

CITY OF WEST TORRENS



## Notice of Council & Committee Meetings

**NOTICE IS HEREBY GIVEN** in accordance with Sections 83, 84, 87 and 88 of the Local Government Act 1999, that a meeting of the

### Council

and

- **Urban Services Prescribed Standing Committee**
- **Governance Prescribed Standing Committee**

of the

**CITY OF WEST TORRENS**

will be held in the Council Chambers, Civic Centre  
165 Sir Donald Bradman Drive, Hilton

on

**TUESDAY, 1 MAY 2018**

**at 7.00pm**

**Terry Buss PSM  
Chief Executive Officer**

**City of West Torrens Disclaimer**

Please note that the contents of these Council and Committee Agendas have yet to be considered by Council and officer recommendations may be altered or changed by the Council in the process of making the formal Council decision.

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## 1 MEETING OPENED

### 1.1 Evacuation Procedures

## 2 PRESENT

## 3 APOLOGIES

## 4 DISCLOSURE STATEMENTS

Elected Members are required to:

1. Consider Section 73 and 75 of the *Local Government Act 1999* and determine whether they have a conflict of interest in any matter to be considered in this Agenda; and
2. Disclose these interests in accordance with the requirements of Sections 74 and 75A of the *Local Government Act 1999*.

## 5 CONFIRMATION OF MINUTES

### RECOMMENDATION

That the Minutes of the meeting of the Council held on 17 April 2018 be confirmed as a true and correct record.

## 6 MAYORS REPORT

### (Preliminary report for the agenda to be distributed Friday, 27 April 2018)

In the two weeks since the last Council Meeting of 17 April 2018 functions and meetings involving the Mayor have included:

#### 20 April 2018

- 11.45am Presented medals to competitors in the Special Olympics Football matches at Barratt Reserve, West Beach.
- 2.30pm Interviewed at Solo Waste Transfer Station by Henrik Gout for a Channel 7 "Today Tonight" segment about the impact on local governments of the new restrictions on exporting recyclable material to China.
- 7.00pm Attended the West Adelaide Football Club dinner at Adelaide Oval for the presentation of the "Team of the Centuries".

#### 21 April 2018

- 11.00am Attended the formal re-opening organised by the Australian Rail Track Corporation of the Mile End Pedestrian Crossing and participated in cutting the ribbon, followed by a Channel 9 interview.

**22 April 2018**

12 noon Hosted guests in the Mayor's Room at Richmond Oval for the match between South Adelaide and West Adelaide, including Former Port Pirie Mayor Brendon Vanstone and former Supreme Court Justice Margaret Nyland in her new role as South Adelaide Football Club Chairman.

**24 April 2018**

6.00pm Attended the St George name-day Festival at St George College.

**25 April 2018**

5.45am Attended the Hilton RSL Sub-branch ANZAC Day Dawn Service in the Memorial Gardens and laid a wreath on behalf of the City of West Torrens, followed by breakfast in the Hilton RSL. Possibly in excess of a thousand attended the service, the success of which can be attributed to the input of the new Hilton President Ian Gardiner and to the attention to detail of our staff members Gordon Anderson and Mick Guiffreda. Noticeable was the laying of wreaths by community groups such as the West Adelaide Football Club, two Scout groups and several schools, with the presence of the schoolchildren being due to personal visits to their schools by Ian Gardiner.

**26 April 2018**

6.00pm Participated in the Civic Committee Meeting.

In addition, after the compilation of this report on Thursday as part of the Agenda to be distributed on Friday, I anticipate having attended or participated in the following:

**27 April 2018**

12 noon With members of Council's senior management team, attending the SA Press Club lunch with Premier Steven Marshall as Guest Speaker.  
5.00pm Attending the Adelaide City Council celebration of the birth date of Colonel William Light.

**30 April 2018**

7.00pm Conducting a citizenship ceremony for 28 applicants in the George Robertson Room.

**1 May 2018**

6.00pm Council informal gathering and dinner  
7.00pm Council and Committee meetings.

**RECOMMENDATION**

That the Mayor's Report be noted.

**7 ELECTED MEMBERS REPORTS****8 PETITIONS**

Nil

**9 DEPUTATIONS**

Nil

## **10 ADJOURN TO STANDING COMMITTEES**

### **RECOMMENDATION**

That the meeting be adjourned, move into Standing Committees and reconvene at the conclusion of the Governance Prescribed Standing Committee.

## **11 ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**

### **11.1 Urban Services Committee Meeting**

#### **RECOMMENDATION**

That the recommendations of the Urban Services Committee held on 1 May 2018 be adopted.

### **11.2 Governance Committee Meeting**

#### **RECOMMENDATION**

That the recommendations of the Governance Committee held on 1 May 2018 be adopted.

### **11.3 Special Finance and Regulatory Committee Meeting**

#### **RECOMMENDATION**

That the recommendations of the Special Finance and Regulatory Committee held on 3 April 2018, 10 April 2018 and 17 April 2018 be adopted.

## **12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS**

### **12.1 Civic Committee Meeting**

#### **RECOMMENDATION**

That the Minutes of the Civic Committee held on 26 April 2018 be noted and the recommendations adopted.

## **13 QUESTIONS WITH NOTICE**

Nil

## **14 QUESTIONS WITHOUT NOTICE**

## **15 MOTIONS WITH NOTICE**

Nil

## **16 MOTIONS WITHOUT NOTICE**

## 17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

### 17.1 Audit and Risk General Committee Structure - Confidential Order Review

#### Brief

In accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*, this report presents the annual review of the confidential order applied to Item 16.15 'Audit and Risk General Committee Structure' at the 23 November 2010 meeting of Council, and Item 15.17 'Audit and Risk Prescribed Committee Structure' at the 9 December 2014 meeting of Council.

#### RECOMMENDATION(S)

It is recommended to Council that

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 23 November 2010 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 16.15 'Audit and Risk General Committee Structure', Council orders the information contained in the 'Confidential Report of the Selection Panel' attached to Item 16.15 'Audit and Risk General Committee Structure' relating to the appointment of independent members to Council's Audit and Risk Committee which was presented to the 23 November 2010 meeting of Council, continues to be retained in confidence in accordance with section 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be made available for public inspection until 23 November 2020 on the basis that the information contained in the 'Confidential Report of the Selection Panel' contains the applicants' personal information and the premature disclosure of this information would be unreasonable given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to those applicants by Council.
2. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 9 December 2014 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 15.17 'Audit and Risk Prescribed Committee Structure', Council orders the information contained in the 'Confidential Interview Report' attached to Item 15.17 'Audit and Risk Prescribed Committee Structure' relating to the appointment of independent members to Council's Audit and Risk Committee which was presented to the 9 December 2014 meeting of Council, continues to be retained in confidence in accordance with section 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be made available for public inspection until 9 December 2024 on the basis that the information contained in the 'Confidential Interview Report' contains the applicants' personal information and the premature disclosure of this information would be unreasonable given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to those applicants by Council.
3. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to review the confidentiality order on a monthly basis and to revoke but not to extend it.

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#### Introduction

Section 91(9)(a) of the *Local Government Act 1999* (the Act) requires that any confidential order (the Order) made by Council under sections 91(7)(a) and 91(7)(b) of the Act must be reviewed by Council at least once every twelve months. This order was last reviewed at the 6 June 2017 meeting of Council, at which it was resolved that the confidential order should remain in place.

## Discussion

### Audit and Risk General Committee Structure

At its 23 November 2010 meeting, Council ordered that the 'Confidential Report of the Selection Panel' (Panel Report) relating to the appointment of independent members to Council's Audit and Risk Committee, attached to Item 16.15 - '*Audit and Risk General Committee Structure*', presented to the meeting, be retained in confidence and not made available for public inspection for a period of twenty (20) years from the date of that meeting (subject to an annual review). Council also delegated the power to review, retain or revoke the Order in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999* to the Chief Executive Officer (CEO).

The original confidential order of twenty (20) years, applied to this item in 2010, exceeded the length which currently would be considered reasonable and therefore, at its 4 November 2014 meeting, Council resolved that the Panel Report be retained in confidence for a period of only ten (10) years rather than twenty (20) years, i.e. to November 2020.

While the CEO has reviewed this Order monthly, he has not revoked the Order given that the information contained in the Panel Report is information that if released would result in the unreasonable disclosure of information concerning the personal affairs of those people named in the Panel Report given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council.

Consequently, on this basis, it is recommended that the Panel Report continues to be retained in confidence.

### Audit and Risk Prescribed Committee Structure

At its 9 December 2014 meeting, Council ordered that the 'Confidential Interview Report' (Interview Report) relating to the appointment of independent members to Council's Audit and Risk Prescribed Committee, attached to Item 15.17 - '*Audit and Risk Prescribed Committee Structure*', presented to that meeting, be retained in confidence and not made available for public inspection for a period of ten (10) years from the date of that meeting (subject to an annual review). Council also delegated the power to review, retain or revoke the Order in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999* to the Chief Executive Officer (CEO).

While the CEO has reviewed this Order monthly, he has not revoked it given that the information contained in the Interview Report is information that if released would result in the unreasonable disclosure of information concerning the personal affairs of those people named in the Interview Report given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council.

Consequently, on this basis, it is recommended that the Interview Report continues to be retained in confidence.

## Conclusion

As the confidential orders in relation to Item 16.15 - '*Audit and Risk General Committee Structure*' and Item 15.17 - '*Audit and Risk Prescribed Committee Structure*', has been in place for twelve (12) months or more, Council is required to review it and determine whether it should be revoked or remain in situ.

As the items contain personal information about applicants for the Independent Member positions to Council's Audit and Risk General Committee and the premature disclosure of the information may prejudice the future career aspirations of those applicants and breach any duty of confidentiality owed to the applicants by Council, it is recommended that the confidential order remains in place.

## Attachments

Nil



## 17.2 Development Assessment Panel Establishment - Confidential Order Review

### Brief

In accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*, this report presents the annual review of the confidential order applied to Item 16.16 '*Development Assessment Panel- Establishment*' at the 23 November 2010 Meeting of Council, and Item 15.23 '*Development Assessment Panel - Establishment*' at the 9 December 2014 Meeting of Council.

### RECOMMENDATION(S)

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 23 November 2010 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 16.16 '*Development Assessment Panel - Establishment*', Council orders the information contained in the 'Confidential Interview Report' attached to Item 16.16 '*Development Assessment Panel - Establishment*', relating to the appointment of independent members to Council's Development Assessment Panel which was presented to the 23 November 2010 meeting of Council, continues to be retained in confidence in accordance with section 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be made available for public inspection until 23 November 2020 on the basis the information contained in the 'Confidential Interview Report' contains the applicants' personal information and the premature disclosure of this information would be unreasonable given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to those applicants by Council.
2. In accordance with s91(9)(a), having reviewed the confidentiality order made on 9 December 2014 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 15.23 '*Development Assessment Panel - Establishment*', Council orders the information contained in the 'Confidential Interview Report' attached to Item 15.23 '*Development Assessment Panel - Establishment*', relating to the appointment of independent members to Council's Development Assessment Panel which was presented to the 9 December 2014 meeting of Council, continues to be retained in confidence in accordance with section 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be made available for public inspection until 9 December 2024 on the basis the information contained in the 'Confidential Interview Report' contains the applicants' personal information and the premature disclosure of this information would be unreasonable given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to those applicants by Council.
3. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to review the confidentiality order on a monthly basis and to revoke but not to extend it.

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### Introduction

Section 91(9)(a) of the *Local Government Act 1999* (the Act) requires that any confidential order (the Order) made by Council under sections 91(7)(a) and 91(7)(b) of the Act must be reviewed at least once every twelve months. This order was last reviewed at the 6 June 2017 meeting of Council, at which it was resolved that the confidential order should remain in place.

## Discussion

At its 23 November 2010 meeting, Council ordered that the 'Confidential Interview Report' (Interview Report) relating to the appointment of independent members to Council's Development Assessment Panel, attached to Item 16.6 - '*Development Assessment Panel - Establishment*' presented to that meeting, be retained in confidence and not made available for public inspection for a period of twenty (20) years from the date of that meeting (subject to an annual review). Council also delegated the power to review, retain or revoke the Order in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999* to the Chief Executive Officer (CEO).

The original confidential order of twenty (20) years, applied to this item in 2010, exceeded the length which currently would be considered reasonable and therefore, at its 4 November 2014 meeting, Council resolved that the Panel Report be retained in confidence for a period of only ten (10) years rather than twenty (20) years, i.e. to November 2020.

At its 9 December 2014 meeting, Council ordered that the 'Confidential Interview Report' (Interview Report) relating to the appointment of independent members to Council's Development Assessment Panel, attached to Item 15.23 - '*Development Assessment Panel - Establishment*' presented to that meeting, be retained in confidence and not made available for public inspection for a period of ten (10) years from the date of that meeting (subject to an annual review). Council also delegated the power to review, retain or revoke the Order in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999* to the Chief Executive Officer (CEO).

While the CEO has reviewed these Orders monthly, he has not revoked them given that the information contained in the Interview Reports is information that if released would result in the unreasonable disclosure of information concerning the personal affairs of those people named in the Interview Reports given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council.

Consequently, on this basis, it is recommended that the Interview Report continues to be retained in confidence.

## Conclusion

As the confidential orders in relation to Item 6.16 - '*Development Assessment Panel - Establishment*' and Item 15.23 - '*Development Assessment Panel - Establishment*' have been in place for twelve (12) months or more, Council is required to review them and determine whether they should be revoked or remain in situ.

As the items contain personal information about applicants for the independent members positions to Council's Development Assessment Panel and the premature disclosure of the information may prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council, it is recommended that the confidential order remains in place.

## Attachments

Nil

### **17.3 Development Assessment Panel - Replacement Independent Member - Confidential Order Review**

#### **Brief**

In accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*, this report presents the annual review of the confidential order applied to *Item 17.3 'Development Assessment Panel- Replacement Independent Member'* at the 15 March 2011 Meeting of Council.

#### **RECOMMENDATION(S)**

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 15 March 2011 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential *Item 17.3 'Development Assessment Panel - Replacement Independent Member'*, Council orders the information contained in the 'Confidential Interview Report' attached to *Item 17.3 'Development Assessment Panel - Replacement Independent Member'* relating to the appointment of a replacement independent member to Council's Development Assessment Panel which was presented to the 15 March 2011 meeting of Council, continues to be retained in confidence in accordance with section 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be made available for public inspection until 15 March 2021 on the basis the information contained in the 'Confidential Interview Report' contains the applicants' personal information and the premature disclosure of this information would be unreasonable given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to those applicants by Council.
2. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to review the confidentiality order on a monthly basis and to revoke but not to extend it.

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#### **Introduction**

Section 91(9)(a) of the *Local Government Act 1999* (the Act) requires that any confidential order (the Order) made by Council under sections 91(7)(a) and 91(7)(b) of the Act must be reviewed by Council at least once every twelve months. This order was last reviewed at the 6 June 2017 meeting of Council, at which it was resolved that the confidential order should remain in place.

#### **Discussion**

At its 15 March 2011 Meeting, Council ordered that the 'Confidential Interview Report' (Interview Report) relating to the appointment of a replacement independent member to Council's Development Assessment Panel, attached to *Item 17.3 - 'Development Assessment Panel - Replacement Independent Member'* presented to that meeting, be retained in confidence and not made available for public inspection for a period of twenty (20) years from the date of that meeting subject to an annual review. Council also delegated the power to review or revoke the Order in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999* to the Chief Executive Officer (CEO).

While the CEO has reviewed this Order monthly, he has not revoked it given that the information contained in the Interview Report is information that if released would result in the unreasonable disclosure of information concerning the personal affairs of those people named in the Interview Report given it could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council.

Consequently, on this basis, it is recommended that the Interview Report continues to be retained in confidence.

**Conclusion**

As the confidential order applied by Council at its 15 March 2011 meeting, in relation to *Item 17.3 - "Development Assessment Panel - Replacement Independent Member*, has been in place for twelve (12) months or more, Council is required to review it and determine whether it should be revoked or remain in situ. As the item contains personal information about applicants for the independent members positions to Council's Development Assessment Panel and the premature disclosure of the information may prejudice their future career aspirations and breach any duty of confidentiality owed to the applicants by Council, it is recommended that the confidential order remains in place until 15 March 2021.

**Attachments**

**Nil**

## 17.4 Brickworks Riverfront Land - Confidential Order Review

### Brief

This report presents the annual review of the confidential order applied to reports relating to the Brickworks Riverfront Land in accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*.

### RECOMMENDATION (S)

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order at Council's 6 June 2017 meeting, pursuant to 91(7) and 91(9) of the *Local Government Act 1999*, Council orders that the following reports relating to the Brickworks Riverfront Land, the Minutes arising from the reports, attachments, any associated documentation or recording having been considered by the Council in confidence under Sections 90(3)(b)(i) and 90(3)(b)(ii) of the *Local Government Act, 1999*,
  - Brickworks Markets - Retained Land
  - Brickworks Riverfront Land - Expression of Interest
  - Brickworks Riverfront Land - Divestment Proposal
  - Divestment Proposal - Brickworks Riverfront Land
  - Divestment Proposal Update - Brickworks Riverfront Land

continue to be retained in confidence in accordance with sections 91(7)(a), 91(7)(b) of the *Local Government Act 1999*, and not be available for public inspection for a further 12 month period or until Council finalises its position on the future use of the retained land, whichever is sooner, given that the disclosure of the information would not be in the public interest as to do so would reasonably be expected to:

- confer a commercial advantage on those persons with whom the Council is proposing to conduct business;
  - prejudice the commercial position of the Council;
  - lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.
2. Pursuant to s91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to review the confidentiality order on a monthly basis and to revoke but not extend it.

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### Introduction

Section 91(9)(a) of the *Local Government Act 1999* (the Act) requires that any confidential order (the Order) made by Council, pursuant to s91(7)(a) and s91(7)(b) of the Act, that operates for a period exceeding twelve (12) months, must be reviewed by Council at least once every twelve months. The Order for the reports listed below was last reviewed at the 6 June 2017 meeting of Council, at which it was resolved that the confidential orders in relation to the Brickworks Riverfront Land should remain in place.

The following reports are presented for annual review in accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*:

1. Brickworks Markets - Retained Land - 19 November 2013
2. Brickworks Riverfront Land - Expression of Interest - 20 January 2015
3. Brickworks Riverfront Land - Divestment Proposal - 3 March 2015 & 21 April 2015
4. Divestment Proposal - Brickworks Riverfront Land - 3 May 2016
5. Divestment Proposal Update - Brickworks Riverfront Land - 7 June 2016

## Discussion

### 1. Brickworks Markets - Retained Land

At its 19 November 2013 meeting, Council ordered that the agenda item, minutes and all relevant documentation relating to Item 21.1 - '*Brickworks Market- Retained Land*' be retained in confidence and not be available for public inspection for the period of 12 months from the date of this meeting, or until Council finalises its position on the future use of the Retained Land, on the basis that the information received, discussed and considered in relation to that agenda item is information, the disclosure of which would reasonably be expected to confer a commercial advantage on those persons with whom the Council is proposing to conduct business if Council were to dispose of the said land which is the subject of this report and this could prejudice the commercial position of the Council and lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.

This Order was reviewed by Council at its 20 October 2015 meeting. Following its review of the Order, Council ordered that it continues to remain in place.

While the Chief Executive Officer (CEO) has reviewed this confidential order (the Order) on a monthly basis since the October 2015 meeting of Council, in accordance with his delegated authority, the CEO has not revoked the Order. Given the CEO does not have the ability to extend the order and it needs to continue for a period exceeding twelve (12) months, the Act requires the Order to be reviewed by Council.

Following the expressions of interest process for the divestment of the Brickworks Riverfront land in 2014, contract negotiations are ongoing between the Administration and a potential purchaser of the land.

### 2. Brickworks Riverfront Land - Expression of Interest

At its 20 January 2015 meeting, Council ordered that the agenda item, all relevant documentation, but not the Minutes arising from *Item 21.1 - "Brickworks Riverfront Land - Expression of Interest"*, be retained in confidence and not be available for public inspection for the period of 12 months from the date of this meeting, on the basis that the information received, discussed and considered in relation to that agenda item is information, the disclosure of which would reasonably be expected to confer a commercial advantage on those persons with whom the Council is proposing to conduct business if Council were to dispose of the said land which is the subject of this report and this could prejudice the commercial position of the Council and lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.

