

CITY OF WEST TORRENS



MINUTES

of the

Council & Committee Meetings

- Urban Services Prescribed Standing Committee
- Governance Prescribed Standing Committee

of the

CITY OF WEST TORRENS

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

on

TUESDAY, 2 OCTOBER 2018

at 7.00pm

Terry Buss PSM
Chief Executive Officer

City of West Torrens Disclaimer

This meeting, the reports considered and the Minutes arising, are subject to the provisions of Section 91A of the *Local Government (Elections) Act 1999* and Council's Election Period Caretaker Policy. The Act prohibits councils making designated decisions during the caretaker period. The caretaker period commenced on 18 September 2018 and continues to the conclusion of the election.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.02pm.

1.1 Evacuation Procedure

The evacuation procedures were read out to the gallery by the General Manager Corporate and Regulatory.

2 PRESENT

Council Members:

Mayor J Trainer (Presiding Member)

Councillors: R Haese, G Palmer, G Vlahos, K McKay, S Rypp, G Demetriou, A Mangos, S Tsiaparis, G Nitschke, J Woodward, C O'Rielley, M Farnden

Officers:

Mr T Buss	(Chief Executive Officer)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Mr P Richardson	(Manager City Operations)
Ms H Bateman	(Manager City Development)

3 APOLOGIES

Apologies

Council Members:

Cr Megan Hill

Cr Tony Polito

Officers:

Ms P Koritsa (General Manager Business and Community Services)

RECOMMENDATION

That the apologies be received.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

4 DISCLOSURE STATEMENT

The following disclosures of interest were made:

Item	Type of Conflict	Elected Member
Council Item 15.1 Negotiations with the West Adelaide Football Club regarding leasing of the Council Room at Richmond Oval.	Cr George Demetriou	Material
Council Item 17.2 Election of Greater Adelaide Regional Organisation of Councils Representatives.	Cr Arthur Mangos	Material
Council Item 17.2 Election of Greater Adelaide Regional Organisation of Councils Representatives.	Mayor John Trainer	Material

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Graham Nitschke

That the disclosure statements be noted.

CARRIED

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 18 September 2018 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr George Demetriou

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

Further to the report listed in the agenda, Mayor John Trainer advised of his involvement in an interview with Channel 9 on Monday 1 October 2018 regarding services provided by Local Government.

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr George Demetriou

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Garth Palmer advised of his attendance at the Bay to Birdwood on Sunday 30 September 2018.

Cr George Demetriou advised of his attendance at the Novar Gardens Bowling and Pétanque Club Presidents Opening Day on Saturday 22 September 2018 and advised that the Pétanque Club will be hosting a national competition in 2019.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr George Demetriou

That the reports from Members be noted.

CARRIED

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 Committee.

RESOLUTION

Moved: Cr Steven Rypp
Seconded: Cr Arthur Mangos

That the recommendation be adopted.

CARRIED

7.11pm the meeting adjourned into Committees.

7.43pm the meeting reconvened. All those present prior to the adjournment of the meeting were present in the Chamber when the meeting reconvened.

11 ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS

11.1 Urban Services Committee Meeting

RECOMMENDATION

That the recommendations of the Urban Services Committee held on 2 October 2018 be adopted.

RESOLUTION

Moved: Cr John Woodward
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

11.2 Governance Committee Meeting

RECOMMENDATION

That the recommendations of the Governance Committee held on 2 October 2018 be adopted.

RESOLUTION

Moved: Cr Garth Palmer
Seconded: Cr Rosalie Haese

That the recommendation be adopted.

CARRIED

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

12.1 Community Facilities General Committee Meeting

Mayor John Trainer declared a perceived conflict of interest in this item as he had a perceived conflict of interest in Community Facilities Committee Item 9.1 Badminton SA - Lease as he is a Patron of Badminton SA and participated in the discussion and vote.

Cr George Vlahos declared a perceived conflict of interest in this item as he had a perceived conflict of interest in Community Facilities Committee Item 9.2 Messinian Association (MA Hawks) - Grant of Licence - Kings Reserve as he is on the Audit Committee of the Messinian Association of South Australia and participated in the discussion and vote.

