of the path around the lake
  - 2. installation of exercise equipment around the lake
  - 3. installation of barbeque facilities
  - 4. investigation of the installation of a water fountain in the ornamental lake for the purpose of preventing stagnant water and improving water quality
  - 5. investigation of a dog park option.
- 2. Considers a budget bid to deliver the above amenities as part of the 2024/25 budget considerations.

CARRIED Unanimously 0197/2023

# **MON7** Motion on Notice: Formal Meeting Schedule - Standing Committees

Moved Cr B Brug Seconded Cr C Buchanan

#### That Council:

1. Amends its meeting schedule as adopted at its meeting on 19 December 2022, only to change the order of the Standing Committees as follows, monthly or as required:

• First: Innovation and Business Development

Committee

• Second: Community Wellbeing and Sport Committee

**CARRIED** 0198/2023

## **MON8** Motion on Notice: Formal Meeting Schedule - Sub Committees

Moved Cr B Brug Seconded Cr K Grenfell

#### That Council:

1. Amends its Sub Committee Meeting Schedule as adopted at its meeting on 19 December 2022, to the extent of changing the order of the Sub Committees as follows:

• First: Salisbury Living Sub Committee (monthly or as

required)

• Second: Environmental Sustainability and Trees Sub

Committee (monthly or as required)

• Third: Asset Management Sub Committee (monthly or

as required)

• Fourth: Intercultural Strategy and Partnerships Sub

Committee (bi-monthly or as required)

**CARRIED** 0199/2023

#### **BREAK**

In accordance with the Code of Practice for Meeting Procedures, the Mayor provided a break to all present. The meeting was suspended at 9:32 pm.

The meeting reconvened at 9:45 pm.

Cr S Ouk left the meeting at 10:20 pm.

#### MOTIONS WITHOUT NOTICE

## **MWON1** Motion Without Notice: Online Meeting Participation

Moved Cr K Grenfell Seconded Cr L Brug

#### That Council

- 1. Notes the current Code of Practice for Meeting Procedures as listed below.
- S.RP REMOTE PARTICIPATION IN COMMITTEE MEETINGS AND CEO BRIEFING SESSIONS/WORKSHOPS (1) A Member may attend Committee meetings or CEO Briefing Sessions/Workshops online by video conferencing via the connection link provided by the Council Administration, subject to the following conditions:
- (a) All Members and the Minute Taker being able to hear other Members whilst a Member is participating online, and;
- (b) Members participating online shall have their video camera switched on to be able to be seen at all times and be located within a quiet environment to ensure they are able to hear and be heard clearly. Members participating online shall be located in a confidential environment with no other persons present when confidential items are considered, and:
- (c) Members participating online are encouraged to use a microphone and headset or combination of the two together, and;
- (d) When attending online, Members are encouraged to use a blurred digital background for open public meetings, and no digital background for confidential meetings and should only be participating with Council supplied technology, and;
- (e) Members participating online shall express their vote on each and every question in a manner that can be identified by all other persons present at the meeting (whether all other persons at the meeting are physically present or present online), and;
- (f) The Presiding Member (or Acting Presiding Member) is authorised to disconnect the Member in the event that the technology causes any disruption or nuisance to the meeting, and;
- (g) Should the online connection fail, any attempt(s) to re-connect are made at the discretion of the Presiding Member, and;
- (h) Whilst participating in a Meeting in accordance with this clause, a Member shall be considered as being present at the meeting for all purposes.
- 2. Adopts an amendment to its Code of Practice for Meeting Procedures as follows:
- A. 1(b) Members participating online shall have their video camera switched on to be able to be seen at all times and must be able to hear and be heard clearly. Members participating online shall be located in a confidential and quiet environment with no other persons (including no other Elected Members) present.