This Order was reviewed by Council at its 20 October 2015 meeting. Following its review of the Order, Council ordered that it continues to remain in place.

While the Chief Executive Officer (CEO) has reviewed this confidential order (the Order) on a monthly basis in accordance with his delegated authority, the CEO has not revoked the Order. Consequently, as this Order will operate for a period exceeding twelve (12) months, the Act requires that it be reviewed by Council itself.

### 3. Brickworks Riverfront Land - Divestment Proposal

At its 3 March 2015 meeting, Council ordered that the agenda item, all relevant documentation, but not the Minutes arising from *Item 21.1 - "Brickworks Riverfront Land - Divestment Proposal"*, be retained in confidence and not be available for public inspection for the period of 12 months from the date of the meeting, on the basis that the information received, discussed and considered in relation to that agenda item is information, the disclosure of which would reasonably be expected to confer a commercial advantage on those persons with whom the Council is proposing to conduct business if Council were to dispose of the said land which is the subject of this report and this could:

- a) prejudice the commercial position of the Council
- b) lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.

While the Chief Executive Officer (CEO) has reviewed this confidential order (the Order) on a monthly basis in accordance with his delegated authority, the CEO has not revoked the Order. Consequently, as this Order will operate for a period exceeding twelve (12) months, the Act requires that it be reviewed by Council itself.

### 4. Brickworks Riverfront Land - Divestment Proposal

At its 21 April 2015 meeting, Council ordered that the agenda item, minutes and all relevant documentation relating to *Item 21.1 - "Brickworks Riverfront Land - Divestment Proposal"*, be retained in confidence and not be available for public inspection for the period of 12 months from the date of the meeting, on the basis that the information received, discussed and considered in relation to that agenda item is information, the disclosure of which would reasonably be expected to confer a commercial advantage on those persons with whom the Council is proposing to conduct business if Council were to dispose of the said land which is the subject of this report and this could:

- a) prejudice the commercial position of the Council
- b) lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.

While the Chief Executive Officer (CEO) has reviewed this confidential order (the Order) on a monthly basis in accordance with his delegated authority, the CEO has not revoked the Order. Consequently, as this Order will operate for a period exceeding twelve (12) months, the Act requires that it be reviewed by Council itself.

### 5. Divestment Proposal - Brickworks Riverfront Land

At its 3 May 2016 meeting, Council ordered that the agenda item, minutes and all relevant documentation relating to *Item 21.1 - "Divestment Proposal - Brickworks Riverfront Land"*, be retained in confidence and not be available for public inspection for the period of 12 months from the date of the meeting, on the basis the information received, discussed and considered in relation to this agenda item is information, the disclosure of which could reasonably be expected to severely prejudice Council's ability to achieve the best possible price and/or development outcome for the Brickworks Riverfront Land and/or confer a commercial advantage on a person(s) with whom Council is considering conducting business and would, on balance, be contrary to the public interest.

## 6. Divestment Proposal Update - Brickworks Riverfront Land

At its 7 June 2016 meeting, Council ordered that the agenda item, minutes and all relevant documentation relating to *Item 21.1 - "Divestment Proposal Update- Brickworks Riverfront Land "*, be retained in confidence and not be available for public inspection for the period of 12 months from the date of the meeting, on the basis the information received, discussed and considered in relation to this agenda item is information, the disclosure of which could reasonably be expected to severely prejudice Council's ability to achieve the best possible price and/or development outcome for the Brickworks Riverfront Land and/or confer a commercial advantage on a person(s) with whom Council is considering conducting business and would, on balance, be contrary to the public interest.

### **Conclusion**

Council is required to review the confidential orders placed on the reports and determine whether they should be revoked or remain in situ. As the sale of the Brickworks Riverfront Land has not yet been completed, it is recommended that the confidential orders remain in place until Council finalises its position in relation to this matter.

### **Attachments**

**Nil**



## 17.5 Rates Agreement - Adelaide Airport - Confidential Order Review

### Brief

In accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*, this report presents the annual review of the confidential order applied to Item 21.1 'Rates Agreement - Adelaide Airport' at the 15 March 2016 Meeting of Council.

### RECOMMENDATION(S)

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 15 March 2016 and reviewed at Council's 6 June 2017 meeting, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 21.1- 'Rates Agreement - Adelaide Airport', Council orders the information contained in:
  - a) the confidential report Item 21.1 - "Rates Agreement - Adelaide Airport" presented to Council at its 15 March 2016 Meeting;
  - b) all relevant documentation associated with and attached to the confidential agenda Item 21.1 - "Rates Agreement - Adelaide Airport" of 15 March 2016, but not the Minutes arising from the report Item 21.1 - "Rates Agreement - Adelaide Airport";

continues to be retained in confidence in accordance with Section 90(3)(g) of the *Local Government Act 1999*, and not be available for public inspection for a further 12 month period, on the basis that the information received, discussed and considered in relation to this agenda item are in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty because the draft rates Agreement, the subject of this report, and any subsequent agreed rates Agreement binds the parties to confidentiality provisions the disclosure of which in the public realm will constitute a breach of obligations and duty of confidence pursuant to the Rates Agreement.

2. Pursuant to s91(9)(c) of the *Local Government Act 1999*, Council delegates the authority to the Chief Executive Officer to review the confidentiality order on a monthly basis and to revoke but not extend it.

---

### Introduction

Section 91(9)(a) of the *Local Government Act 1999* (the Act) requires that any confidential order (the Order) made by Council, pursuant to s91(7)(a) and s91(7)(b) of the Act, that operates for a period exceeding twelve (12) months must be reviewed by Council at least once every twelve months. This order was last reviewed at the 6 June 2017 meeting of Council, at which it was resolved that the confidential order should remain in place.

### Discussion

At its 15 March 2016 meeting, Council ordered that the agenda item, all relevant documentation, but not the Minutes arising from Item 21.1 Rates Agreement - Adelaide Airport, be retained in confidence and not available for public inspection for a period of 12 months from the date of the meeting, on the basis that the information received, discussed and considered in relation to this agenda item are:

- (g) matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty because the draft rates Agreement, the subject of this report, and any subsequent agreed rates Agreement binds the parties to confidentiality provisions the disclosure of which in the public realm will constitute a breach of obligations and duty of confidence pursuant to the Rates Agreement.

As the draft rates Agreement, and any subsequent agreed rates Agreement binds the parties to confidentiality provisions the disclosure of which in the public realm will constitute a breach of obligations and duty of confidence pursuant to the Rates Agreement, it is recommended that the confidential order remains in place for a further 12 month period.

The Chief Executive Officer (CEO) has reviewed the Order on a monthly basis in accordance with his delegated authority, the CEO has not revoked the Order. Consequently, as this Order will operate for a period exceeding twelve (12) months, the Act requires that it be reviewed by Council itself.

### **Conclusion**

As the confidential order applied by Council at its 15 March 2016 meeting in relation to Item 21.1 '*Rates Agreement - Adelaide Airport*' has been in place for twelve (12) months, Council is required to review it and determine whether it should be revoked or remain in situ.

### **Attachments**

**Nil**

## **18 LOCAL GOVERNMENT BUSINESS**

### **18.1 Local Government Circulars**

#### **Brief**

This report provides a detailed listing of current items under review by the Local Government Association.

#### **RECOMMENDATION(S)**

It is recommended to Council that the Local Government Circulars report be received.

---

#### **Discussion**

The Local Government Association (LGA) distributes a weekly briefing on a range of matters affecting the general functions, administration and operations of councils through a 'General Circular'.

The indices attached for Members' information in this report are numbers 15 and 16.

If Members require further information, they may contact the Chief Executive Officer's Secretariat. In some circumstances, it may then be appropriate for the Member to contact the relevant General Manager for more information.

#### **Attachments**

##### **1. Local Government Circulars Weeks 15 and 16**



## Local Government Association of South Australia

### **15.5 Phonographic Performance Company of Australia (PPCA) will increase tariff rates on 1 July 2018**

Phonographic Performance Company of Australia (PPCA) will increase its licensing tariffs by CPI effective 1 July 2018

### **15.6 Bus Shelter Funding Program - council input sought**

The LGA has been advocating for the reinstatement of the State Government Bus Shelter Funding Program. This Circular provides further details as to how the LGA is seeking councils' assistance to further develop the business case.

### **15.7 Australian Disaster Resilience Conference**

Organised by the Australian Institute for Disaster Resilience, the first-ever Australian Disaster Resilience Conference (ADRC) will be held in Perth on 6-7 September 2018, to share thinking and practice in meeting the challenges of future disasters. This circular contains details.

### **15.8 Councils can help educate the community to identify and avoid “scams”**

Consumer and Business Services produce publications in plain English for the benefit of consumers. Now it is far easier for councils, firms and the public to understand consumer law.

### **15.9 The Value in LGA Membership**

An independent report by UHY Haines Norton on the Value of LGA Membership 2018 has been completed. A copy of the report is attached to this Circular.

### **15.10 LG Professionals Australia, SA - Continuous Improvement Network Forum | Building a Continuous Improvement Organisation – 20 April 2018**

Registrations now open! The Local Government Professionals Australia, SA Continuous Improvement Network are holding an event on Friday 20 April 2018. Further details can be found in this circular.

### **15.11 LG Professionals Australia, SA General Managers Network Forum – Tour of Tonsley: Australia’s First Innovation District**

Registrations now open! The Local Government Professionals Australia, SA General Managers Network are holding an event on Wednesday 2 May 2018. Further details can be found in this circular.



## Local Government Association of South Australia

### **16.1 Updated Environment Protection Act 1993 delegations**

The Environment Protection Authority (EPA) is permitted by the Environment Protection Act 1993 (Act) to delegate certain powers and functions under the Act to public authorities including councils. An updated EPA Delegations Schedule is now available.

### **16.2 2021 Census topic review**

The Australian Bureau of Statistics (ABS) is seeking input from data users, organisations and members of the community about topics to be included in the next Census. This Circular provides further information and submission details.

### **16.3 Updated LGA Template Code of Conduct for Employees of Council Subsidiaries**

To maintain consistency with the new Code of Conduct for Council Employees, the LGA has updated its Template Code of Conduct for Employees of Council Subsidiaries

### **16.4 Protocol for vegetation management near powerlines – have your say**

### **16.5 Updated LGA templates and SOPs for new enforcement regime under Fines Enforcement and Debt Recovery Act and Expiation of Offences Act commencing 30 April 2018**

A new enforcement regime under the Fines Enforcement and Debt Recovery Act and the Expiation of Offences Act will commence on 30 April 2018. The LGA has updated its template expiation notices and forms and three Standard Operating Procedures.

### **16.6 Election Signs - General Approval Guidelines updated for Local Government Elections.**

The Election Signs – General Approval Guidelines have been updated to specify that moveable Local Government election signs may be placed on a road without Council permission at or after 12 October 2018.

### **16.7 South Australian Emergency Risk Management Guide for local government**

The LGA and SES have collaborated to adapt the WA Guide to the SA context and incorporated lessons and experience gained during the SA Zone Emergency Risk Management Program. The Guide is now available for download.

### **16.8 SA Australian Organics Recycling Association (AORA): Barossa seminar and site tour**

The SA Australian Organics Recycling Association (AORA) is holding a Barossa seminar and site tour on Thursday 26 April 2018. The seminar and site tour will showcase good organics management in the vineyard and highlight its value to the wine industry. The event will also be valuable for those interested in organic waste streams and establishing successful circular economies.

### **16.9 2018 Council Next Practice Showcase and LGA OGM - Presentations now available**

Presentations from the 2018 Council Next Practice Showcase and LGA OGM are now available. Further information can be found in this Circular.

### **16.10 Australian Energy Storage Conference and Exhibition - 23 & 24 May 2018**

The Australian Energy Storage Conference and Exhibition (AES 2018) will be held in Adelaide between 23 - 24 May 2018, and will present and exhibit state-of-the-art energy storage technology available in the market. Further details will be found in this circular.

**16.11 REGISTER NOW - Voters Roll Compilation and Caretaker Policy Information Session**

Education and Training has scheduled the Voters Roll Compilation and Caretaker Policy Information Sessions state-wide over the coming months in preparation for the upcoming Local Government Elections in November this year. Further details can be found in this circular.

**16.12 LG Professionals, SA - Engaging Citizens in Local Government Series - Webinar**

To round out the successful 2018 Engaging Citizens in Local Government Series, LG Professionals, SA and OurSay will present Webinar 3: Preventing Social Media Train Wrecks - 6 things you need to know.

**16.13 Mozzie Monitors project**

Associate Professor Craig Williams, a Biologist at UniSA, is running a crowdfunding project called Mozzie Monitors. The project provides a community engagement opportunity for councils. This Circular contains further information.

**19 MEMBER'S BOOKSHELF**

Nil

**20 CORRESPONDENCE****20.1 Notification of Upcoming Civil Works in the City of West Torrens**

Correspondence has been received from the Senior Project Manager, Road, Rail and Marine Projects of the Department of Planning Transport and Infrastructure, Alex Duerden notifying of upcoming civil works in the City of West Torrens (**Attachment 1**).

**20.2 2018-19 Federal Budget submission**

Correspondence has been received from the President of the Australian Local Government Association, Mayor David O'Loughlin, regarding 2018-19 Federal Budget submission (**Attachment 2**).

**20.3 Adelaide and Mount Lofty Ranges Natural Resources Management Board Minutes**

Correspondence has been received from the Adelaide and Mount Lofty Ranges Natural Resources Management Board regarding the minutes of the board meeting held on Thursday 22 February 2018 (**Attachment 3**).

**RECOMMENDATION**

That the correspondence be received.

---

**Attachments**

**20.1 Notification of Upcoming Civil Works in the City of West Torrens**

**20.2 2018-19 Federal Budget submission**

**20.3 Adelaide and Mount Lofty Ranges Natural Resources Management Board Minutes**

**Government of South Australia**Department of Planning,  
Transport and Infrastructure

*In reply please quote*            2017/24893/01  
*Enquiries to Phillip Swincer*  
*Telephone 8343 2026*

Mr Terry Buss  
Chief Executive Officer  
City of West Torrens  
165 Sir Donald Bradman Drive  
HILTON SA 5033

**PEOPLE AND BUSINESS  
DIVISION**77 Grenfell Street  
Adelaide SA 5000GPO Box 1533  
Adelaide SA 5001Telephone: 08 8343 2222  
Facsimile: 08 8343 2768

ABN 92 366 288 135

Dear Mr Buss,

**NOTIFICATION OF UPCOMING CIVIL WORKS IN THE CITY OF  
WEST TORRENS**

DPTI are undertaking the following work within the City of West Torrens:

- Installation of Two Pedestrian Walkthroughs on Anzac Highway, Kurralta Park: This project involves the realignment of one existing pedestrian walkthrough and installation of one new pedestrian walkthrough in front of Kurralta Central Shopping Centre.

Construction work for the above mentioned project is anticipated to commence soon and will be completed by end of June, weather permitting. Construction works will be undertaken by Field Services within DPTI.

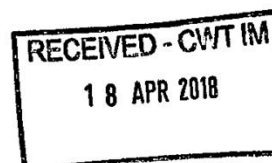
The upgrade of pedestrian walkthroughs are minor improvements to the existing road infrastructure and no further consultation is expected to be required with the City of West Torrens.

If you have any further queries please contact Phil Swincer on phone 8343 2026 or [phillip.swincer@sa.gov.au](mailto:phillip.swincer@sa.gov.au).

Yours sincerely,

Handwritten signature of Alex Duerden.

Alex Duerden  
**SENIOR PROJECT MANAGER  
ROAD, RAIL AND MARINE PROJECTS**

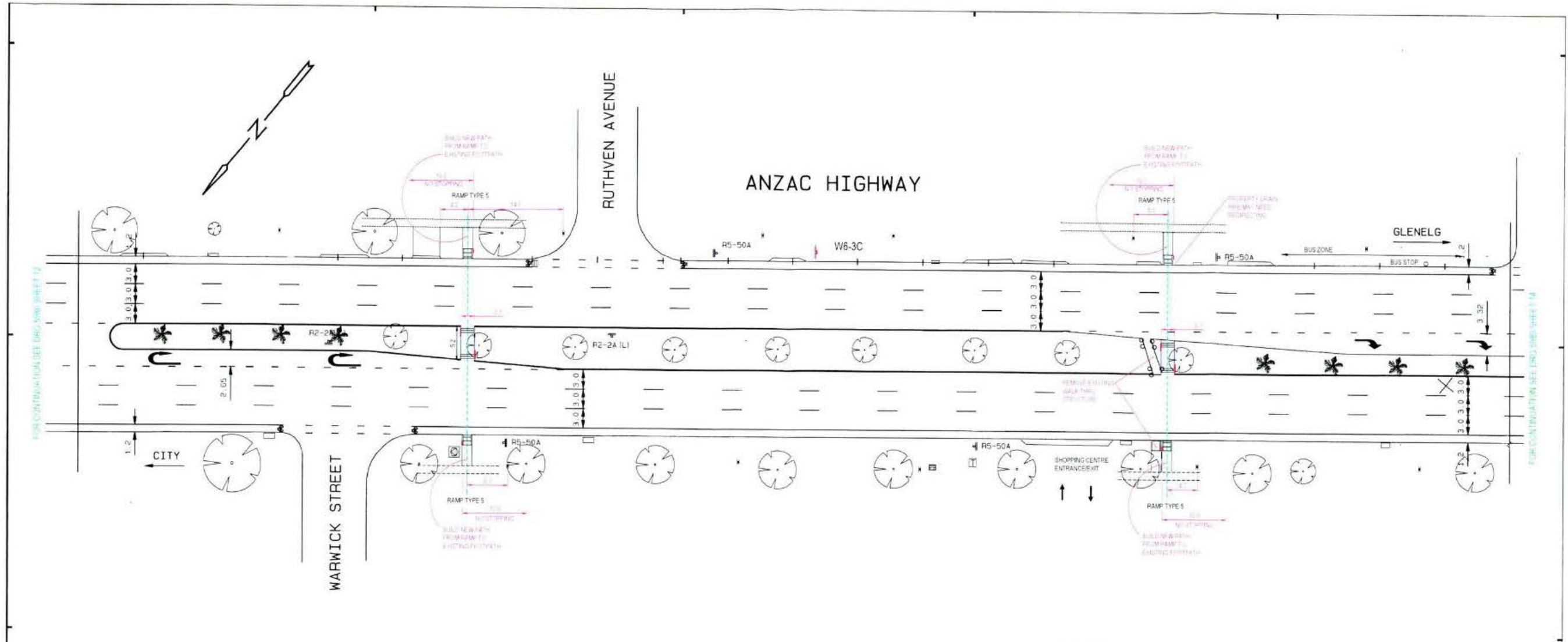


13 April 2018

Enc: Traffic Control Layout

KNet Doc #12572325





**SIGN LEGEND**

No.	CODE & SIZE	TYPE
2	R2-2A (L)	ONE WAY
5	R5-50A	CLEARWAY

**TIMES:**  
 TO CITY 7.30 - 9 AM MON - FRI  
 TO GLENELG 4.30 - 6 PM MON - FRI

- NOTES:**
- TRAFFIC CONTROL DETAILS AND RETROREFLECTIVE RAISED PAVEMENT MARKERS INSTALLED IN ACCORDANCE WITH AUSTRALIAN STANDARD AS 1742 MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES AS MODIFIED BY THE DPTI CODE OF TECHNICAL REQUIREMENTS FOR THE LEGAL USE OF TRAFFIC CONTROL DEVICES AND THE DPTI PAVEMENT MARKING MANUAL.
  - FOR SIGN INSTALLATION DETAILS REFER TO DPTI MASTER SPECIFICATION PART 801 - INSTALLATION OF SIGNS.
  - KERB RAMP ARE TYPE AS SHOWN FOR PEDESTRIAN KERB RAMP INSTALLATION DETAILS REFER STANDARD DRAWING S-402 (SHEET 1A) STANDARD DRAWING S-407A SHEETS 5 & 7 FOR PEDESTRIAN WALKTHROUGH DETAILS REFER TO STANDARD DRAWING S-407B SHEET 4.
  - ALL LINE DIMENSIONS QUOTED ARE TO THE CENTRE OF LINE MARKING OR TO THE FACE OF KERB.
  - CLEARWAY CONDITIONS APPLY ON ANZAC HWY 7:30AM-9AM MON-FRI (EAST BOUND) 4:30PM-6PM MON-FRI (WEST BOUND).