Cr Kym McKay declared a perceived conflict of interest in this item as he had a perceived conflict of interest in Community Facilities Committee Item 9.6 Apex Park, Lockleys Oval and Mellor Park Masterplan and Facilities - Update as he works for Romaldi Constructions who were awarded the contract for the Lockleys Oval facilities component of the project and participated in the discussion and vote.

RECOMMENDATION

That the Minutes of the Community Facilities General Committee held on 25 September 2018 be noted and the recommendations adopted.

RESOLUTION

Moved: Cr George Demetriou

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

Mayor John Trainer voted in favour of the motion moved by Cr George Demetriou and seconded by Cr Simon Tsiaparis.

Cr George Vlahos voted in favour of the motion moved by Cr George Demetriou and seconded by Cr Simon Tsiaparis.

Cr Kym McKay voted in favour of the motion moved by Cr George Demetriou and seconded by Cr Simon Tsiaparis.

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

Questions were asked and responses provided by the Administration.

14.1 Electricity supply requirements for Development Approvals

Cr Steven Rypp asked the following question:

Are there any requirements for a power connection or accessibility of power prior to a Development Application being approved?

Answers

The City of West Torrens is located within the SA Power Networks service area for electricity infrastructure. As part of land division applications it is considered whether the proposed lots can be serviced by electricity infrastructure, however it is not required as part of the assessment process that the electricity connections are installed prior to approval. As the City of West Torrens is wholly located in the SA Power Networks area, without speaking of specific lots it is generally considered that an electricity connection to new lots are capable of being achieved. It is noted that it would be a considerable cost to the applicant if the development assessment process required the installation of electricity infrastructure prior to the assessment of the application and before the applicant had a decision from Council regarding whether the land division was appropriate to be approved.

MOTION

Moved: Cr Steven Rypp
Seconded: Cr Arthur Mangos

That the questions from Cr Steven Rypp and the answers provided relating to electricity supply requirements for Development Approvals be recorded in the Minutes.

CARRIED

15 MOTIONS WITH NOTICE

15.1 Negotiations with the West Adelaide Football Club regarding leasing of the Council Room at Richmond Oval

7.57pm Cr George Demetriou declared a material conflict of interest in this item as he is a Life Member of the Club and his daughter is a Board member of the West Adelaide Football Club and left the meeting for the discussion and vote on the item.

At the meeting of Council on 18 September 2018, the Presiding Member ruled the following motion would be deferred to the meeting of Council on 2 October 2018.

MOTION

Moved: Mayor John Trainer
Seconded: Cr Graham Nitschke

That the Administration enter into negotiations with the West Adelaide Football Club to discuss the possibility of the Club leasing the Council Room at Richmond Oval as a venue for Club guests on match days and for other purposes at other times, with some provision being made for a limited amount of access by Councillors and their guests on match days.

FORMAL MOTION

Moved: Cr Rosalie Haese

Seconded: Cr Arthur Mangos

That the question (motion) lie on the table. The Formal Motion took precedence and having been put by the Presiding Member without further discussion was **CARRIED**

8.01pm Cr George Demetriou returned to the meeting.

15.2 Terminating alcoholic beverages served prior to and after Council meetings

At the meeting of Council on 18 September 2018, the Presiding Member ruled the following motion would be deferred to the meeting of Council on 2 October 2018.

RESOLUTION

Moved: Mayor John Trainer

Seconded: Cr Graham Nitschke

That alcoholic beverages no longer be available with meals served immediately prior to Council meetings, and that spirits and sparkling wines no longer be served after Council meetings. Furthermore, that all wine purchases be at a moderate pricing level unless for particularly significant community events.

FORMAL MOTION

Moved: Cr Rosalie Haese

Seconded: Cr Arthur Mangos

That the question (motion) lie on the table. The Formal Motion took precedence and having been put by the Presiding Member without further discussion was **CARRIED**

The decision was set aside when the Presiding Member called for a Division.