- B. 1(d) When attending online, Members are encouraged to use a blurred digital background for open public meetings, and use Council supplied technology
- C. New addition: online participation by Elected Members is disallowed for Confidential Agenda items for Committee and Sub-Committee meetings and online participation is disallowed for all CEO Briefing sessions and council workshops
- D. 1(f) The Presiding Member (or Acting/Deputy Presiding Member if presiding over the meeting) is authorised to disconnect the Member in the event that the technology causes any disruption or nuisance to the meeting, or in the event of non-compliance with the provisions in this section
- E. New addition: the Elected Member presiding over the meeting must be in attendance in person. If the Council appointed Presiding Member participates online, then the Deputy Presiding Member present in person will preside over the meeting

With all other provisions under existing section S.RP as listed in part 1 to remain unchanged.

**CARRIED** 0200/2023

Cr B Brug left the meeting at 10:26 pm and did not return.

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## MWON2 Motion Without Notice: Recording on public website

Moved Cr C Buchanan Seconded Cr P Jensen

#### That Council:

Reintroduces the publication of the Teams recording for the public part of the Council and Standing Committee meetings, starting 1 March 2023, with this publication to be on the Council website for one month.

**CARRIED** 0201/2023

#### **MWON3** Motion Without Notice: Public Art

Moved Cr C Buchanan Seconded Cr K Grenfell That Council:

- 1. Notes that the Public Art Panel met on 27 March 2023 and the process that the Public Art Panel undertakes to inform its decision on deciding on public art.
- 2. Requests staff to undertake limited consultation with the local student school body regarding Tregoning Green on the proposed art murals as presented to the Public Art Panel 27 March 2023 to aid consultation to conclude prior to the 13 April 2023.
- 3. Requests staff provide a report on the results of the consultation to the Community Wellbeing and Sport Committee.
- 4. Requests staff also include public consultation mechanisms for the Public Art Panel.

**CARRIED** 0202/2023

During the debate, Mayor Aldridge vacated the Chair and left the meeting at 10:29 pm.

Deputy Mayor, Cr Buchanan assumed the Chair at 10:29pm.

## **OTHER BUSINESS**

# OB1 Harmony Day

Moved Cr L Brug Seconded Cr S Ouk

# That Council:

- 1. Notes the success of the City of Salisbury Harmony Day Event.
- 2. Thanks staff for organising a successful Harmony Day Event.

CARRIED Unanimously 0203/2023

Mayor G Aldridge returned to the meeting and reassumed the Chair at 10:35 pm.

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#### ORDERS TO EXCLUDE THE PUBLIC

## 1.4.1 Thematic Heritage Study - Stage 2 Item Identification

Moved Cr P Jensen Seconded Cr S Reardon

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) 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
  - 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.
- 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 **Thematic Heritage Study - Stage 2 Item Identification** 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 0204/2023

## 2.4.1 Budget Bids 2023/24 - Confidential Items

Moved Cr P Jensen Seconded Cr S Reardon

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) 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.
- 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
  - On that basis the public's interest is best served by not disclosing the **Budget Bids 2023/24 - Confidential Items** 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, Chief Executive Officer, General Manager Business Excellence, General Manager City Infrastructure, General Manager Community Development, General Manager City Development, Manager Governance, Team Leader Council Governance be excluded from attendance at the meeting for this Agenda Item.

CARRIED 0205/2023

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# 6.4.1 Recommendations of the Confidential Salisbury Living Sub Committee Meeting held on Tuesday 14 March 2023

Moved Cr P Jensen Seconded Cr S Reardon

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 Salisbury Living Sub Committee Meeting held on Tuesday 14 March 2023 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, Chief Executive Officer, General Manager Business Excellence, General Manager City Infrastructure, General Manager Community Development, General Manager City Development, Manager Governance, Team Leader Council Governance be excluded from attendance at the meeting for this Agenda Item.

**CARRIED** 0206/2023

The meeting moved into confidence at 10:36 pm.

The meeting moved out of confidence and closed at 10:50 pm.

CHAIRMAN
DATE