THIS SHEET PARTLY SUPERSEDES  
 DRG. No. 1220 SHEET 111A



DEPARTMENT OF TRANSPORT SOUTH AUSTRALIA

ROAD No. 6212  
**ANZAC HIGHWAY**  
 SOUTH ROAD - MARION ROAD  
 TRAFFIC CONTROL LAYOUT  
 CH 420 - 640

NO.	DESCRIPTION	DATE	RESP.	AUTHORISED	APPROVED FOR C.C.H.	DATE
2	PED WALK THRU INSTALLED BETWEEN WARWICK ST & RUTHVEN AVE & EXISTING STRUCTURE SOUTH OF SHOPPING CENTRE ENTRANCE REMOVED & UPGRADED	27.4.17	LM	S DJANIC	S PASCALE	19.5.17
1	ARR CHANGES	21.11.99	SBC		R3 Clack	19/1/00

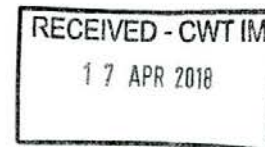
AMENDMENTS

DESIGN M.R.	D. J. Edwards for Manager Road Design	PROJECT START: PRP * KM PROJECT END: PRP * KM PROJECT 2274B DOCKET 2343/94 SURVEY 4-4584 SHEET 13 DRG 5980
DRAWN M.R.	M. Smith Manager Traffic Man Servs	
CHECKED M.R.	G. Ferber for Manager Projects	
APPROVED		
EXAMINED N. Stone	D. J. Edwards FOR COM. OF HIGHWAYS DATE 30.10.99	



## AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION

13 April 2018



Mayor Trainer OAM  
City of West Torrens  
165 Sir Donald Bradman Drive  
HILTON SA 5033

Dear Mayor Trainer OAM

It's budget time in Canberra and I've enclosed a summary of our 2018-19 Federal Budget submission for your information - and I'd really appreciate your assistance.

Your assistance in discussing our shared budget aspirations with your local Federal Member of parliament will aid our collective campaign enormously.

We have listened to you and your local government association in formulating ALGA's budget submission. It summarises the issues which are key to the vast majority of councils across the nation, not the least of which is our financial sustainability.

However, whilst it's our job to listen, to summarise, and to advocate at the national level - only you can make it local and relevant to your local Federal Member.

If you can make our shared budget aspirations relevant to them, in your own language, using your own local examples, you can ask them to promote our collective concerns in their respective party rooms. Their voices will resonate with others from across the nation, and be reinforced by our targeted advocacy in Canberra of every minister and shadow, and every department head we can talk to about these issues.

ALGA's submission is titled *Invest in Australian Communities*. Full copies of the Submission can be found on the ALGA Website at [https://alga.asn.au/site/misc/alga/downloads/submissions/2018/ALGA Budget Submission 2018 2019.pdf](https://alga.asn.au/site/misc/alga/downloads/submissions/2018/ALGA_Budget_Submission_2018_2019.pdf)

The initiatives ALGA is promoting on behalf of your community are estimated to boost national GDP by \$9.5 billion and create more than 24,000 new jobs - the vast majority in local areas.

One of these proposals is ALGA's call for the Government to establish a Local Freight Productivity Investment Plan, costed at \$200 million per annum over the next five years. The plan is designed to resolve first/last mile and freight connectivity issues to remove bottlenecks, improve safety and boost national productivity. This plan will directly unlock local and regional productivity gains through investment that lowers transport costs for paddock to plate or plant to port journeys. It will improve the local and international competitiveness of your local producers and employers.

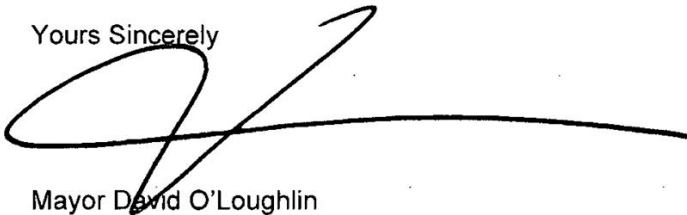
ALGA is also calling on the Government to:

- ensure the ongoing financial stability of Local Government;
- support local transport networks to aid economic growth;
- mitigate the risks of a changing climate and the impacts from natural disasters; and
- increase the liveability of our communities through improved local infrastructure.

Your support and advocacy with your local Federal Members for the proposals put forward by ALGA in our Federal Budget submission will multiply the number of voices speaking on behalf of local communities in Canberra.

Investing in local communities is an investment in the prosperity and success of the nation. Book your meeting with your Federal Member(s) now, and ask them to advocate for greater investment in local government this budget.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'David O'Loughlin', with a long horizontal flourish extending to the right.

Mayor David O'Loughlin  
President



**2018-19 Federal Budget Submission**

INVEST IN  
AUSTRALIAN  
COMMUNITIES  
MAKE IT LOCAL



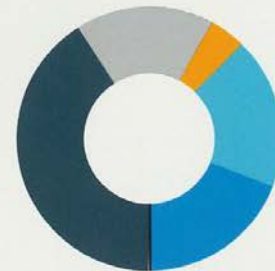
# Australia's LOCAL GOVERNMENT

## Facts

**LOCAL GOVERNMENT** nationally employs just under **187,000 Australians**, owns and manages non-financial assets with an estimated written down value of **\$408 billion** (2015-16), raises around **3.6 percent of Australia's total taxation revenue** per annum, and has an annual **operational expenditure of around \$35 billion** (2015-16).

## Assets

Roads	41%
Buildings	17%
Parks	4%
Stormwater	19%
Waste Water	19%
Airports	0.8%



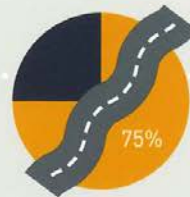
## Statistics



**187,000**  
Workforce



**5,100**  
Councillors



**657,000km**  
Roads



**\$408 billion**  
Infrastructure



## 537 Local Councils

- 128 New South Wales
- 17 Northern Territory
- 77 Queensland
- 68 South Australia
- 29 Tasmania
- 79 Victoria
- 139 Western Australia

## INTRODUCTION

THE DAY-TO-DAY lives and experiences of Australians are shaped by the places in which they live and work.

Local Government is responsible for those places – the suburban streetscapes, the cafes, restaurants, and local businesses. In short, it manages Australia’s cities and towns to ensure the country remains safe, prosperous and dynamic

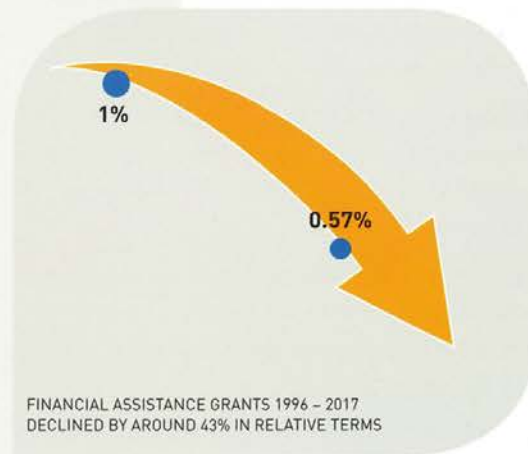
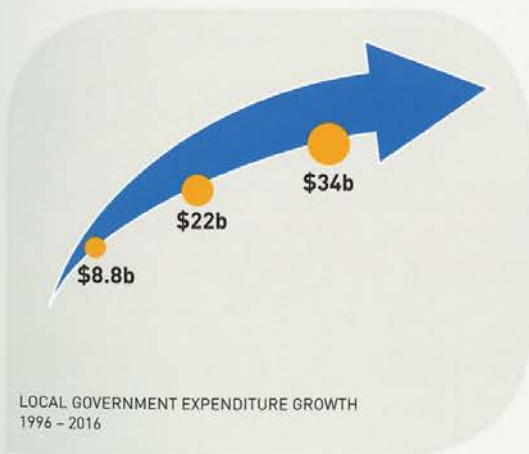
Critical to achieving this enviable state of affairs is Local Government’s partnership with the Commonwealth. That collaboration has enabled local industry and business to thrive, helped households access proper services and infrastructure, and ensured that all Australians benefit from the nation’s sustained economic growth.

Local Government is the third democratically elected arm of government in the Australian Federation, with 537 councils serving disparate and diverse communities across the country.

Councillors elected from within their local community are directly accountable for the planning, coordination, facilitation and delivery of council services and infrastructure to all residents within their municipality. That level of accountability ensures Local Government is the most responsive and effective tier of government in the Australia federation – though not always the best resourced.

It is in the national interest that the Commonwealth, through its budget process, supports a strong, vibrant and sustainable Local Government sector.

‘ Commonwealth support for a strong and sustainable Local Government sector is in the national interest ’



## BUDGET OBJECTIVES

### PREFACE

IN ITS Federal Budget Overview (2017-18) published in May 2017, the Turnbull Government outlined its economic objectives and ambitions:

“The Government is focussed on boosting the economy and helping households, to ensure all Australians can benefit from the nation’s growth story. The Budget is based on the principles of fairness, security and opportunity. It builds on the strengths of the 2016-17 Budget and seeks to create more opportunities for Australians and businesses, to guarantee essential services and create more jobs and better paying jobs.”

The Australian Local Government Association (ALGA) believes that the 2018-19 Federal Budget should build on these aspirations by prioritising programs, projects and support that boost national productivity.

It should champion the growth of local communities, in particular through investments in:

- Restoring General Purpose Funding to Local Government to adequately fund local services;
- Strategic investments in local and regional infrastructure and community assets; and
- Investments in selected programs to build community resilience, social inclusion and prosperity.

Australia’s overall economic performance in recent years has been creditable by international standards, but it is important to acknowledge that economic performance across the states and territories varies widely. The economy is still transitioning from its high reliance on mining, particularly mining construction.

All these circumstances create challenges for a Federal government committed to budget repair and ensuring that that no community is left behind as the transition to a services-based economy gathers momentum.

The Federal Budget therefore must now focus on ensuring Australia remains global competitive. Adequate investment in local communities, particularly through local governments, is also needed to ensure equity and sustainability.

In this Budget Submission, ALGA proposes a range of initiatives for the 2018-19 Budget which reflect the immediate priorities of Local Government and will achieve both objectives.



### FEDERAL FINANCIAL RELATIONS

WHILE the Commonwealth collects around 80 percent of taxation, responsibility for service and infrastructure delivery falls mostly to states/ territories and local governments.

The disparity between the revenue-generating ability of the three levels of governments relative to their spending obligations is known as Vertical Fiscal Imbalance, and it requires an effective system of intergovernmental financial transfers to address.

## INITIATIVES AND RECOMMENDATIONS

### RESTORATION OF FUNDING ASSISTANCE

The challenges and opportunities created by the nation’s growth story over the past 50 years must be addressed at the local level.

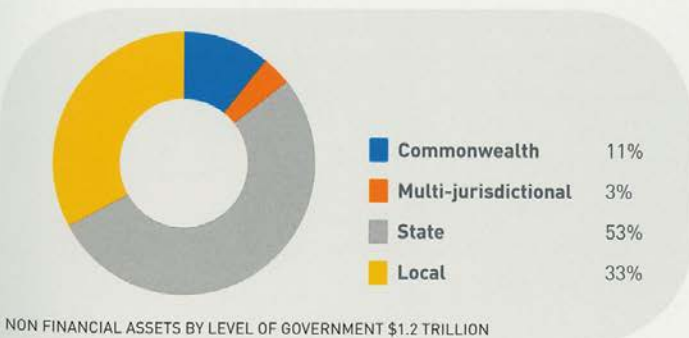
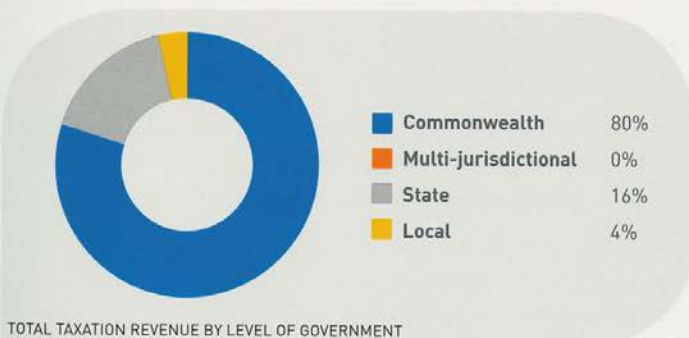
Additional investment through Local Government is essential to help maintain Australians’ living standards by fostering the equitable provision of Local Government services and infrastructure and maintaining local economic growth.

Restoring the quantum of Financial Assistance Grants to at least 1 percent of Commonwealth taxation revenue should be a priority in the 2018-19 Federal Budget.

THE COMMONWEALTH provides around \$2.3 billion in Financial Assistance Grants (FAGs) to Local Government, or just under 7 percent of annual expenditure.

FAGs supplement the capacity of councils to provide a mix of services and infrastructure appropriate to their local circumstances. They help ensure an equivalent level of services are provided across rural, regional and remote areas, and they help fund the expansion of Local Government services in line with population growth.

FAGs were equal to around 1 percent of Commonwealth taxation revenue in 1996. However, they have declined by around 43 percent in relative terms over the past 20 years. They now amount to approximately 0.57 percent of Commonwealth tax revenue.





**CORRECTING THE SOUTH AUSTRALIAN ROAD FUNDING ANOMALY**

FOR MANY years, there has been an anomaly in the level of identified roads component funding to South Australian councils. Accordingly, ALGA welcomes the Commonwealth’s decision to reinstate supplementary road funding for these councils at the rate of \$20 million per annum for two years (2017-18 and 2018-19).

It is a temporary fix to a demonstrated problem, however, and ALGA believes the additional funding should be made permanent. This could be achieved by adjusting the Identified Roads Component of FAGs.



**BUILDING PRODUCTIVE CAPACITY THROUGH FREIGHT PRODUCTIVITY INVESTMENT**

To realise the productive potential of Australia’s freight routes, the 2018-19 Federal Budget should invest in first and last-mile solutions that will improve heavy vehicle access on local roads.

As part of a package of transport reform, the Budget should invest in a Local Government Higher Productivity Investment Plan (Freight Strategy) starting at \$200 million per annum over five years.

The first/last-mile problem that afflicts many of our key freight routes typically refers to a local road network which is not of the same standard as the major arterial network. This can cause bottlenecks and pinch-points, increasing the time it takes for freight to travel from sender to receiver.

ALGA’s analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$1.07 billion and create up to 2300 new jobs.

## SAFER ROADS AND COMMUNITIES

As part of a package to achieve sustainable transport reform, the 2018-19 Federal Budget should increase investment in local roads and bridge maintenance and safety by:

- Increasing the Roads to Recovery Program funding (R2R) to \$800 million per annum to more sustainably manage the Local Government component of the national road network; and
- Making the Bridge Renewal Program permanent to more sustainably manage council bridges.

THE COSTS and social impacts of road transport are significant. Road crashes, for example, cost the Australian community about \$27 billion annually.

Local roads, some of which are inadequately maintained, account for 50 percent of road crashes.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$1.71 billion and create up to 4000 new jobs.

## COMMUNITY INFRASTRUCTURE

As part of a package to achieve sustainable communities, the 2018-19 Budget should invest in a Local Government Community Infrastructure Program of \$300 million per annum over four years.

WELL DESIGNED and properly maintained community infrastructure assets like libraries, town halls, art galleries, museums, men's sheds, and sports grounds are crucial to maintaining community wellbeing. Storm water systems, water purification plants, and waste water treatment facilities serve the same purpose.

The 2018-19 Federal Budget provides an excellent opportunity to support Local Government in restoring and rejuvenating aging community infrastructure. New investment to maintain community infrastructure will create jobs, support the lifestyles and living standards of hundreds of communities across Australia, and enable regional and rural communities to attract and retain population.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$1.41 billion and create up to 3600 new jobs.



## NATURAL DISASTERS AND MITIGATION

As part of a package to support communities and to mitigate the impacts of natural disasters, the 2018-19 Budget should invest:

In the Natural Disaster Relief and Recovery Arrangements to ensure that Local Government is not worse off under current reforms;

A targeted disaster mitigation program at a level of \$200 million per annum for four years.

NATURAL disasters can have a profound impact on individuals and communities. To help them recover, they need appropriate and adequate relief and support.

ALGA strongly believes that preparing for and mitigating the impacts of natural disasters must feature more prominently in the Commonwealth's disaster management strategies.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$620 million and create up to 1,500 new jobs. Note however, the performance outcome of this initiative also depends on the cost of disaster avoided to expenditure ratio.



## CLIMATE CHANGE

As part of a package to limit global warming and to adapt to the impact of climate change, the 2018-19 Budget should invest in a Local Government Climate Change Fund of \$200 million over four years.

MANAGING the effects of global warming requires cooperation across all levels of government, nationally and internationally.

ALGA welcomes the recognition by parties to the Paris Agreement of the importance of subnational governments, including local governments, in addressing and responding to climate change.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$451 million, and create up to 1,100 new jobs.

## PREVENTATIVE HEALTH AND WELLBEING

As part of a package to support communities, improve general health and wellbeing, and to help reduce national health expenditure, the 2018-19 Budget should invest in a Local Government Place Based Preventative Health Fund of \$100 million over four years.

THE HEALTH and wellbeing of Australians must be a priority for all governments.

Local Government understands the importance of healthy communities and of creating spaces where people can be active, and many councils – in partnership with the Commonwealth and the state and territories – have achieved notable preventative health outcomes.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$292 million and create up to 1600 new jobs.



## INDIGENOUS AUSTRALIANS

As part of a package to help Close the Gap and foster Indigenous wellbeing and prosperity, the 2018-19 Budget should continue to provide at least \$5.5 billion over the next decade to support negotiations and the development of a new National Partnership Agreement on Remote Indigenous Housing (NPARIH), to help address the needs in Indigenous communities.

Initiatives aimed at closing the gap between Indigenous and Non Indigenous Australians in the areas of housing, health, early childhood development, education, economic participation and remote service delivery are vital if our nation is to overcome the economic and social costs of entrenched disadvantage in our Indigenous communities.

ALGA's analysis indicates that this investment would have a cumulative Gross Domestic Product benefit by year three of \$1.66 billion and create up to 5300 new jobs.

## SMART COMMUNITIES AND INFORMATION COMMUNICATION TECHNOLOGY

As part of a package to transform Australian cities and towns and improve the delivery of government services, the 2018-19 Budget should invest to:

Build on the Federal Government's approach to the Smart Cities Suburbs Program approach by providing a Smart Communities Program of \$100 million per annum; and

Establish a Digital Local Government and Rural / Regional Telecommunications Program of \$100 million over four years to increase the community benefits of improved technology, connectedness and innovation.

ALGA strongly supports adopting new technology to gain new insights through sophisticated analytics, increase productivity, and help councils better engage with their communities. The Commonwealth's \$50 million Smart Cities and Suburbs Program will support councils in their digital transformation journeys.

ALGA's analysis indicates that investment in Smart Communities would have a cumulative Gross Domestic Product benefit by year three of \$242.3 million and create up to 700 new jobs.

Investing in a Digital Local Government and Rural / Regional Telecommunications Program would have a cumulative Gross Domestic Product benefit by year three of \$98.1 million and create up to 300 new jobs.





## CONCLUSION

Through its provision of essential municipal services and community infrastructure, Local Government plays a key role in strengthening the economic and social wellbeing of the nation. Councils play an increasingly important role in guiding regional economic development, providing human services, counteracting the effects of global warming, and driving technological change.

However, councils' external funding has been steadily declining for years. Rate capping will further hamper Local Government's ability to survive, thrive, and meet the needs and expectations of its communities.

Partnerships with the Commonwealth offer a proven pathway to higher levels of service to support productivity, safety, wellbeing and economic growth. National objectives can then be supported and delivered at the local level.