In Favour: Crs Kym McKay, Arthur Mangos, Garth Palmer, Rosalie Haese, Michael Farnden, John Woodward, George Vlahos and Cindy O'Rielley

Against: Crs George Demetriou, Steven Rypp, Simon Tsiaparis and Graham Nitschke

CARRIED

16 MOTIONS WITHOUT NOTICE

16.1 Review of the Governance and Committee framework

MOTION

Moved: Cr John Woodward

Seconded: Cr Simon Tsiaparis

That the Council Administration prepare a report for the incoming Council (to be presented post the 2018 election) to identify opportunities where the existing governance and committee framework could be improved to:

1. reduce administration, overheads and be more efficient for Council Administration.
2. be more cost effective for ratepayers.
3. increase transparency and better align to the needs of our community.

CARRIED

16.2 Review of Elected Members numbers

MOTION

Moved: Cr George Demetriou

Seconded:

That the Administration review the number of Elected Members from 14 back to 12 in preparation for the next election.

The Presiding Member ruled that the motion be deferred for consideration at the next meeting of Council on 16 October 2018.

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 LGFA Board Election

This report proposed a resolution to determine which two of nine nominations Council wishes to elect to the Board of the Local Government Finance Authority.

RECOMMENDATION

It is recommended to Council that:

1. Council's nominations to the Board of the Local Government Finance Authority be Crs and .
2. Mayor John Trainer, as Council's representative at the AGM of the Local Government Finance Authority, be authorised to complete the ballot papers under the direction of the Council.

MOTION

Moved: Cr George Demetriou

That:

1. Council's nominations to the Board of the Local Government Finance Authority be Paul Duka and Annette Martin.
2. Mayor John Trainer, as Council's representative at the AGM of the Local Government Finance Authority, be authorised to complete the ballot papers under the direction of the Council.

The motion lapsed for want of a seconder.

MOTION

Moved: Cr Steven Rypp

Seconded: Cr John Woodward

That Council conduct a secret ballot for the LGFA Board Election.

CARRIED

RESOLUTION

Moved: Cr George Demetriou

Seconded: Cr Arthur Mangos

That:

1. Council's nominations to the Board of the Local Government Finance Authority be Annette Martin and Cr Karen Hockley.
2. Mayor John Trainer, as Council's representative at the AGM of the Local Government Finance Authority, be authorised to complete the ballot papers under the direction of the Council.

CARRIED

17.2 Election of Greater Adelaide Regional Organisation of Councils Representatives

8.29pm Mayor John Trainer declared a material conflict of interest in this item as he wishes to nominate and left the meeting for the discussion and vote on the item.

8.29pm Cr Arthur Mangos declared a material conflict of interest in this item as he wishes to nominate and left the meeting for the discussion and vote on the item.

As Mayor John Trainer, Presiding Member, left the meeting, Cr George Vlahos as Deputy Mayor, assumed the Chair as Presiding Member.

This report advised Council of the receipt of ballot papers and its entitlement to vote for the election to the eight (8) positions on the Greater Adelaide Regional Organisation of Councils (GAROC).

RECOMMENDATION

It is recommended to Council that the Election for Greater Adelaide Regional Organisation of Councils Representatives 2018-2020 Ballot Paper be completed, identifying:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

as its preferred candidates and be submitted to the Local Government Association pursuant to clause 4.4.5 of the Greater Adelaide Regional Organisation of Councils Terms of Reference.

RESOLUTION

Moved: Cr Steven Rypp
Seconded: Cr Graham Nitschke

That Council conduct a secret ballot for the Election of Greater Adelaide Regional Organisation of Councils Representatives.

CARRIED

RESOLUTION

Moved: Cr Steven Rypp
Seconded: Cr Simon Tsiaparis

That the Election for Greater Adelaide Regional Organisation of Councils Representatives 2018-2020 Ballot Paper be completed, identifying:

1. Cr Christel Lorraine Mex
2. Mayor Gillian Aldridge
3. Deputy Mayor Janet Byram
4. Deputy Mayor Jan-Claire Wisdom
5. Mayor David O'Loughlin
6. Cr Don Palmer
7. Cr Arthur Mangos
8. Cr Rosalina Marie (Mikki) Bouchee

as its preferred candidates and be submitted to the Local Government Association pursuant to clause 4.4.5 of the Greater Adelaide Regional Organisation of Councils Terms of Reference.