This submission proposes a series of initiatives designed to support the provision of world-class services to our communities, especially for our most vulnerable, and to generate clear economic benefits for the nation

INVEST IN  
AUSTRALIAN  
COMMUNITIES  
MAKE IT LOCAL



**ADELAIDE AND MOUNT LOFTY RANGES  
NATURAL RESOURCES MANAGEMENT BOARD**



Government  
of South Australia

Adelaide and  
Mount Lofty Ranges  
Natural Resources  
Management Board

**MINUTES OF MEETING NO 138**

**held from 10.00am to 12.12 pm  
on Thursday 22 February 2018  
at the Office for Natural Resources AMLR,  
205 Greenhill Road, Eastwood**

**PRESENT:** Chair: Chris Daniels

Members: Alexandra Kentish  
Allan Sumner  
Rachael Siddall  
Rob Lewis  
Russell Johnstone  
Trudi Meakins  
James Crocker  
Julia Grant  
Daniel Casement

**APOLOGIES:** Mark Searle  
Peter Pfennig

**IN ATTENDANCE:** Brenton Grear, Regional Director  
Katharine Ward, Manager Water Projects  
Kim Krebs, Manager Community Engagement  
Lisien Loan, Manager Parks & Sustainable Landscapes  
Louisa Halliday, Manager Planning & Evaluation  
Marguerite Swart, Manager Strategy and Governance  
Michaela Heinson, Manager Land Marine and Biodiversity Services  
Richard de Groot, Manager Fire  
Roisin McAlary, Manager Business Support  
Judy Borlase, Board Secretary  
Observer: Abbie Thomas, DEWNR  
Observer: Greg Campbell

**220218-138-1.0 MEETING PROCEDURE**

**220218-138-1.1 Welcome**

The Chair opened the meeting and acknowledged that it was taking place on Kurna land and the Aboriginal peoples' ongoing and deep connection with the land. He welcomed all attendees to the meeting.

The Presiding Member advised all of incoming correspondence from the Minister for Sustainability, Environment and Conservation regarding the appointments from 14 April 2018. They noted the reappointment of Ms Rachael Siddall and appointment of Ms Vicki-Jo Russell and Ms Alison Cusack. They also noted that March will be last meeting for Board member Mark Searle.

- 220218-138-1.2 Apologies**  
Apologies have been received from Mark Searle and Peter Pfennig.
- 220218-138-1.3 Declarations of Interest**  
There were no additional declarations of interest declared.
- 220218-138-1.4 Consent Schedule**  
The Board **confirmed** the items within the consent schedule be adopted.  
**CARRIED**
- 220218-138-1.5 Minutes of Previous Meeting**  
The Board **confirmed** the minutes of meeting number 137 held on 14 December 2017 as a true and accurate record.  
**CARRIED**
- 220218-138-1.6 Matters Arising from Previous Meetings**  
The Board **noted** the matters arising.  
**CARRIED**
- 220218-138-1.7 Resolution Register**  
The Board **noted** the resolution register.  
**CARRIED**
- 220218-138-2.0 BOARD MATTERS**
- 220218-138-2.1 AMLR Surface Water Monitoring data integration trial completion**  
The Regional Director advised that the surface water monitoring data integration trial with DEWNR Science and Information has been successfully completed.  
  
Discussion occurred around the board table on a proposed memorandum of administration arrangement with DEWNR, whereby the Board will continue to have ownership of the capital items and possible co-contribution for maintenance and replacement costs. Financial arrangements (including depreciation) and risk management were two items also discussed.  
  
The Board requested additional information in the business case to include present and future usage of the data (by whom and why), ongoing cost analysis, is the data supporting the monitoring



requirements of the Plan and data trends in comparison to climate change modelling.

The Board:

- 2.1.1 **noted** the successful completion of the Regional Data Integration Trial and information contained in the report titled "Regional Data Integration Trial", and
- 2.1.2 **noted** a Memorandum of Administrative Agreement (MOAA) will be developed and provided to the Board at the March meeting for the provision of equipment to the AMLR Surface Water Monitoring Program.

**CARRIED**

#### **220218-138-2.2 Board's strategic priorities progress update**

The Board noted and approved the Board's strategic priorities for 2017 to 2019 period.

They agreed to hold a workshop (following a board meeting) with the Board's Audit Finance and Risk Committee to review the strategic priorities.

The Board:

- 2.2.1 **approved** the revised Board's strategic plan priorities 2017-2019,
- 2.2.2 **noted** the progress towards the actions and tasks in the plan, and
- 2.2.3 **noted** that a review of the priorities will be undertaken with the Board in May 2018.

**CARRIED**

#### **220218-138-2.3 Board's strategic risk management**

The Board noted the strategic risks identified, it was agreed that further work be undertaken. This has been forwarded to the Board's Audit Finance and Risk Committee to address the issues raised by the Board, with a draft due back June 2018.

The Board:

- 2.3.1 **noted** the progress of the Board's Strategic Risk Register based on discussion at the November 2017 workshop; and
- 2.3.2 **has provided** advice about structure and an additional strategic risk – climate change - for the next draft required from the Board's Audit Finance and Risk Committee.

**CARRIED**

#### **220218-138-2.4 River Torrens Management**

The Board noted the report from the December workshop and requested that the information be expanded to include outflows to the sea.

The Board:

- 2.4.1 **noted** the summary provided in this paper of the purpose and outcomes of the River Torrens workshop held on 14 December 2017.
- 2.4.2 **endorsed** the current areas of action for the River Torrens as follows:
- Governance
  - Completing Breakout Creek improvements
  - Continuation of environmental flows & impact on receiving waters
  - Community engagement about the river for the river
  - Incorporating cultural stories and information in river management projects
  - Upper catchment initiatives
  - Urban stormwater management, including removing trash from our waterways
- 2.4.3 **noted** the intention that staff will develop a River Torrens action plan and commence working on this through the Local Level Planning process (in the interim to any future governance arrangements which may provide vision and direction for something else).

**CARRIED**

#### **220218-138-2.5 Regional Land Partnerships**

The Board noted the significant work involved in preparing the response to the Australian Government's Request for Tender. The Board noted the implications and risks of becoming the 'service provider' which will mean significantly increased responsibility, and contractual liabilities. The exact outcome will remain unknown until the contracts have been awarded and negotiated. The Board have requested that climate change adaptation be built within the applications if not already done so.

The Board:

- 2.5.1 **endorsed** the submission of a response to the Australian Government's Request for Tender for the provision of services to the Regional Land Partnerships Programme. Particularly noting the submissions support the board's position on climate change
- 2.5.2 **authorised** the Presiding Member (or Board member proxy) and the Regional Director to sign the associated documentation.
- 2.5.3 **authorised** the use of the Board's common seal by the Presiding Member (or Board member proxy) and Regional Director so that it may be affixed to the associated documentation.

**CARRIED**

Observer – Greg Campbell departed the room

**220218-138-2.6 CONFIDENTIAL Crown Solicitor's Advice: Kaurna – AMLR NRM Steering Committee**

*The Board in accordance with Schedule 1, section 3 (5) of the Natural Resources Management Act 2004 excluded members of the public from attendance at the meeting during consideration of this item to enable the Board to consider in confidence the information contained within the report.*

Greg Campbell returned to the room

**220218-138-2.7 Sustainable Communities MOU**

The Board sought assurance that the programs currently underway through the Living Smart Project will not be limiting the board in expanding and delivering this project. The Board noted that this agreement is the next step for those completing the Living Smart Project. This is about empowering others and building a group of people with common interest.

The Board:

2.7.1 **approved** the MoU with Sustainable Communities SA.

**CARRIED**

**220218-138-2.8 Stormwater Management Plan for Lefevre Peninsula**

The Board:

2.8.1 **noted** this briefing;

2.8.2 **noted** that a review completed by NRAMLR staff finds that the *Lefevre Peninsula Stormwater Management Plan* contains appropriate provisions as required by the legislation and guidelines for identifying appropriate flood mitigation works, providing non-structural flood mitigation, water quality improvement, and water harvesting strategies, ensuring that stormwater quality is not allowed to deteriorate, and that stormwater reuse is encouraged;

2.8.3 **advised** the Stormwater Management Authority that, having considered the advice of NRAMLR staff, it is the Board's opinion that the *Lefevre Peninsula Stormwater Management Plan* contains appropriate provisions as required by the legislation and guidelines for identifying appropriate flood mitigation works, providing non-structural flood mitigation, water quality improvement, and water harvesting strategies, ensuring that stormwater quality is not allowed to deteriorate, and that stormwater reuse is encouraged; and

2.8.4 **requested** the Stormwater Management Authority to direct Council to amend the SMP, as recommended by NRAMLR staff, ensuring that the document is complete and without inconsistencies.

**CARRIED**

**220218-138-2.9 Local Level Planning**

The Regional Director sought advice from the Board with respect to the business and operational plan for 2019-20 to 2021-22. The Board were advised that this thinking needs to commence as consultation will need to occur around November or December 2018.

The Board:

- 2.9.1 **noted** progress on the local level planning project and the requirements for the development of the 2019-20 to 2021-22 business and operational plan.

**CARRIED**

**220218-138-2.10 Aboriginal Communities Engagement**

The Board:

- 2.10.1 **noted** the budget expenditure for the Aboriginal programs completed or underway within AMLR Region.

**CARRIED**

**220218-138-2.11 Intermediate and Long Term Targets: accountability reporting in the context of systems-based planning underpinned by 'resilience thinking'**

The Board:

- 2.11.1 **noted** the inherent challenges in re-shaping an accountability framework from one based on a linear planning logic to one based on a systems based resilience thinking based planning logic;
- 2.11.2 **noted** the proposal to review intermediate and regional targets at the 10-year mark (by mid-2018);
- 2.11.3 **noted** the proposed approach to review the concept of mid and long term targets in a systems-based resilience planning context (intermediate and regional targets) consistent with the timeframes for the Local Level Planning process; and
- 2.11.4 **noted** that these reviews will form recommendations on the future of the targets, with a focus on how best to provide the board with accountability reporting on investment.

**CARRIED**

**220218-138-2.12 Update on Climate Change projects and activities in AMLR**

The Board:

- 2.12.1 **noted** this update on projects and activities relating to climate change.

**CARRIED**

**220218-138-2.13 2017-18 NRM Act Delegations**

The Board:

- 2.13.1 **approved** the 2017-18 Instrument of delegations and authorisations.
- 2.13.2 **authorised** Chris Daniels and Russell Johnstone to sign the 2017-18 Instrument of delegations and authorisations.
- 2.13.3 **authorised** the use of the Board's common seal by Board members, Chris Daniels and Russell Johnstone to be affixed to the 2017-18 Instrument of delegations and authorisations.

**CARRIED**

**220218-138-2.14 Instrument of appointment for authorised officer**

The Board:

- 2.14.1 **approved** the appointment of Wayne Steven Lawrence.
- 2.14.2 **authorised** the Presiding Member (or Board member proxy) and the Regional Director to sign the associated instruments of appointment.
- 2.14.3 **authorised** the use of the Board's common seal by the Presiding Member (or Board member proxy) and Regional Director so that it may be affixed to the associated instruments of appointment.

**CARRIED**

**220218-138-2.15 Comparing heat mapping methodologies in the metropolitan Adelaide context**

The Board:

- 2.15.1 **noted** the tabling of the report; and
- 2.15.2 **endorsed** release of the report via the Board's website.

**CARRIED**

**220218-138-3.0 WATER PLANNING AND MANAGEMENT MATTERS****220218-138-3.1 Apple and Pear Growers Association seeking financial assistance following hailstorm damage**

The Board noted the request from the Apple and Pear Growers Association for financial assistance. It also noted that the Association had sought support from various organisations and that works are underway to continue in supporting those within the Association.

The Board:

- 3.1.1 **requested** that a response be drafted to the Apple and Pear Growers Association, noting its sympathy to the growers and advising that a levy adjustment is not an option.

**CARRIED**

**220218-138-3.2 Ensuring landholder participation in program to securing low flows in the Carrickalinga catchment**

The Board noted that work undertaken by staff in their discussions with the landowners along Carrickalinga Creek. It noted that for the landholders not participating in the program, meetings to be arranged with the Presiding Member.

The Board:

- 3.2.1 **approved** option 2 as an approach to engagement with landholders who decline to participate in the program to secure low flows in the Carrickalinga catchment.

*Option 2 is 'Encourage voluntary participation and remind landholders there is a regulatory requirement to participate (consistent with water licence conditions).'*

**CARRIED**

**220218-138-3.3 Water levy in Kangaroo Flat**

The Board agreed to commence the water levy from the 2018-19 financial period and not to be retrospectively.

The Board:

- 3.3.1 **approved** the deferral of introducing a water levy to newly licenced water users in the Kangaroo Flat part of the Northern Adelaide Plains Prescribed Wells Area (NAP PWA) until the start of 2018-19 financial year.

**CARRIED**

**220218-138-3.4 DEWNR five year work plan for water resource management: annual review and update 2017**

The Board noted the update and requested that advice be provided back to the Department on the query of external stakeholder consultation.

The Board:

- 3.4.1 **noted** the document Five Year Work Plan for Water Resource Management: Annual Review and Update 2017.

**CARRIED**

**220218-138-3.5 Status of water allocation planning in AMLR region**

The Board:

- 3.5.1 **noted** the status water allocation planning in AMLR region's prescribed areas

**CARRIED**

**220218-138-4.0 FINANCE****220218-138-4.1 Finance report**

The Regional Director provided an update on the financial position as at 31 January 2018, noting the underspends and delayed payments.

The Board:

4.1.1 **accepted** the financial reports for the financial period ending 31 January 2018

**CARRIED**

**220218-138-5.0 REGION'S REPORTS****220218-138-5.1 Monthly update****220218-138-5.2 NRM Plan project status report**

The Board **noted** the region's monthly report (5.1) and the NRM Plan project status report (5.2) for 2017-18 quarter 2.

**CARRIED**

**220218-138-6.0 PAPERS TO NOTE****220218-138-6.1 Register of Interests****220218-138-6.2 Common seal usage****220218-138-6.3 Letter to Minister Hunter re December 2017 board meeting**

The Board **notes** information papers 6.1, 6.2, and 6.3.

**CARRIED**

**220218-138-7.0 OTHER BUSINESS****220218-138-7.1 Alinytjara Wilurara NRM Board**

The Board noted several events underway with the Alinytjara Wilurara NRM Board, these are:

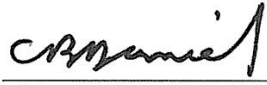
- Adelaide meets the Bush at Tandanya National Aboriginal Cultural Institute on 8 March
- WOMAD site sharing, exact date unknown but will be during the 9 to 12 March at Botanic Gardens
- On Country trip from 30 May

**220218-138-8.0 MEETING CLOSED**

There being no further business, the Chair declared the meeting closed at 12.12 pm.

The next Board meeting will be held on Thursday 22 March 2018 at the office for Natural Resources AMLR, 205 Greenhill Road, Eastwood.

Chris Daniels  
Presiding Member



Date: 22 / 3 / 2018



**21 CONFIDENTIAL**

Nil

**22 MEETING CLOSE**

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<b>7</b>	<b>Questions with Notice</b> .....	<b>1</b>
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**1 MEETING OPENED****2 PRESENT****3 APOLOGIES****4 DISCLOSURE STATEMENTS**

Committee Members are required to:

1. Consider Section 73 and 75 of the *Local Government Act 1999* and determine whether they have a conflict of interest in any matter to be considered in this Agenda; and
2. Disclose these interests in accordance with the requirements of Sections 74 and 75A of the *Local Government Act 1999*.

**5 CONFIRMATION OF MINUTES****RECOMMENDATION**

That the Minutes of the meeting of the Urban Services Committee held on 3 April 2018 be confirmed as a true and correct record.

**6 COMMUNICATIONS BY THE CHAIRPERSON****7 QUESTIONS WITH NOTICE**

Nil

**8 QUESTIONS WITHOUT NOTICE****9 MOTIONS WITH NOTICE**

Nil

**10 MOTIONS WITHOUT NOTICE**

## 11 URBAN SERVICES DIVISION REPORTS

### 11.1 Declaration of portion of Elm Avenue, Mile End as Public Road

#### Brief

To formally declare a portion of Elm Avenue, Mile End as Public Road.

#### RECOMMENDATION

The Committee recommends to Council that pursuant to section 210 of the *Local Government Act 1999*, Council declares the portion of the road known as Elm Avenue in the area of Mile End, Hundred of Adelaide as shown in Deposited Plan 2422 to be public road.

---

#### Introduction

In March 2016, Council received correspondence from the Director of a company (Tetzlin Pty Ltd) regarding the legal status of land over which Elm Avenue Mile End extends.

Further investigation revealed that only a portion of Elm Avenue is declared as public road with two portions of the street being on separate land titles recorded as within private ownership  
**(Attachment 1)**

An initial report was presented to Council on 6 September 2016 and the following was resolved:

*"Action be undertaken to resume the parcels of private land laid out as Elm Avenue in Mile End to convert the whole of the road to public road."*

Initially, it was proposed to deal with both portions of land under the *Roads (Opening & Closing) Act 1991*. However, given the differing complexity of these matters, it was determined to process the larger portion of land (subject of this report) under provisions of the *Local Government Act 1999*.

As the section of land is a private road, it was thought preferable to declare it as public road pursuant to section 210 of the *Local Government Act 1999* **(Section C of Attachment 1)**.

Accordingly, Council at its meeting held 7 March 2017 considered a report to convert sections of Elm Avenue, Mile End from private road to public road and resolved the following:

1. *The process be commenced to convert private sections of Elm Avenue, Mile End to a public road.*
2. *The required public notification be undertaken under Section 210 of the Local Government Act 1999 to declare the portion of the road known as Elm Avenue in the area of Mile End, Hundred of Adelaide as shown in Deposited Plan 2422 to be public road.*
3. *A further report be presented to the Urban Services Committee following the public notice period to provide an update of this project.*

#### Discussion

Section 210 of the *Local Government Act 1999* enables Council to convert a private road to a public road if the owner of the road requests or consents to the declaration or where reasonable enquiries have failed to find the owner. At least three (3) months before making a declaration under the Act, Council must give public notice of the proposed declaration.

As such, a declaration of Council's intention to declare the land as public road is initially required with the placement of a public notice in the Advertiser and the Government Gazette to notify and identify any person who may have an interest in the land. After three (3) months, and following review of any written submissions, Council may then proceed to declare the land as public road.

A public notice was published in the West Side Weekly Messenger and The City Messenger on 19 October 2017 giving notice of its intention to declare the private road as shown in Deposited Plan 2422 (**Attachment 2**).

The three (3) month notice required under the Act has passed and there have not been any submissions received by Council regarding the proposal. No owner of the land or a trustee, beneficiary or executor of the land is known. As a result, there is no hindrance or encumbrance to Council declaring the land as Public Road.

Once the Minutes of the Council Meeting are confirmed, the declaration must be published in the Government Gazette. It is on the date of that publication that the road vests with Council as public road.

A copy of the declaration must then be provided to the Registrar-General so that the relevant Certificates of Title can be amended accordingly and new Certificates of Title issued.

### **Conclusion**

As no current owner is known and no person has claimed an interest over the land known as Elm Avenue in the area of Mile End, Hundred of Adelaide as shown in Deposited Plan 2422, Council may proceed with the process to declare the private road shown in Deposited Plan 2422 as public road in accordance with Section 210 of the *Local Government Act 1999*.

### **Attachments**

1. **Map of Elm Avenue, Mile End**
2. **Deposited Plan 2422**



Not to scale

**CONVERSION OF PRIVATE ROADS**

DATE: **19 / 08 / 2016**

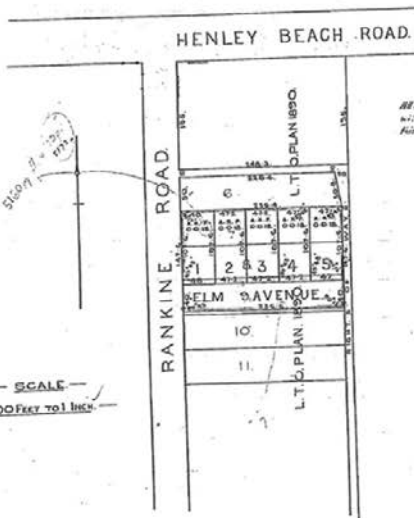
**ELM AVENUE - MILE END**

DRAWING NO:  
**N/A**

Drawn: A G  
DocSet ID:.....

D.P.  
2422  
Embrey No. 8  
21.6.17  
70%

— HD ADELAIDE —  
— PART SECTION 98 —  
SUBDIVISION OF LOTS 7, 8 & PART LOT 9, IN PLAN 1890.



C. F. E. Parsons, Licensed Surveyor, Adelaide, South Australia.  
As Proprietor of the within land, I hereby consent to this subdivision.  
*C. F. E. Parsons*

— SCALE —  
100 FEET TO 1 INCH

All maps were taken by me, to wit:  
with data as previous report to plan  
filed at 26th day of March 1917.  
F. C. Parsons.

This Plan was laid before the Municipal Council of Tharalton on the  
fourth day of April, 1917, who then resolved "That this  
Council has no objection to this Plan."  
*Charles Dwyer*  
Town Clerk

*Arthur Ed Comon* Mayor

APPROVED IN TERMS OF SECTIONS  
18 AND 19, ACT 1853 OF 1914; ALSO SECTION  
4 OF ACT 533 OF 1903.  
*A. W. Petrick*  
SURVEYOR GENERAL.  
11. 11. 17



I, Frank Elliott Parsons of Adelaide, Licensed Surveyor hereby declare that I  
have personally surveyed the within land, and that the boundaries and  
measurements herein shown are correct, and I make this declaration  
conscientiously believing the same to be true.

F. E. Parsons.

Declared before me at Adelaide.  
this 26th day of March 1917.

*[Signature]*

note: Permanent marks consisting of 1" galvanized iron pipe  
18" long, were driven in 3" from the alignment of Elm Ave  
and 6" under the surface, at points shown thus: —

7. C. P.  
*Marshall checked and  
consent for registration*  
18. 11. 17

## 11.2 New Depot Facility - Morphett Road, North Plympton

### Brief

To provide Members with a monthly update report on the relocation to the new depot facility at Morphett Road, North Plympton.

### RECOMMENDATION

The Committee recommends to Council that the report be received.

---

### Introduction

At the Council Meeting on 12 December 2017, the Council resolved:

*That the Administration provide an update report to each meeting of the Urban Services Committee on the progress and actions required to relocate staff to the new North Plympton Public Works Depot including timelines and general financial information on how the project is tracking against the approved budget.*

This report details the progress and actions taken by the Administration since the previous report presented to the Committee at its meeting of 3 April 2018.

### Discussion

The following is a summary of the current status of the relocation of staff from the current depot site on Marion Road to the new depot site at Morphett Road:

- The feasibility study into the installation of solar/battery and other sustainability solutions at the new depot is continuing and a draft report is expected to be completed in the coming months. Consideration into the following is underway:
  - Electrical building load options - including investigation of electrical options for the prospective tenants;
  - A larger generator model or solar farm for the facility, (i.e. carpet the roof with solar panels);
  - Battery storage;
  - Exporting to the grid/supply facility only (and consideration of other Council buildings - possible credits);
  - Use and storage capacity of recycled water from both the collection of ground/roof run-off and connection from the recycled water pipeline (Council's recycled water pipeline network);
  - Cooling/heating of the workshop;
  - Providing greenspace options within the facility;
  - Grant funding models or other options (i.e. lease, not owned by CWT, etc.) to fund the development of sustainability solutions for the facility.
  
- Detailed design and documentation is estimated at 30%, continuing on specific 'fitout' elements, including:
  - Security
  - Wash-down bay and 'water fill' facility, (from ground/roof run-off and connection from the recycled water pipeline)
  - Chemical, fuel and oil storage
  - Welding/steel fabrication facility
  - Team workshop facilities
  - Mechanical workshop
  - Electrical and ventilation systems



Progressing the design and documentation of the above detailed elements have continued with further external advice being sought for fire safety/fire management and building compliance of the site.

- Ongoing compliance testing and maintenance has continued in all areas of the site, including electrical/fire compliance, lift servicing, air conditioning, building and gardening maintenance etc.

### Financial

The current status of budget vs expenditure to 31 March 2018 is as follows:

Budget 2017/2018	Expenditure (Approx.)
\$1,000,000	\$248,000

The expenditure in March relates to fitout of facilities in both the staff amenities and operational (workshop) areas for the relocation of the staff.

Proposed expenditure timeframes will be provided once the detailed design has been finalised for the different elements within the depot facility (as detailed above).

### Timeframes for Relocation

As previously reported at the Urban Services Committee meeting of 3 April 2018, the majority of the City Operations Department staff have now relocated into the new facility.

Timeframes for the relocation of remaining staff (i.e. mechanical/fabrication workshops) are currently being scheduled with the detailed design well underway. Key plant/equipment items for the mechanical workshop are currently being organised and it will be expected that fitout can commence in the third quarter of 2018. Relocation of these staff can occur once this has been completed.

### Site Leasing

The leasing of the remaining area of the facility continues to progress by the agent. Further information is available from the following website, Real Commercial:

<https://www.realcommercial.com.au/property-industrial+warehouse-sa-adelaide+airport-502695098>

A number of interested parties have inspected the site over the last month. This has also included some investigation / concept designs by the Administration in development of these leased areas for prospective tenants.

### Marion Road Depot

The Administration is continuing to clean up the existing facility and relocate mobile plant/equipment to the new facility at Morphett Road. Selected existing fixed plant/equipment in the various workshops are currently being incorporated into the design for the new Morphett Road depot.

A report is currently been prepared by the Administration in regard to the options to progress the sale of the Marion Road site. Prior to the sale a minor boundary adjustment (approx. 440m<sup>2</sup>) will be required due to the adjoining Keswick Creek which is currently located within one of the existing depot land titles. The new title will form part of the existing drainage reserve for the creek (similar to other titles within the drainage reserve).

**Conclusion**

The Administration will continue to provide an updated report to each meeting of the Urban Services Committee on the progress and actions required to relocate staff to the new North Plympton depot site.

**Attachments**

Nil

### 11.3 Urban Services Activities Report

#### Brief

To provide Elected Members with information on activities within the Urban Services Division.

#### RECOMMENDATION

The Committee recommends to Council that the Activities Report be received.

#### Discussion

This report details the key activities of the City Assets, City Development, City Operations and City Property Departments.

Special Project Work	
New Drainage System - Lockleys Catchment Henley Beach Road Crossings - Stage 4b May Terrace, Douglas Street and Rowells Road	<p>Advance works have commenced on this project and notification is being distributed to the residents and businesses by the end of April 2018.</p> <p>The commencement of setup and compounding for the project is planned to occur around the end of the first week of May 2018.</p> <p>Night works will be utilised for the main construction of the new stormwater drain across Henley Beach Road and into the beginning of both Douglas Street and Rowells Road. This approach minimises impacts on traffic flow at the intersection and accessibility to businesses in the proximity of works. The use of night works is also a requirement of DPTI in relation to working in this location and maintaining peak traffic flow capacities.</p>
George Street, Thebarton Stormwater Drainage Upgrade and Road Reconstruction	<p>George Street (South Road to Dew Street) - Construction works are continuing on this project.</p> <p>The project remains on track to be completed by the end of June 2018.</p>
Dew Street and Maria Street, Thebarton, Stormwater Drainage Upgrade	Refer to George Street Stormwater Drainage and Road Upgrade.
George Street and Dew Street, Thebarton, New Roundabout	Refer to George Street Stormwater Drainage and Road Upgrade.
Brown Hill and Keswick Creek Maintenance	Consultants have been engaged to undertake the necessary investigation and design for these works.
Brown Hill Creek Bridge Replacements	Consultants have been engaged to undertake the necessary investigation and design for these works.
River Torrens Linear Park, (Pedestrian Light Project)	The River Torrens Linear Park Pedestrian Lighting Projects for 2017/2018 from Tapleys Hill Road, Fulham, to the Council boundary (for both the north and south sides of the river) are scheduled for completion in May 2018. All site works are now substantially completed other than the final upgraded power

	connection into the SAPN network.
Westside Bikeway, (Pedestrian Lighting Project)	The Westside Bikeway Pedestrian Lighting Project for 2017/2018 along Birdwood Terrace, Plympton/North Plympton, and Deacon Avenue, Richmond is underway and scheduled for completion in June 2018.
Tapleys Hill Road Shared Path	(West Beach Road to Burbridge Road) Design has been completed. Work has commenced and is expected to be completed in mid-June.

### Capital Works

Road Reconstruction Works	<p>The following is an update on roadworks occurring in our City:</p> <p>West Beach Road - the administration are continuing to work with the City of Charles Sturt to develop detailed design and documentation.</p> <p>Design and documentation is currently being undertaken for the following roads:</p> <ul style="list-style-type: none"> <li>- Mortimer Street (Gray Street to Grassmere Street)</li> <li>- White Avenue (Tracey Crescent to Pierson Street)</li> <li>- Phillips Street, Thebarton</li> </ul> <p>The tendering process has been completed and construction works are underway for the following roads:</p> <ul style="list-style-type: none"> <li>- Wainhouse Street (Ashley Street to Carlton Parade) - complete.</li> <li>- Britton Street (Marion Road to Norwich Street) - works underway and expected to be completed by the end of April 2018.</li> <li>- Birmingham Street (South Road to Pymbrah Road) - works underway and expected to be completed by the end of June 2018.</li> <li>- Toledo Avenue - works underway and expected to be completed by the end of May 2018.</li> <li>- Cambridge Avenue - works underway and expected to be completed by the end of May 2018.</li> <li>- St Andrews Crescent (Bonython Avenue to Hoylake Street) - work commencing in April with estimated completion on 15 June 2018.</li> </ul> <p>West Thebarton Road - Tenders are currently being evaluated.</p> <p>Aldridge Terrace (Richmond Road to Lucknow Street) - design and documentation completed and currently out to tender.</p>
Undergrounding of Power West Thebarton Road/ Phillips Street, Thebarton	Undergrounding of power and installation of new LED street lights is completed. Minor associated works is near complete.

Kerb & Water table Program	<p>The following is a list of the streets allocated for kerb only works in 2017/2018. The streets have been divided into two (2) stages of equal duration.</p> <p>Stage 1 - Works underway:</p> <ul style="list-style-type: none"> <li>- Thanet Street (Henley Beach Road to Marshall Terrace) - design works are underway.</li> </ul> <p>Stage 2 - Works complete:</p> <ul style="list-style-type: none"> <li>- Clifford Street (Oscar Street to Lipsett Terrace) - complete</li> <li>- Bonython Avenue - complete</li> <li>- East Parkway (Riverside Drive to Hughes Avenue) - complete</li> <li>- Kellett Avenue (Kenton Street to Torrens Avenue) - complete</li> <li>- La Jolla Avenue (Huntington Avenue to Ayton Avenue) - complete</li> <li>- Lorraine Avenue (Anthus Street to Grallina Street) - complete</li> <li>- Ebor Avenue (Darebin Street to Tarragon Street) - complete</li> <li>- Laverack Road (Birdwood Terrace to Marion Road) - complete</li> <li>- Moss Avenue (Richmond Road to Commercial Street) - complete</li> <li>- Tilden Street (James Street to Gray Street) - complete</li> </ul>
Road Reseal Program	<p>The road reseal program is underway.</p> <p>The following streets have been completed:</p> <ul style="list-style-type: none"> <li>- Clifton Street (Stonehouse Avenue to Carlton Road)</li> <li>- Patricia Avenue (Clifton Street to Whelan Avenue)</li> <li>- Warwick Avenue (Daphne Street to Cross Terrace)</li> <li>- Coulter Street (Allchurch Avenue to Galway Avenue)</li> <li>- Mackay Avenue (Edward Davies Street to Laverack Road)</li> <li>- Park Terrace (Allchurch Avenue to Talbot Avenue)</li> <li>- Talbot Avenue (Marion Road to Birdwood Terrace)</li> <li>- Darebin Street (Ebor Avenue to Falcon Avenue)</li> <li>- Albert Street (Milner Road to Martin Avenue)</li> <li>- Arthur Street (Brooker Terrace to Shaw Avenue)</li> <li>- Davenport Terrace (South Road to Milner Road)</li> <li>- Smith Street (Dew Street to Holland Street)</li> <li>- Sherriff Court</li> <li>- Bedford Street (Wakefield Place to end)</li> <li>- Acacia Avenue (End to Willingale Avenue)</li> <li>- Fulham Park Drive (Arcoona Avenue to Corona Avenue)</li> <li>- Rostrata Street (Willingale Avenue to End)</li> <li>- Torrens Avenue (End to Dartmoor Street)</li> <li>- Rankine Road (Grey Street to House No. 31)</li> <li>- Torrens Street (Wilton Terrace to Ferris Street)</li> <li>- Wilton Terrace (Elizabeth Street to end)</li> <li>- Fitch Road (Halsey Road to Good Street)</li> <li>- Layton Street (Henley Beach Road to Ashburn Avenue)</li> <li>- Samuel Street (Mackirdy Street to Weetunga Street)</li> <li>- Susan Street (Ayton Avenue to Henley Beach Road)</li> </ul>

	<ul style="list-style-type: none"> <li>- Sunningdale Avenue (Muirfield Street to St Andrews Crescent)</li> <li>- James Street (Phillips Street to Smith Street)</li> <li>- Victoria Street (Henley Beach Road to Hughes Street)</li> <li>- Huntington Street (Henley Beach Road to Riverside Drive)</li> <li>- Charles Veale Drive (Windsor Terrace to Tapleys Hill Road)</li> <li>- Burbridge Road (Davis Street to Boundary)</li> <li>- Halsey Road (Western end side road)</li> <li>- McArthur Avenue (Glenburnie Terrace to Long Street)</li> </ul> <p>Road reseal works for the following are currently being programmed during May:</p> <ul style="list-style-type: none"> <li>- Read Lane (Coneybeer Street to Major Avenue)</li> <li>- Northcote Street (Henley Beach Road to Carlton Parade)</li> </ul> <p>Roads on hold due to future developments:</p> <ul style="list-style-type: none"> <li>- Norma Street (South Road to Falcon Avenue) - on hold due to housing development</li> <li>- Dew Street (Rose Street to George Street) on hold due to drainage works in George Street.</li> </ul>
Road Rejuvenation program	<p>Works complete for the following roads:</p> <ul style="list-style-type: none"> <li>- Byrnes Street (Lipsett Terrace to Sir Donald Bradman Drive)</li> <li>- Allchurch Avenue (Packard Street to Marion Road)</li> <li>- Raymond Avenue (Kinkaid Avenue to Padman Street)</li> <li>- Lea Street (Raymond Avenue to End)</li> <li>- Deeds Road (End to Kinkaid Avenue)</li> <li>- Fairfax Terrace (Elizabeth Street to End)</li> <li>- Lantana Court (Hopson Street to End)</li> <li>- Frasten Street (Torrens Street to End)</li> <li>- Dudley Avenue (Edward Davies Street to Birdwood Terrace)</li> <li>- Sir Donald Bradman Drive (Service Road) (Moresby Street to Brecon Street)</li> <li>- Mawson Crescent (Rutland Avenue to Rutland Avenue)</li> <li>- Sabre Street (Streeters Road to Convair Street)</li> <li>- Lewis Crescent (Bransby Avenue to Neston Avenue)</li> <li>- Lasscock Avenue (Riverview Drive to Garden Terrace)</li> <li>- Bransby Avenue (Hawson Avenue to End)</li> <li>- Riverside Drive (East Parkway to City Boundary)</li> <li>- Victoria Street (Ballara Street to Daringa Street)</li> <li>- Burt Avenue (South Road to Milner Road)</li> <li>- Fewings Avenue (Clifford Street to Byrnes Street)</li> <li>- Bonython Avenue (Leane Avenue to Boundary)</li> <li>- Ayliffe Place (Stanford Avenue to End)</li> <li>- Coral Sea Road (Burnley Street to Halsey Road)</li> <li>- McCann Avenue (Orana Avenue to Shannon Avenue)</li> </ul> <p>Preparatory works have been completed. Rejuvenation to be programmed for the following roads in 2018 to 2019:</p> <ul style="list-style-type: none"> <li>- Railway Terrace (Hughes Street to Junction Lane)</li> <li>- Hughes Street (Railway Terrace to First Chicane)</li> <li>- Babidge Lane (Cuming Street to Flaherty Lane)</li> </ul>

	<ul style="list-style-type: none"> <li>- Flaherty Lane (Railway Terrace to End)</li> <li>- William Street (Rosslyn Street to End)</li> <li>- Witter Place (Lewis Street to End)</li> <li>- Sarah Street (George Street to Richmond Road)</li> <li>- Broughton Avenue (Clifford Avenue to Selby Street)</li> <li>- Ballantyne Street (Lowe Street to South Road)</li> <li>- Pine Avenue (Capri Avenue to Coorilla Avenue)</li> <li>- Tapleys Hill Road (Service Road) (Weston Street to Tapleys Hill Road)</li> <li>- Crossley Street (Glenburnie Terrace to Long Street)</li> <li>- Fairfax Terrace (Elizabeth Street to End)</li> <li>- Day Avenue (Anzac Highway to Everard Avenue)</li> <li>- Selby Street (Basnett Street to End)</li> <li>- Cudmore Terrace (St Anton Street to Richmond Road)</li> <li>- Fenner Avenue (Brooker Terrace to End)</li> <li>- Sanders Street (Lucas Street to Bignell Street)</li> <li>- Weaver Avenue (Lucas Street to Redin Street)</li> <li>- Lane Street (Brooker Terrace to Weaver Avenue)</li> <li>- Victoria Avenue (Curzon Street to Morphett Road)</li> <li>- Sir Donald Bradman Drive (Service Road) (Brecon Street to Rutland Avenue)</li> <li>- Victoria Avenue (Curzon Street to Morphett Road)</li> <li>- Sir Donald Bradman Drive (Service Road) (Brecon Street to Rutland Avenue)</li> </ul>
Footpath Program	<p>The following is a list of the streets allocated for footpath works in 2017/2018:</p> <p>Works complete:</p> <ul style="list-style-type: none"> <li>- Warwick Avenue (Mortimer Avenue to Anzac Highway) - complete</li> <li>- Tapleys Hill Road (Chippendale Avenue to Suburb Boundary) - complete</li> <li>- Tapleys Hill Road (Suburb Boundary to Sir Donald Bradman Drive) - complete</li> <li>- August Street (Neville Road to South Road) - complete</li> <li>- Delray Street (Gault Avenue to Crispian Street) - complete</li> <li>- Ingerson Street (Tapleys Hill Road to Kitt Street) - complete</li> <li>- Ingerson Street (Kitt Street to Davis Street) - complete</li> <li>- Broughton Avenue (Tennyson Street to Clifford Street) - complete</li> <li>- Clifford Street (Lipsett Terrace to Kennedy Street) - complete</li> <li>- Clifford Street (Fewings Avenue to Sir Donald Bradman Drive) - complete</li> <li>- Clifford Street (Kennedy Street to Fewings Avenue) - complete</li> <li>- Airport Road and Lipsett Terrace (Southern Centre Island) - complete</li> <li>- Queen Street (Reid Street to West Thebarton Road) - complete</li> </ul> <p>Works underway:</p> <ul style="list-style-type: none"> <li>- Clyde Avenue (Frontage Road to Castlebar Road)</li> <li>- Estimated completion early May 2018</li> </ul>

<p>Playground Upgrade 2017/2018</p>	<p>The following is an update on the current outstanding program of works:</p> <ul style="list-style-type: none"> <li>- Memorial Gardens, Hilton - at the Community Facilities General Committee Meeting of 27 March 2018, approval was provided to proceed with the project. Detailed design is currently being finalised to commence the procurement process in May/June 2018.</li> </ul> <p>The following is an update on the current replacement program for playgrounds at:</p> <ul style="list-style-type: none"> <li>- Dove Street Reserve, Thebarton - works are complete</li> <li>- East Parkway Reserve, Fulham - works are scheduled to commence in May 2018</li> <li>- Jubilee Park Reserve, Glandore - works are scheduled to commence in May 2018</li> <li>- Montreal Avenue Reserve, Novar Gardens - currently reviewing playground proposals</li> </ul>
<p>Upgrade of St Georges Reserve, Glandore</p>	<p>The proposed project to upgrade the reserve includes the following:</p> <ul style="list-style-type: none"> <li>• Upgrade to the irrigation</li> <li>• Additional playground equipment, including shade to the existing play area</li> <li>• New path, fencing and reserve furniture</li> <li>• New plantings in the reserve</li> </ul> <p>The works to the reserve, including modifications to the existing playground and additional play equipment, have commenced in April with an expected completion scheduled for June 2018.</p>
<p>Reserve Irrigation Upgrades, 2017/2018</p>	<p>The following is the status update on the current program of works:</p> <ul style="list-style-type: none"> <li>• Frank Norton Reserve, Torrensville - complete</li> <li>• Amy Street Reserve, Novar Gardens - complete</li> <li>• Joe Wells Reserve, Netley - complete</li> </ul> <p>The remaining irrigation projects for the 2017/2018 program are currently scheduled for May/June:</p> <ul style="list-style-type: none"> <li>• Westside Bikeway, Plympton (staged)</li> <li>• Mile End Common Reserve, Mile End</li> <li>• Jubilee Park Reserve, Glandore</li> </ul> <p>The irrigation project scheduled for Thebarton Oval, Torrensville, has now been placed on hold due to late feedback received from the South Australian Amateur Football League (SAAFL) regarding a proposed sizing and re-alignment to a north/south direction of the oval. Further information is available from the Community Facilities General Committee report of 28 November 2017. A further update will be provided at the next Community Facilities General Committee meeting on 22 May 2018.</p>