CARRIED

8.59pm Cr Arthur Mangos returned to the meeting and advised that Mayor John Trainer had retired from the meeting.

As Mayor John Trainer, Presiding Member, retired from the meeting, Cr George Vlahos as Deputy Mayor, continued in the Chair as Presiding Member for the remainder of the meeting.

18 LOCAL GOVERNMENT BUSINESS**18.1 Local Government Circulars**

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

RECOMMENDATION

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

RESOLUTION

Moved: Cr Graham Nitschke
Seconded: Cr Steven Rypp

That the recommendation be adopted.

CARRIED

19 MEMBER'S BOOKSHELF

- Power Line Environment Committee Annual Report 2017-2018
- Australian Local Government Association (ALGA) - *All politics is local - 12 ways to deliver for Australian communities, ALGA Federal Election Initiatives*

RECOMMENDATION

That the additions to Members' bookshelf be noted.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Steven Rypp

That the recommendation be adopted.

CARRIED

20 CORRESPONDENCE

20.1 Metropolitan Local Government Group - Key Outcome Summary

Correspondence was received from the Local Government Association of South Australia regarding the key outcomes summary from the Metropolitan Local Government Group meeting held on 5 September 2018.

20.2 Mayors for Peace Newsletter

Correspondence was received from the Mayors for Peace, providing the July 2018 No. 103 Newsletter.

20.3 ALGA - All politics is local - 12 ways to deliver for Australian communities

Correspondence was received from the Australian Local Government Association regarding the federal election document titled All politics is local - 12 ways to deliver for Australian communities.

20.4 Australian Red Cross - Letter of Thanks

Correspondence was received from the Chief Executive Officer of the Australian Red Cross, Ms Judy Slatyer, thanking Council for the donation towards the Greek Fires Appeal 2018.

20.5 Adelaide and Mount Lofty Ranges Natural Resources Management Board Minutes

Correspondence was received from the Adelaide and Mount Lofty Ranges Natural Resources Management Board regarding the minutes of the Board meeting held on Thursday 26 July 2018.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Garth Palmer

That the recommendation be adopted with the exception of Item 20.5 Adelaide and Mount Lofty Ranges Natural Resources Management Board Minutes.

CARRIED

20.5 Adelaide and Mount Lofty Ranges Natural Resources Management Board Minutes

Correspondence was received from the Adelaide and Mount Lofty Ranges Natural Resources Management Board regarding the minutes of the Board meeting held on Thursday 26 July 2018.

Cr Kym McKay commented on the minutes of the Board meeting with specific reference to the River Torrens Linear Park track.

RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Garth Palmer

That the correspondence be received.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 9.02pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.12pm.

2 PRESENT

Council Members:

Cr J Woodward (Presiding Member)

Mayor J Trainer

Councillors: R Haese, G Palmer, G Vlahos, K McKay, S Rypp, G Demetriou, A Mangos, S Tsiaparis, G Nitschke, C O'Rielley, M Farnden

Officers:

Mr T Buss (Chief Executive Officer)

Mr B Ross (General Manager Corporate and Regulatory)

Mr A Catinari (General Manager Urban Services)

Ms H Bateman (Manager City Development)

Mr P Richardson (Manager City Operations)

3 APOLOGIES

Apologies

Committee Members:

Cr Megan Hill

Cr Tony Polito

Officers:

Ms P Koritsa (General Manager Business and Community Services)

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr Arthur Mangos

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Urban Services Committee held on 4 September 2018 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr Garth Palmer
Seconded: Cr Arthur Mangos

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

Nil

7 QUESTIONS WITH NOTICE

Nil

8 QUESTIONS WITHOUT NOTICE

Nil

9 MOTIONS WITH NOTICE

Nil

10 MOTIONS WITHOUT NOTICE

Nil

11 URBAN SERVICES DIVISION REPORTS

11.1 Waiver of Land Management Agreement at 9 Ayliffe Place, Novar Gardens

This report sought Council's endorsement, as a party to a Land Management Agreement (LMA), to waive the Owners Obligations of the LMA for a gabion wall at 9 Ayliffe Place, Novar Gardens and consider consulting landowners on its rescission.