Traffic Projects and Parking Management	
Torrensvile/Thebarton LATM	<p>Detailed development of the following projects is continuing:</p> <ul style="list-style-type: none"> <li>• Concept plan being developed for Ashley Street (between Holbrooks Road and Hayward Avenue)</li> </ul> <p>Concept for Ashley Street/Sheriff Street roundabout removal is complete and consultation material is being developed for distribution during early May 2018 to affected residents.</p> <p>The following projects are completed:</p> <ul style="list-style-type: none"> <li>• North Parade and Wainhouse Street kerb extension - works complete</li> <li>• Hardys Road and Ashley Street roundabout (Black Spot funding - \$79,950) - works complete</li> <li>• Ashwin Parade and Hardys Road intersection realignment - works complete</li> <li>• Pram ramps (x4) on Ashley Street adjoining Thebarton Senior College</li> </ul>
Novar Gardens/Camden Park LATM	A Working Party meeting was held on Wednesday 13 March 2018 to present community consultation results and discuss preliminary solutions. Currently developing a solutions paper for presentation at a future Working Party meeting.
Richmond/Mile End LATM	Baseline traffic data has been collected. Currently undertaking crash data analysis and supplementary traffic counts.
Peter Street and Lancaster Street/Lockleys	Concepts for raised pavement bars along the bend of Peters Street and Lancaster Street have been developed and are currently out to consultation with affected properties.
Parking Review	<p>Installed No Stopping on Southern side of Richmond Road, West Richmond at closed end of Dover Street.</p> <p>Altered the 30 minutes 9am - 5pm Mon - Fri fronting 2-4 Main Terrace, Richmond to two hour 9am - 5pm Mon - Fri.</p> <p>Altered the one hour parking limit to one hour 8am - 5pm Mon - Fri along western side of Croydon Road, Keswick.</p> <p>Installed temporary parking control devices along School Lane and Taylors Lane, Mile End for George Street Church Festival.</p> <p>Installed No Stopping fronting 416A Sir Donald Bradman Drive.</p> <p>Installed Temporary Work Zone fronting 10 Clarence Street, Hilton for building construction.</p> <p>Installed No Stopping at end of Eringa Avenue, Lockleys fronting 3 Eringa Avenue.</p>

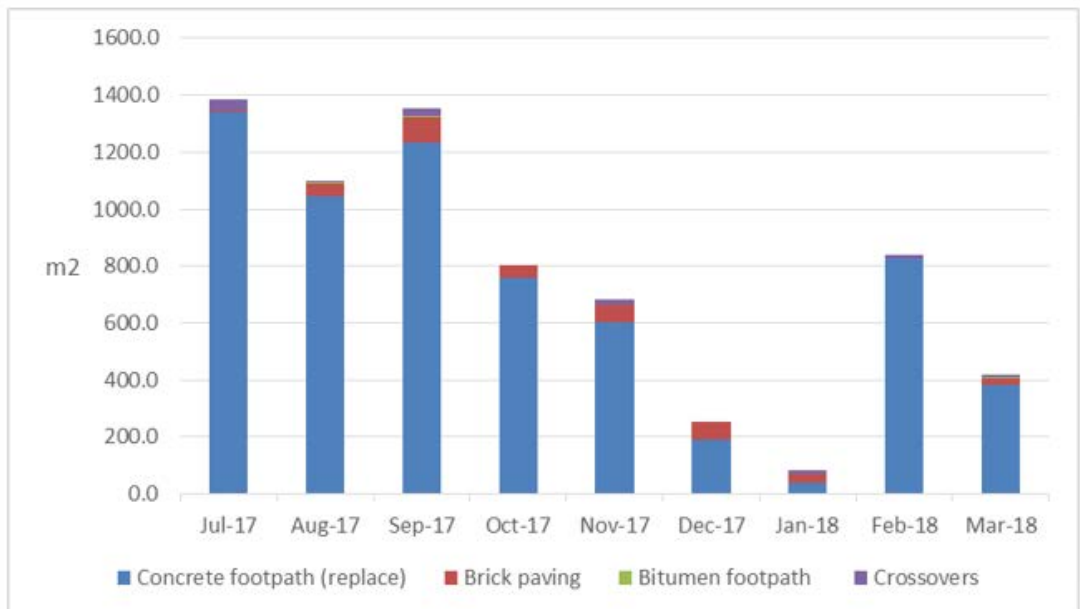
Bus Stop Upgrades	<p>All selected bus stops selected for upgrade in 2017/2018 financial year have been completed.</p> <p>Bus Stop 11 and 12 Ashley Street (Northern side) will be upgraded to DDA Standards and indented to allow free-flow traffic along Ashley Street. The works are anticipated to commence late April 2018.</p> <p>Locations for the bus stop upgrades for 2018/2019 financial year have been selected.</p>
Blackspot project - Stonehouse Avenue/Morphett Road	<p>The roundabout upgrade proposal for the junction of Stonehouse Avenue/Morphett Avenue has been approved by the State Blackspot Program for funding. Funding of \$293,334 will be contributed by DPTI as part of the total project cost of \$440,000.</p> <p>Detailed design and documentation is underway and anticipated to be tendered mid May 2018.</p>
Blackspot project - Albert Street/George Street	<p>The proposed threshold treatment for the Albert Street/George Street intersection has been submitted to DPTI for funding approval. The project is currently under consideration by DPTI and funding commitment is yet to be determined.</p>
Marion Road Planning Study - Grade separation of Marion Road from the intersection of Anzac Highway to Cross Road	<p>The project is to undertake planning for the upgrade of Marion Road. The planning work will look at the grade separation of Marion Road from the intersection of Anzac Highway to Cross Road, grade separation of Marion Road from the tramline to Cross Road and a tramline overpass of Marion Road and Cross Road.</p> <p>The study is managed by DPTI and conducted by SMEC Holdings Pty Ltd. It aims at identifying and assessing options to improve traffic flow and road safety along Marion Road between Anzac Highway and Cross Road, which incorporates the Anzac Highway and Cross Road intersections, and the Glenelg Tramway corridor level crossings on Marion Road and Cross Road.</p> <p>The study is scheduled to occur in April 2018. It is only a planning study with no funding commitment for implementation at this stage. The project team intends to do a limited community and stakeholder engagement. Beyond the planning study, there would be further community and stakeholder engagement should DPTI receive funding commitments for design and construction.</p> <p>DPTI's project team met on Friday 23 March 2018 with key Council staff to discuss the study regarding social and community impacts, adjacent developments and traffic issues.</p>

Property and Facilities	
Weigall Oval Masterplan and Facility Development	<p>Site works are continuing to deliver the stage 1 component of the upgrade of the facilities. Works are scheduled for completion in June 2018.</p> <p>A further update was provided to the Community Facilities General Committee Meeting on 27 March 2018. This report advised Committee Members that Council's consultants have developed preliminary plan concepts for the proposed clubroom building. Endorsement of the concept was sought prior to undertaking further consultation with the lessee/licensee stakeholders. This is continuing with a further update to be provided at the next Community Facilities General Committee Meeting scheduled on 22 May 2018.</p>
Lockleys Oval Masterplan and Facility Development	<p>A number of amendments were made to the previous plans for the proposed shared clubroom building following the implementation of requested amendments during the lessee/licensee stakeholder meeting.</p> <p>The tender was placed on the Tenders SA website on 2 March 2018 with an initial closing date of 27 March. At the time of writing this report the tender close has been extended to 20 April 2018 due to tender addendums.</p> <p>A further update will be provided to the next meeting of the Community Facilities General Committee Meeting scheduled on 22 May 2018</p>
Apex Park Masterplan and Facility Development	<p>The advance works to the greater upgrade of Apex Park Reserve for the construction of the replacement stormwater culvert from Burbridge Road (including a section along Burbridge Road) to the wetland has now been completed.</p> <p>The procurement process and review of submissions is continuing for Stage 1 works. These delays are due to the complexity of the project incorporating the changes and improvements to the open space/wetlands area and the upgrade to the drainage network.</p> <p>A further update will be provided to the Community Facilities General Committee Meeting on 22 May 2018.</p>
Camden Oval Masterplan and Facility Development	<p>The project to supply and install the senior synthetic soccer pitch has commenced and the majority of the sub-base preparation has been completed. Project completion is scheduled for June 2018.</p> <p>Tenders closed for the procurement process for the greater project on 21 March 2018. Tender review and assessment is underway.</p> <p>A further update will be provided to the Community Facilities General Committee Meeting on 22 May 2018.</p>

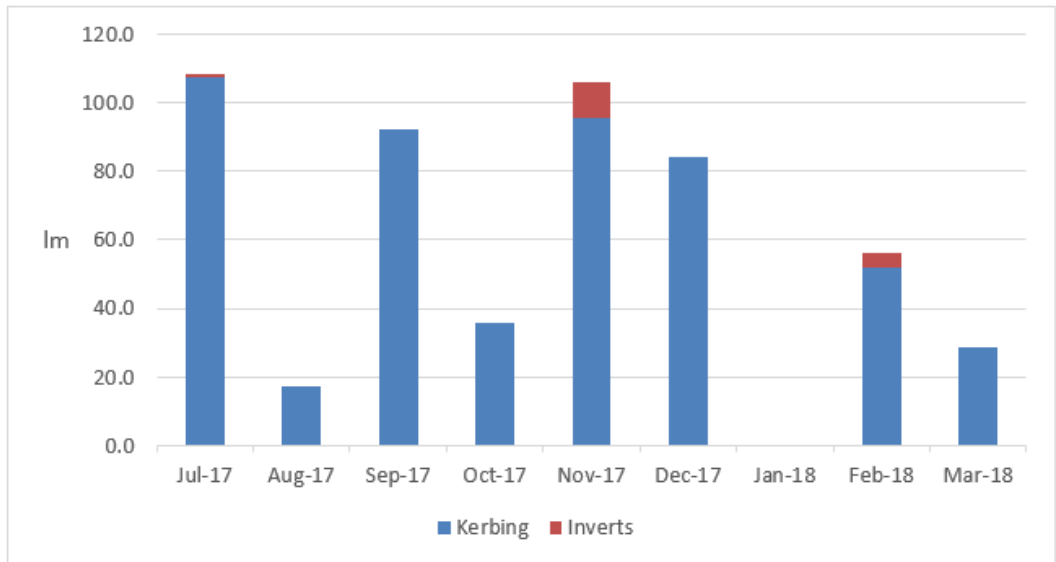
<p>Cummins House</p>	<p>Matters relating to the possible acquisition of the property by Council from the State Government has now been discussed at a workshop held with the Elected Members.</p> <p>An updated report will be presented at a future Community Facilities General Committee Meeting.</p>
<p>Kings Reserve Masterplan</p>	<p>A further report detailing the updates to the Masterplan will be presented at a future Community Facilities General Committee Meeting.</p>
<p>Torrensville Bowling Club</p>	<p>The Torrensville Bowling Club (TBC) has executed the new ground lease. The club is expecting to commence works in July/August 2018.</p> <p>The improvements to the local drainage within Kings Reserve, namely the construction of a wetland/water feature, continues to progress and is scheduled to be completed during June 2018.</p>
<p>Thebarton Theatre Complex</p>	<p>Matters relating to the request for grant of a new lease and consideration of the business plan (for upgrade of the Theatre) has now been discussed at a workshop held with the Elected Members. An updated report will be presented at a future Community Facilities General Committee Meeting.</p> <p>The electrical and structural works upgrade program for 2017/2018 is continuing within the theatre and is expected to be completed in June 2018.</p>

**City Operations**

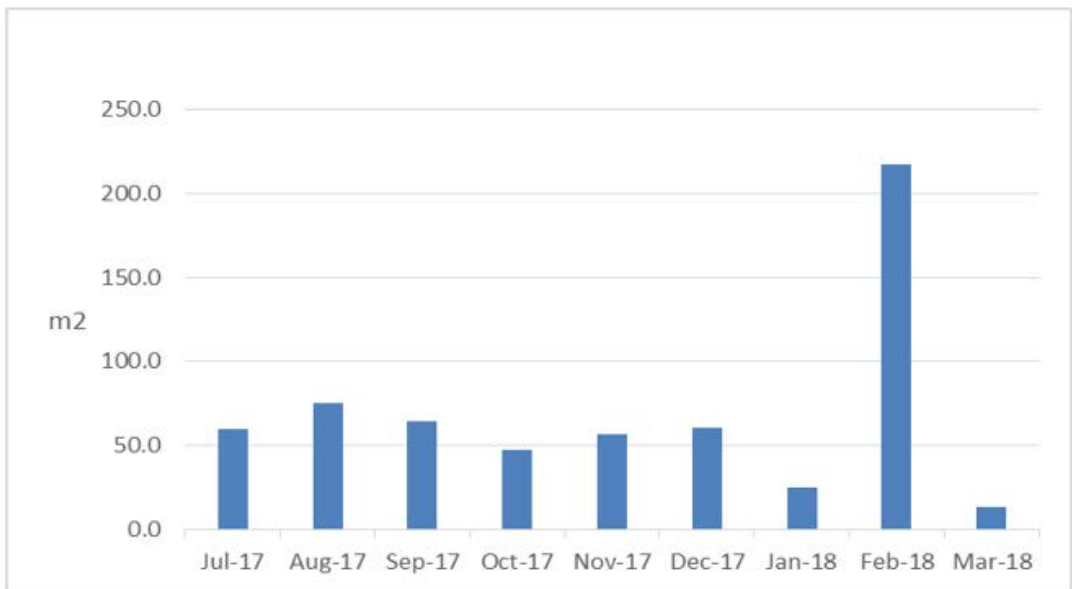
Footpath Reinstatement



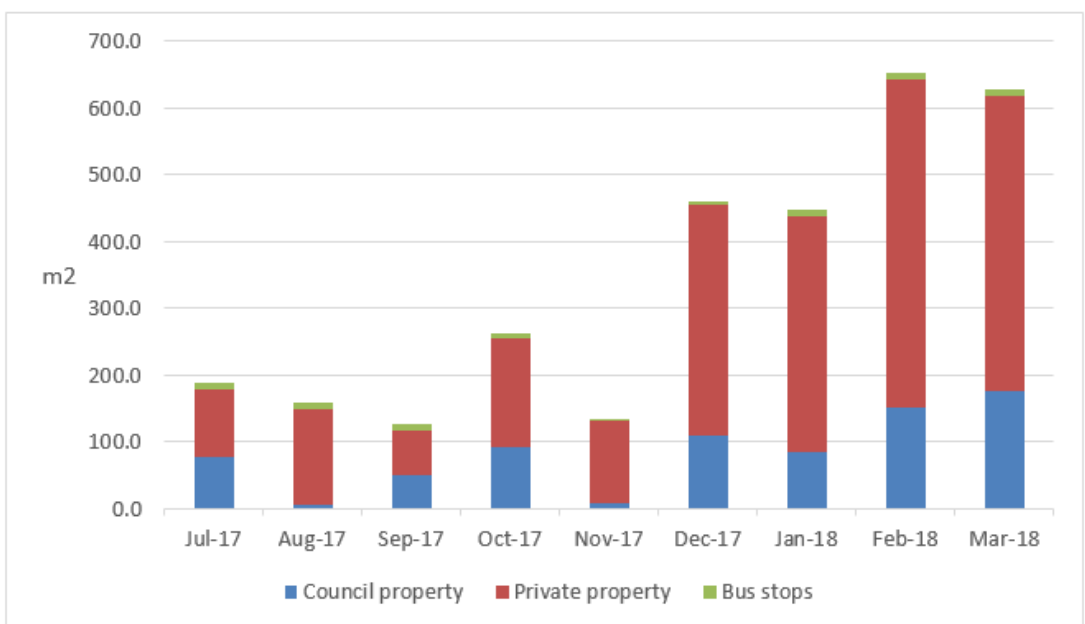
Kerb & Watertable / Invert  
Reinstatement



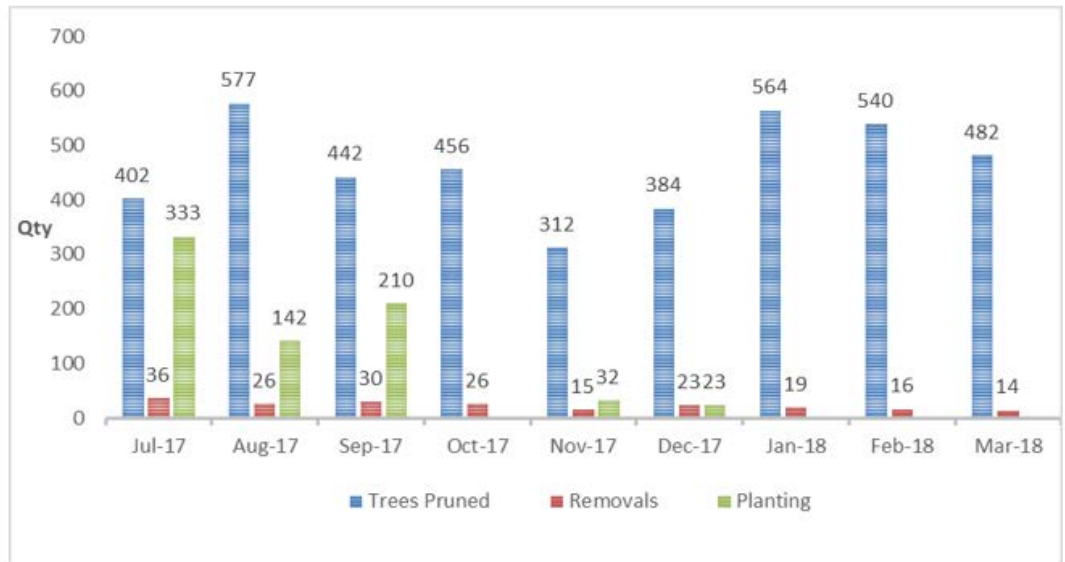
Road Repair and Potholes



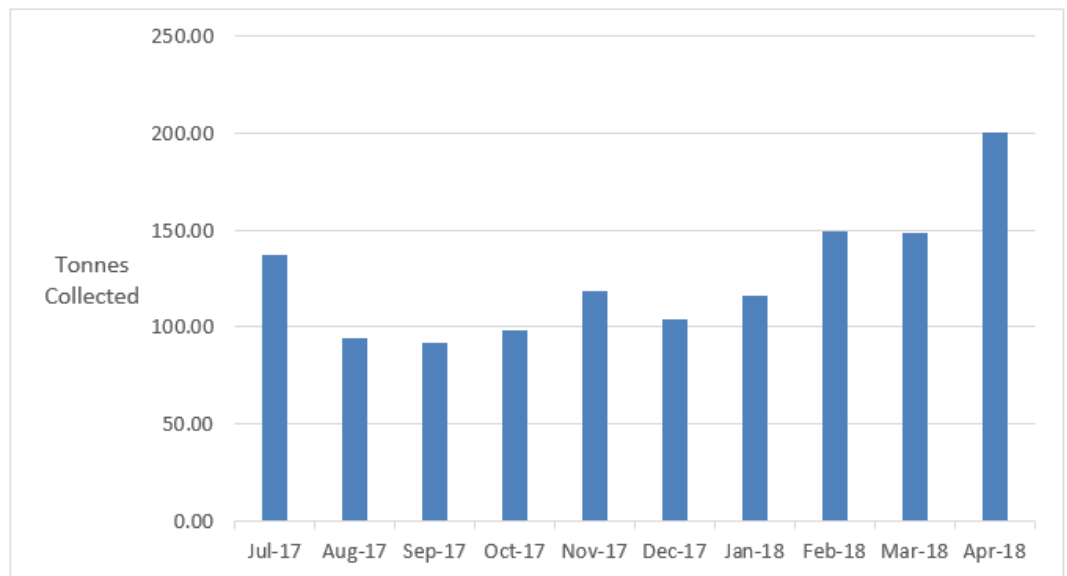
Graffiti Removal



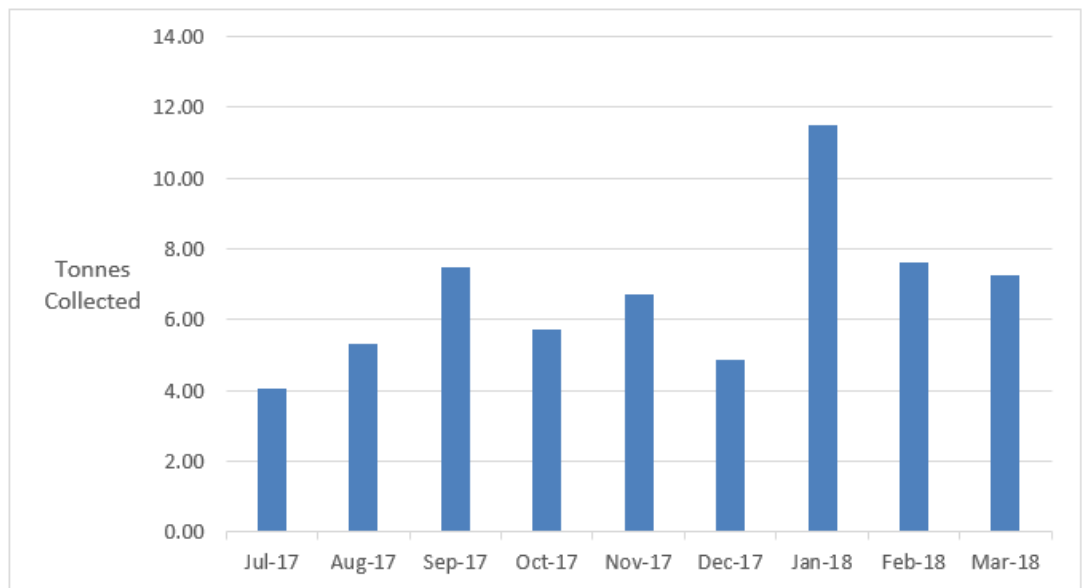
Arboriculture



Street Sweeper

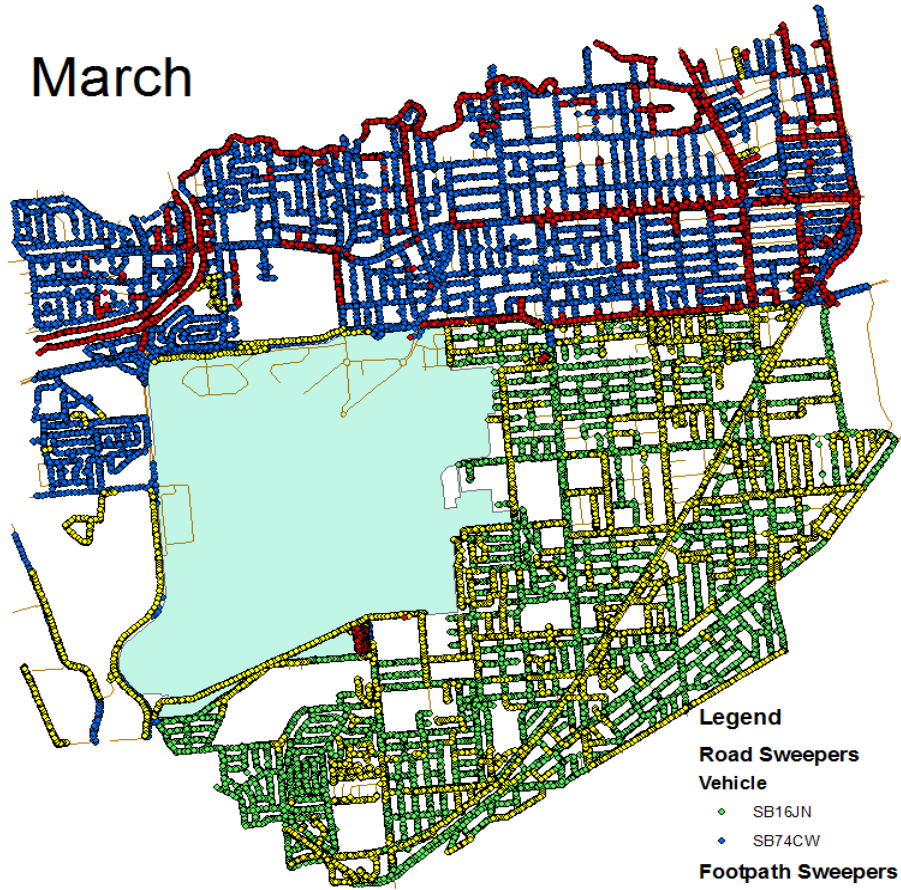


Illegal Rubbish Collection

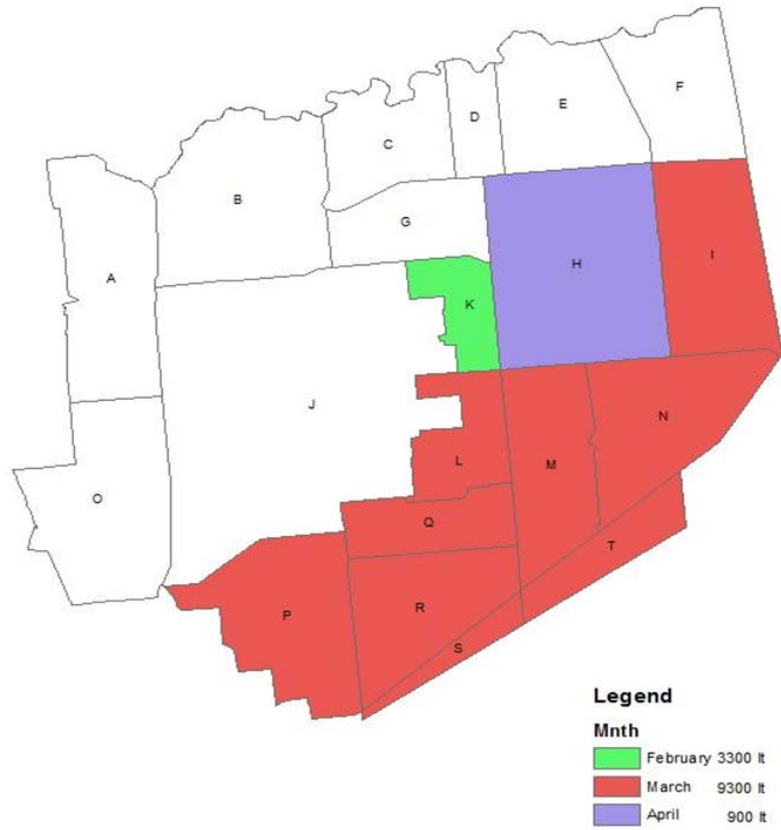


Street and Footpath Sweeper Coverage

March

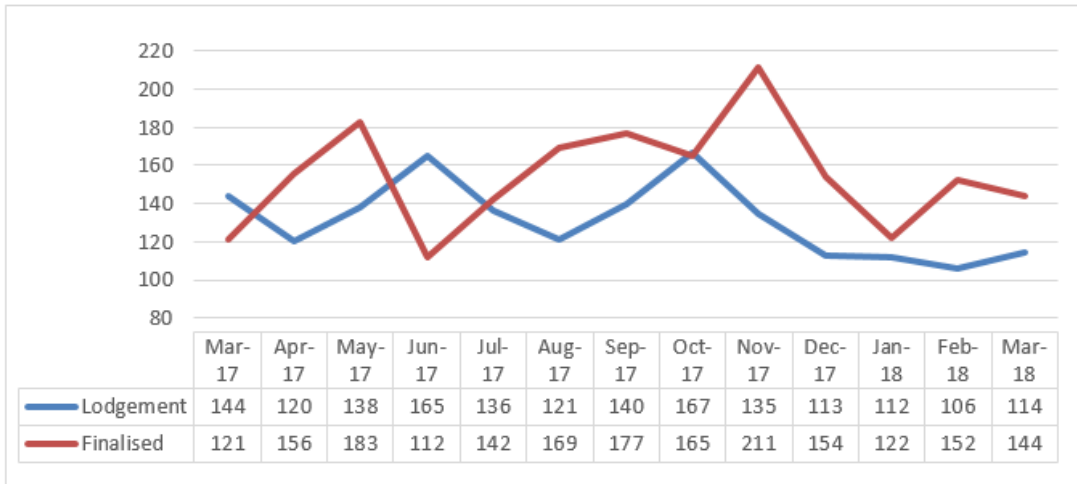


Contract Weed Spraying  
(2<sup>nd</sup> Cycle)



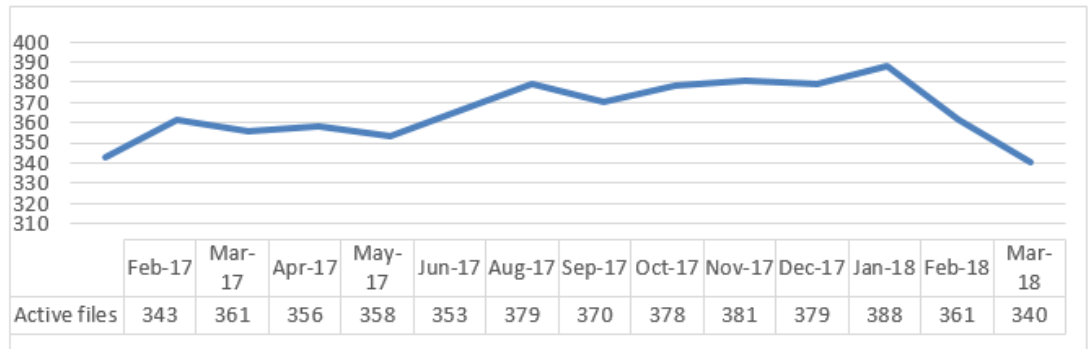
**Development Assessment**

Development Applications



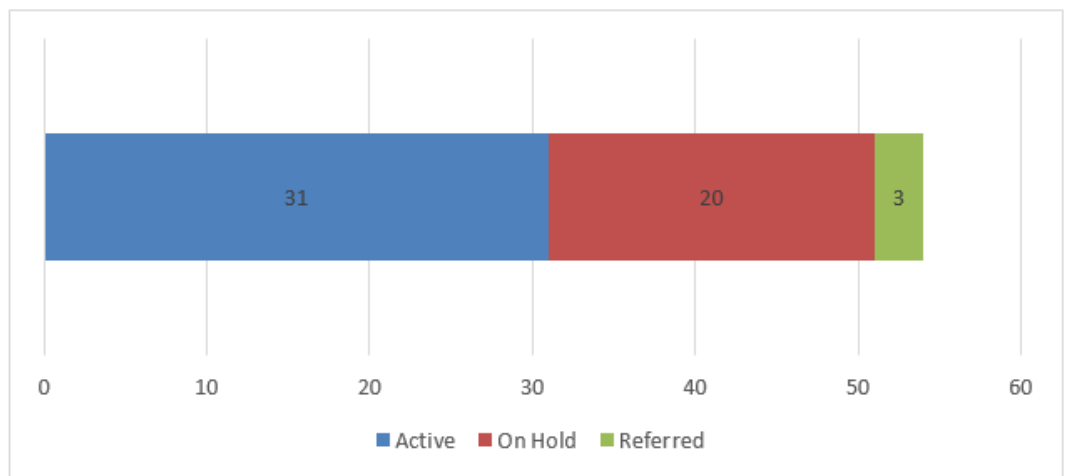


Active files  
Development Approval



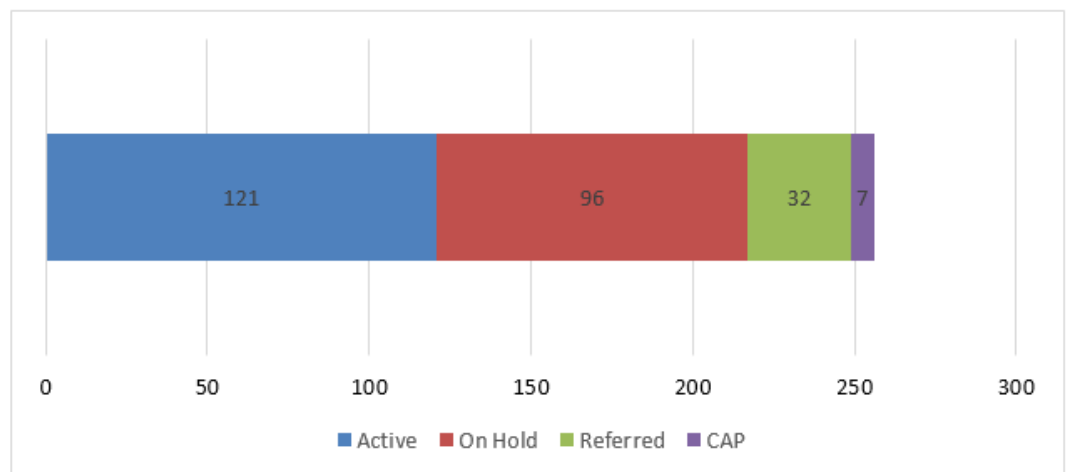
Active files shows all development applications that have been lodged with Council but are yet to receive a decision, it includes applications for Development Plan Consent, Building Rules Consent and Land Division Consent.

Current Applications  
Building Rules Consent



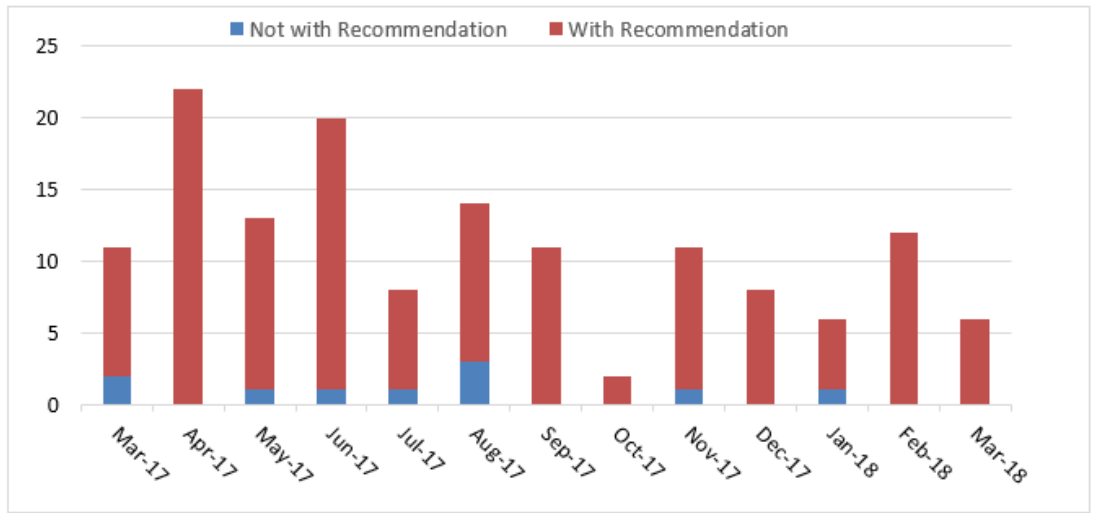
Building Rules Consent, is the process where applications are assessed against the Building Code of Australia (BCA), not all applications are assessed against the BCA (e.g. land divisions, tree removals) and some are only assessed against the BCA.

Current Applications  
Development Plan Consent

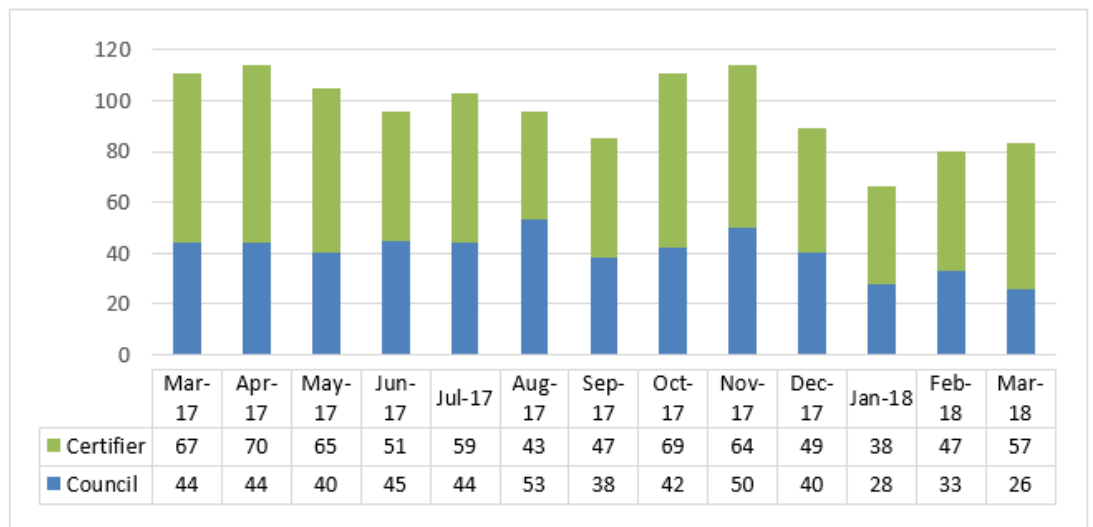


Development Plan Consent, is the process where applications are assessed against the City of West Torrens Development Plan (DP) not all applications are assessed against the DP (e.g. Residential Code and Building Rules only) and some are only assessed against the DP (eg land divisions, tree removals).