RECOMMENDATION

The Committee recommends to Council that:

1. Council waives the Owners Obligations of the Land Management Agreement (dealing number 8566879) relating to the gabion wall proposed as part of Development Application no. 211/887/2018 at 9 Ayliffe Place, Novar Gardens; and
2. Council writes to the landowners of the properties subject to the Land Management Agreement (dealing number 8566879) consulting on whether to rescind the Land Management Agreement from all affected titles.
3. A further detailed report be presented to a future meeting of Council.

COMMITTEE RESOLUTION

Moved: Cr George Demetriou

Seconded: Cr Kym McKay

That the recommendation be adopted.

Discussion took place in relation to the Waiver of Land Management Agreement at 9 Ayliffe Place, Novar Gardens. Cr Arthur Mangos suggested that Point 2 be changed to include consultation with other parties on whether to rescind the Land Management Agreement from all affected titles. The mover, Cr George Demetriou and seconder, Cr Kym McKay consented to the change and accordingly, the motion was changed as follows:

Moved: Cr George Demetriou

Seconded: Cr Kym McKay

That:

1. Council waives the Owners Obligations of the Land Management Agreement (dealing number 8566879) relating to the gabion wall proposed as part of Development Application no. 211/887/2018 at 9 Ayliffe Place, Novar Gardens; and
2. Council writes to the landowners and other parties of the properties subject to the Land Management Agreement (dealing number 8566879) consulting on whether to rescind the Land Management Agreement from all affected titles.
3. A further detailed report be presented to a future meeting of Council.

CARRIED

11.2 New Depot Facility - Morphett Rd, North Plympton

This report provided Members' with a monthly update on the relocation of staff from the current depot site on Marion Road to the new depot site at Morphett Road, North Plympton.

RECOMMENDATION

The Committee recommends to Council that the report be received.

COMMITTEE RESOLUTION

Moved: Cr Steven Rypp
Seconded: Cr George Demetriou

That the recommendation be adopted.

CARRIED

11.3 Urban Services Activities Report

This report provided Elected Members' with information on activities within the Urban Services Division.

RECOMMENDATION

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

COMMITTEE RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Rosalie Haese

That the recommendation be adopted.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 7.39pm.

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 Nil

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 Nil

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12 Meeting Close 3

1 MEETING OPENED

The Presiding Member declared the meeting open at 7.40pm.

2 PRESENT

Council Members:

Cr G Palmer (Presiding Member)

Mayor J Trainer

Councillors: R Haese, G Vlahos, K McKay, S Rypp, G Demetriou, A Mangos, S Tsiaparis, G Nitschke, C O'Rielly, M Farnden, J Woodward

Officers:

Mr T Buss (Chief Executive Officer)

Mr B Ross (General Manager Corporate and Regulatory)

Mr A Catinari (General Manager Urban Services)

3 APOLOGIES

Apologies

Committee Members:

Cr Megan Hill

Cr Tony Polito

Officers:

Ms P Koritsa (General Manager Business and Community Services)

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr Arthur Mangos

Seconded: Cr Rosalie Haese

That the recommendation be adopted.

CARRIED

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Governance Committee held on 4 September 2018 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Rosalie Haese

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

Nil

7 QUESTIONS WITH NOTICE

Nil

8 QUESTIONS WITHOUT NOTICE

Nil

9 MOTIONS WITH NOTICE

Nil

10 MOTIONS WITHOUT NOTICE

Nil

11 GOVERNANCE REPORTS

11.1 Annual Report - Confidential Items 2017-2018

This report presented the 2017-2018 annual report of confidential items pursuant to the requirements of the *Local Government Act 1999*.

RECOMMENDATION

The Committee recommends to Council that the Annual Report - Confidential Items 2017-2018 be received.

COMMITTEE RESOLUTION

Moved: Cr Steven Rypp
Seconded: Mayor John Trainer

That the recommendation be adopted.

CARRIED

11.2 Legislative Progress Report - September 2018

This report provided 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 - September 2018' be received.

COMMITTEE RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Arthur Mangos

That the recommendation be adopted.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 7.42pm.