Council Assessment Panel Decision

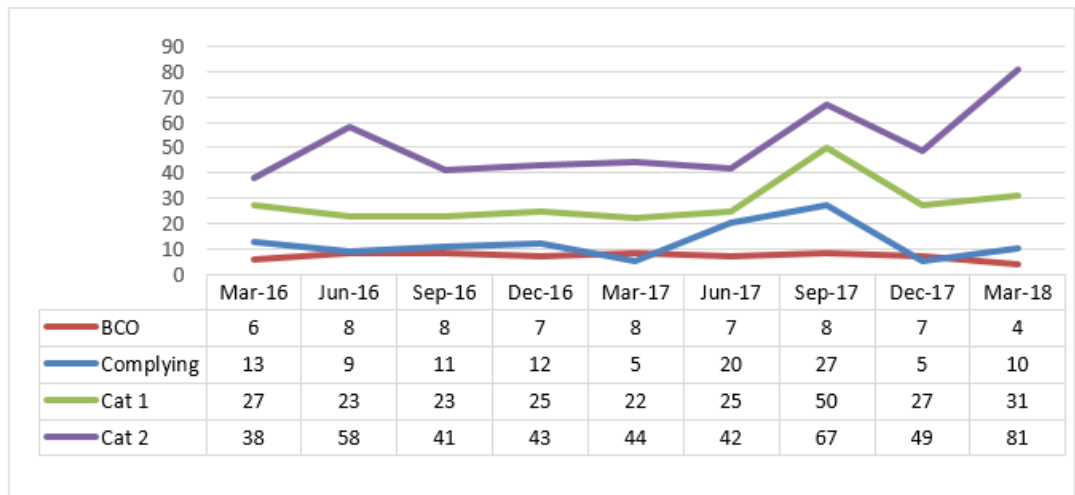


Building Rules Consent issued By Relevant Authority



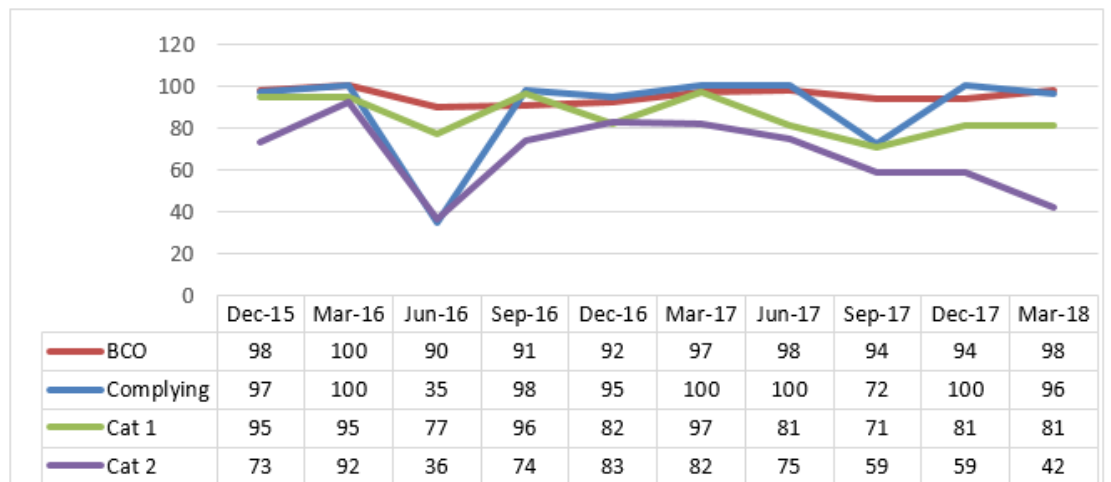
*Not all Building Rules Consents are assessed by Council, about half are assessed by private assessors known as Private Certifiers, these privately certified assessments still need to be registered and recorded with Council.*

Median Assessment Timeframes



Maximum Statutory Timeframes are as follows:  
 Building Code Only (BCO) - 20 days  
 Complying - 30 days    Category 1 - 60 days    Category 2 - 60 days

Percentage of DAs that met Statutory Timeframes



Maximum Statutory Timeframes are as follows:  
 Building Code Only (BCO) - 20 days  
 Complying - 30 days    Category 1 - 60 days    Category 2 - 60 days

Compliance

Month/Year	No of Actions Received	Actions Resolved within the month	Actions Resolved from previous months	Total Ongoing Actions	Section 84 Issued	Section 69 Issued	New Actions with ERD Court	Resolved Actions with ERD Court	Total ongoing Actions with ERD Court	Section 51 Clearances
Feb17	11	7	0	60	-	-	-	-	2	5
Mar17	27	24	8	55	-	-	-	-	2	10
Apr17	10	5	7	53	-	-	-	-	2	7
May17	13	9	10	47	1	-	-	1	1	18
Jun17	16	6	0	57	-	-	-	-	1	13
Jul17	9	7	5	43	-	-	-	1	0	18
Aug17	18	12	2	49	-	-	-	-	-	20
Sep17	28	24	13	40	-	-	-	-	-	12
Oct17	25	14	8	50	2	-	-	-	-	14
Nov17	21	10	0	58	-	-	1	-	1	22
Dec17	24	17	3	50	-	-	-	-	1	7
Jan18	15	12	2	55	1	-	-	-	1	11
Feb18	24	16	8	55	1	-	1	-	2	19
Mar18	27	23	1	46	1	-	1	-	2	9

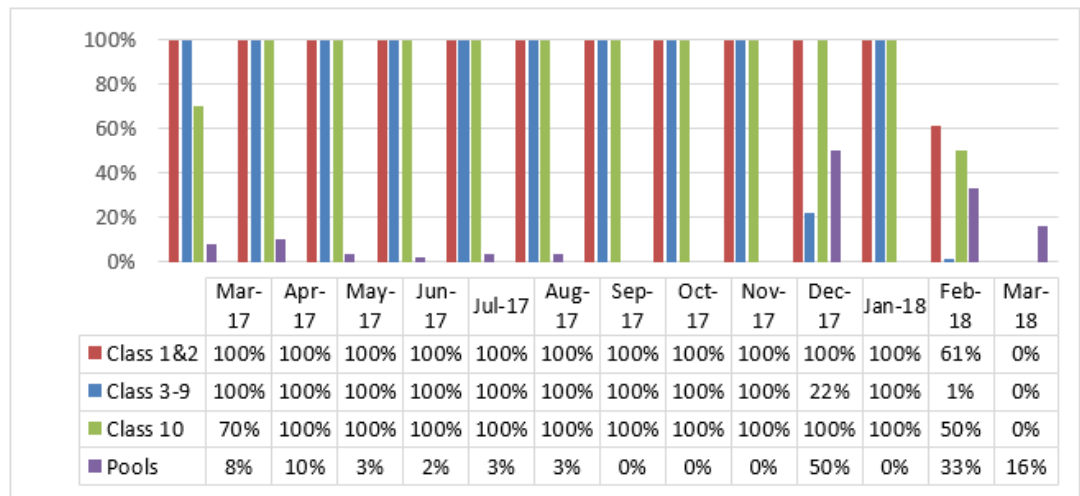
Compliance actions include investigating potential use of properties for activities that haven't been approved, buildings being constructed without the required approvals, checking of older buildings that may be becoming structurally unsound.

Sec 84 notices are the first stage of prosecution for unapproved development.

Sec 69 notices are the first stage of prosecution for unsafe buildings.

Sec 51 clearances, refers to the final check of properties with approval to subdivide, this is where we give the all clear for new Certificates of Title to be issued.

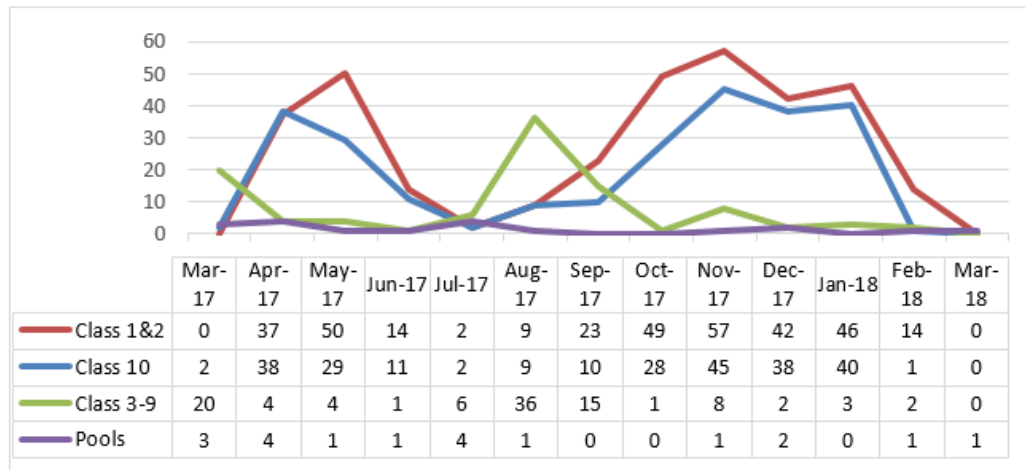
Building Inspections



The Development Act and Council's Building Inspection Policy requires that a minimum number of approved buildings are inspected for compliance with their associated Development Approval documentation. In addition there is a requirement to undertake a pool safety inspection upon all swimming pools approved for construction. Class 1 & 2 refers to houses and units, Class 3-9 refers to commercial, industrial and community buildings, Class 10 refers to verandahs, sheds, fences etc. Where 100% of inspections have not been met in a month the requirement is rolled over to the next month until all required inspections have been undertaken.

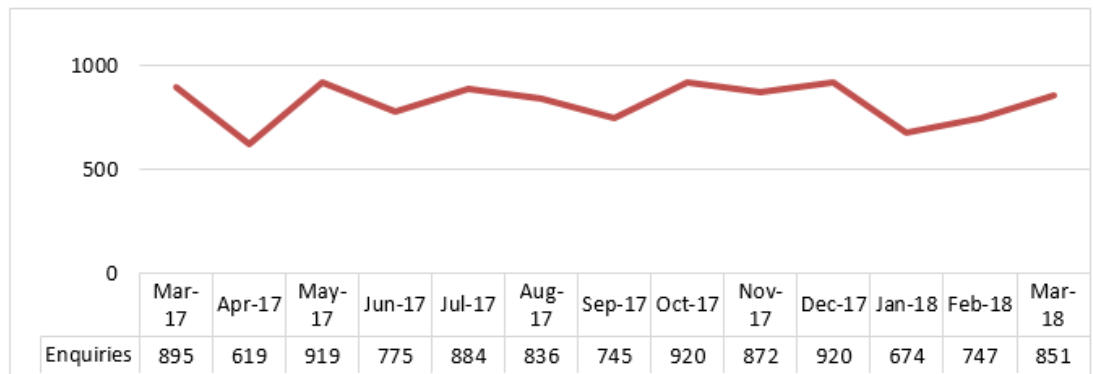
NOTE: Only successful inspections are recorded, failed inspections are listed for re-inspection including Swimming Pools.

Actual Satisfactory Building Inspections Undertaken



The Development Act and Council's Building Inspection Policy requires that a minimum number of approved buildings are inspected for compliance with their associated Development Approval documentation. In addition there is a requirement to undertake a pool safety inspection upon all swimming pools approved for construction. Class 1 & 2 refers to houses and units, Class 3-9 refers to commercial, industrial and community buildings, Class 10 refers to verandas, sheds, fences etc. Where 100% of inspections have not been met in a month the requirement is rolled over to the next month until all required inspections have been undertaken.  
 NOTE: Only successful inspections are recorded, failed inspections are listed for re-inspection

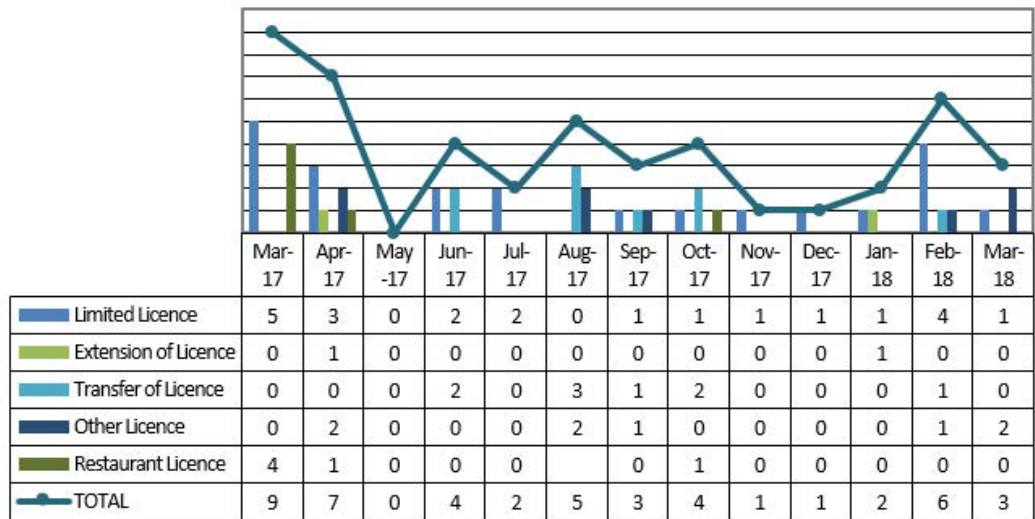
ePathway Online Development Application Enquiries



Since 2011, people have been able to check the progress of their own development applications or check the history of development applications via the internet on Council's website.

**Liquor Licenses**

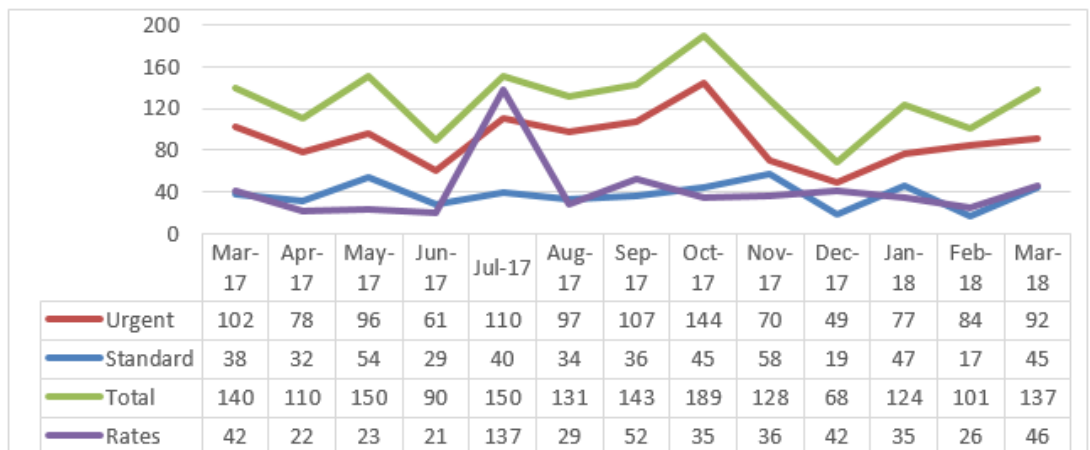
License Applications



*When an application is lodged with the State Government's Office of Liquor & Gambling (OLG), it is also required to be referred to Council for our comment. The proposals are handled in accordance with our Liquor Licensing Policy, and Limited License applications are referred to the relevant Ward Councillors for their comment prior to feedback being sent to the OLG.*

**Section 12 Searches**

Section 12 Searches



*When a property is purchased, the purchasers are provided with a Form 1 (commonly known as cooling off paperwork) Council contributes to this Form 1 with a Section 12 Certificate, the certificate provides the potential purchaser with all relevant known history for the property. Prior to settlement on the property the relevant Conveyancer will also request a Rates statement from Council to ensure the appropriate rates payments are made by the purchaser and the vendor (seller).*

**Attachments**

Nil

**12 MEETING CLOSE**

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**1 MEETING OPENED****2 PRESENT****3 APOLOGIES****4 DISCLOSURE STATEMENTS**

Committee Members are required to:

1. Consider Section 73 and 75 of the *Local Government Act 1999* and determine whether they have a conflict of interest in any matter to be considered in this Agenda; and
2. Disclose these interests in accordance with the requirements of Sections 74 and 75A of the *Local Government Act 1999*.

**5 CONFIRMATION OF MINUTES****RECOMMENDATION**

That the Minutes of the meeting of the Governance Committee held on 3 April 2018 be confirmed as a true and correct record.

**6 COMMUNICATIONS BY THE CHAIRPERSON****7 QUESTIONS WITH NOTICE**

Nil

**8 QUESTIONS WITHOUT NOTICE****9 MOTIONS WITH NOTICE**

Nil

**10 MOTIONS WITHOUT NOTICE**



## 11 GOVERNANCE REPORTS

### 11.1 Update on the Planning Reform Implementation

#### Brief

This report presents an update on the implementation of the *Planning, Development and Infrastructure Act 2016*.

#### RECOMMENDATION

The Committee recommends to Council that it notes the *Update on the Planning Reform Implementation* report.

---

#### Introduction

Planning reform in South Australia is being introduced progressively via the *Planning, Development and Infrastructure Act 2016* and associated regulations. This report provides an update of the current activities.

#### Discussion

While the change of State Government has created some uncertainty in the direction of planning reform, at this stage, work is continuing in line with the program developed by the Department of Planning, Transport and Infrastructure (DPTI).

#### DPTI Discussion Papers

##### *Blueprint for South Australia's Planning and Design Code Introductory Paper*

The paper is the first formal outline of the Planning and Design Code (Code) and sets the scene for its development in conjunction with planners, developers, local government and the community.

The paper was presented to the 17 April 2017 meeting of Council for information but given the generic and high level overview nature of the document, no response will be provided to DPTI.

##### *Introduction to Technical Discussion Paper - Future Land Use Definitions and Classes*

This paper considers a review of the land use definitions and classes to support a variety of planning work to happen consistently across the state with efficiency, accuracy and certainty. This will support a suite of fresh land use definitions and classes to be included in the Planning and Design Code.

The Administration has submitted its response to DPTI.

##### *Accredited Professional Scheme Discussion Paper*

The Accredited Professional Scheme (Scheme) will establish and maintain the minimum standards required of an accredited building or planning decision maker within South Australia. The scheme, enables a range of accredited building and planning professionals to make decisions based on the nature and complexity of a particular development. Levels of accreditation will be based on qualifications, skills and experience.

The discussion paper and proposed response was presented to the 17 April 2017 meeting of Council. Feedback from the Council meeting has been provided to both the LGA and DPTI by their respective due dates.

## ePlanning Portal

The following ePlanning services are currently under development as part of the ePlanning program:

- Replacing the Electronic Land Division Lodgment system with a new, easy-to-use system which will include additional features
- Online lodgment for development applications
- Online enquiry tools such as a questionnaire and an interactive building and spatial maps
- Online solutions to support the new Planning and Design Code
- Updating the public register to enable development applications to be viewed spatially on a map.

On 23 April, the Administration attended a DPTI briefing covering the latest update on the goals, key features and operating model of the new state-wide 'ePlanning' solution.

## Current Work

### *Aircraft Noise Policy Position*

A report to Council in December 2017 presented the outcomes of research on land use policy options for the management of aircraft noise in existing urban areas. Council resolved to go to public consultation to residents affected by aircraft noise.

The proposed consultation approach was advised to members on 28 March 2018. The survey has now been finalised however, the Administration is investigating software demonstrated by Adelaide City Council at the LGA Showcase which may provide an enhanced spatial representation of the areas affected by aircraft noise and have arranged a presentation on 1 May to determine whether this can be incorporated into CWT's consultation.

### *Development Plan Review*

The Code will seek to identify opportunities to streamline and reduce the number of zones available. DPTI is seeking to work with councils to undertake a preliminary review of their Development Plan zones. The Administration has commenced this review, however, a workshop for Elected Members to discuss their concerns and issues with DPTI will be arranged in the near future following a meeting with DPTI, scheduled for 4 May 2017, to scope the content of that workshop. Feedback from this workshop will be incorporated into the review for feedback to DPTI.

## **Conclusion**

This report presents an update on current planning reform activities.

## **Attachments**

Nil

## 11.2 Legislative Progress Report - April 2018

### Brief

This report provides an update on the status of proposed legislative changes affecting local government either dealt with in Parliament, by the Local Government Association or contained in the Government Gazette during the preceding month.

### RECOMMENDATION

The Committee recommends to Council that the 'Legislative Progress Report - April 2018' be received.

### Introduction

This report provides a monthly update on the progress of Bills through Parliament, using Parliament's defined stages, as well as items contained within the Government Gazette that relate to the City of West Torrens. It also contains information provided by the Local Government Association (LGA) relating to proposed amendments to legislation or other relevant matters.

Information on the status of all Bills and Acts is available on the South Australian Legislative Tracking and the Federal Register of Legislation websites at:

<https://www.parliament.sa.gov.au/Legislation/BillsMotions/SALT/Pages/default.aspx> and/or <https://www.legislation.gov.au/>

### Discussion

Due to the caretaker period and subsequent proroguing of the State Parliament on 17 February 2018 and it not yet sat, new amendments to legislation have been initiated since the last report to Council.

Both Houses of Parliament are scheduled to sit on 3 May 2018.

<b>Recent Amendments to Legislation</b>
<i>Nil</i>
<b>Summary of Proposed Amendments to Legislation</b>
<i>Nil</i>
<b>Bills previously reported on where the status has changed</b>
<i>Nil</i>
<b>Bills previously reported on where the status remains unchanged</b>
All Bills previously reported on where the status remained unchanged will need to be reintroduced to the new session of Parliament for debate.

## Acts Assented to but Not Yet Commenced

- The *Environmental Protection (Waste Reform) Amendment Act 2017* (Act) received Royal Assent on 14 November 2017 and was proclaimed on 28 November 2017. The operation of Schedule 2 of the Act is suspended until a subsequent proclamation.
- *Dog and Cat Management (Miscellaneous) Amendment Act 2016* was proclaimed on 19 April 2017 and is subject to a staged commencement. The first tranche of provisions came into operation on 1 July 2017 with the remaining tranche of sections commencing on 1 July 2018.
- The *Local Government (Boundary Adjustment) Amendment Act 2017* (Amendment Act) received Royal assent on 22 August 2017 and was proclaimed on 7 November 2017. The Amendment Act will come into operation on 1 January 2019 following the 2018 Local Government elections.

Further information can be found on the [South Australian Legislative Tracking website](#).

## Parliamentary Inquiries

### Parking and Traffic Movement

The Parliament of South Australia's Legislative Review Committee (Committee) undertook an Inquiry into the Regulation of Parking and Traffic Movement.

The Government provided a submission to the Legislative Review Committee on Friday 21 July 2017 and provided a copy to the LGA which, in turn, prepared a submission in consultation with member councils that focused on the terms of reference of the Inquiry.

The Committee reviewed all submissions and evidence and provided a determination to the relevant Ministers. The Committee did not receive a response from the Ministers prior to the caretaker period for the State Elections. The progression of the Inquiry will be determined at a later date by the new elected bodies.

Further information can be found on the [South Australian Legislative Tracking website](#).

## Conclusion

This report on legislative amendments is current as at 17 April 2018.

## Attachments

Nil

## 12 MEETING CLOSE