

CITY OF WEST TORRENS



**MINUTES**

**of the**

**Council & Committee Meetings**

- **City Services and Amenity Standing Committee**

**of the**

**CITY OF WEST TORRENS**

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

on

**TUESDAY, 4 JUNE 2019**

**at 7.00pm**

**Terry Buss PSM**  
**Chief Executive Officer**

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## 1 MEETING OPENED

### 1.1 Acknowledgement of Country

The Presiding Member declared the meeting open at 7.02pm.

At the opening of the Meeting, the Presiding Member stated:

'West Torrens City Council acknowledges that we are meeting on the traditional Country of the Kurna people of the Adelaide Plains and pays respect to Elders past, present, and emerging.

We recognise and respect their cultural heritage, beliefs and spiritual relationship with the land, sea, waterways and sky.

We acknowledge that they are of continuing importance to the Kurna people living today.

We have built a beautiful city. However, we further recognise that the process of settlement resulted in the dispossession and dislocation of the Kurna people and that we are always mindful of this.'

### 1.2 Evacuation Procedure

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

## 2 PRESENT

### Council Members:

Mayor M Coxon (Presiding Member)

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, D Mugavin, G Nitschke, S Pal, S Tsiaparis, G Vlahos, C O'Rielly, A McKay, J Wood, B Reynolds

### Officers:

Mr T Buss	(Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Ms R Butterfield	(Manager Regulatory Services)
Mr J Ielasi	(Manager City Assets)
Ms C Luya	(Manager Community Services)
Mr D Ottanelli	(Manager City Property)
Ms H Bateman	(Manager City Development)

## 3 APOLOGIES

### Apologies

#### Council Members:

Cr David Wilton

**RECOMMENDATION**

That the apologies be received.

**RESOLUTION**

Moved: Cr Graham Nitschke

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

**4 DISCLOSURE STATEMENT**

Nil

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

That the Minutes of the meeting of the Council held on 21 May 2019 be confirmed as a true and correct record.

**RESOLUTION**

Moved: Cr Surender Pal

Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**6 MAYORS REPORT****RECOMMENDATION**

That the Mayor's Report be noted.

**RESOLUTION**

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

## **7 ELECTED MEMBERS REPORTS**

Cr Dominic Mugavin advised of his apology for the next Council meeting on 18 June 2019 as he will be attending the Australian Local Government Association National General Assembly in Canberra.

Cr Graham Nitschke advised of his attendance at the City of West Torrens Local History tour hosted by the West Torrens Historical Society on Wednesday 29 May 2019. Further to his report Cr Nitschke advised of his apology for the next Council meeting on 18 June 2019 as he will be attending the Australian Local Government Association National General Assembly in Canberra.

Cr Surender Pal advised of his apology for the next Council meeting on 18 June 2019 as he will be attending the Australian Local Government Association National General Assembly in Canberra.

Cr Brandon Reynolds advised of his apology for the next Council meeting on 18 June 2019 as he will be attending the Australian Local Government Association National General Assembly in Canberra.

### **RESOLUTION**

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Graham Nitschke

That the reports from Members be noted.

**CARRIED**

## **8 PETITIONS**

Nil

## **9 DEPUTATIONS**

### **9.1 Adventure Tower at Jubilee Park**

The Presiding Member invited Glandore resident Mr Kevin Benson to address Council in relation to the Adventure Tower at Jubilee Park.

Following the deputation Elected Members were invited to ask questions.

The Presiding Member thanked Mr Benson for his attendance.

### **MOTION**

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr John Woodward

That City Services and Amenity Standing Committee Item 11.1 Jubilee Park Reserve, Glandore - Amazone Tower, be brought forward from the City Services and Amenity Reports for consideration following deputation Item 9.1 Adventure Tower at Jubilee Park.

**CARRIED**

## 9.2 City Services and Amenity Standing Committee Item 11.1 Jubilee Park Reserve, Glandore - Amazone Tower Brought Forward for Consideration at this Point in the Meeting

This report provided a summary of the actions taken to date and seeks Council's guidance on the Amazone Tower playground installed at Jubilee Park Reserve, Glandore.

### RECOMMENDATION

It is recommended to Council that at Jubilee Park Reserve, Glandore:

- 1) The Amazone Tower is retained in the current location and no further action be taken.

Or

- 2) The Amazone Tower is retained, improvements are made to the vegetation including additional plantings to provide natural screening with the neighbouring property and shade structures proposed within this report are installed in order to provide appropriate screening with the neighbouring property.

Or

- 3) Consultation with adjoining residents of the Reserve be undertaken relating to the proposed new location of the Amazone Tower and subject to no adverse feedback being received, the Amazone Tower be relocated within Jubilee Park Reserve once appropriate funding in the order of \$35,000 is approved at the next available budget review. Further, should any adverse feedback be received, a further report will be presented to Council to seek direction on the next steps to be undertaken for the Amazone Tower.

### MOTION

Moved: Cr John Woodward

Seconded: Cr Elisabeth Papanikolaou

That Consultation with adjoining residents of the Reserve be undertaken relating to the proposed new location of the Amazone Tower and subject to no adverse feedback being received, the Amazone Tower be relocated within Jubilee Park Reserve once appropriate funding in the order of \$35,000 is approved at the next available budget review. Further, should any adverse feedback be received, a further report will be presented to Council to seek direction on the next steps to be undertaken for the Amazone Tower.

Cr George Vlahos foreshadowed a motion in favour of Option 2 of the Recommendation.

The motion as moved by Cr John Woodward and seconded by Cr Elisabeth Papanikolaou was Put and **LOST**

### RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Graham Nitschke

That the Amazone Tower is retained, improvements are made to the vegetation including additional plantings to provide natural screening with the neighbouring property and shade structures proposed within this report are installed in order to provide appropriate screening with the neighbouring property.

**FORMAL MOTION**

Moved: Cr John Woodward

Seconded: Cr Jassmine Wood

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 **LOST**

The foreshadowed motion as moved by Cr George Vlahos and seconded by Cr Graham Nitschke was Put and **CARRIED**

**10 BUDGET CONSULTATION****RECOMMENDATION**

That the meeting be adjourned, to allow for consultation on Council's proposed Budget and Annual Business Plan 2019/20 pursuant to Section 123(4) of the *Local Government Act 1999* and the meeting reconvene at the conclusion of the consultation.

**RESOLUTION**

Moved: Cr Surrender Pal

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

**CARRIED**

**7.50pm** the meeting was adjourned and at least one hour was set aside to enable members of the gallery to ask questions and/or make submissions in relation to Council's proposed Budget and Annual Business Plan for 2019/20.

**7.51pm** Cr Jassmine Wood left the Chamber during the Budget Consultation.

**7.51pm** Mayor Michael Coxon left the Chamber during the Budget Consultation.

**7.53pm** Mayor Michael Coxon returned to the Chamber.

Members of the gallery were offered the opportunity to make submissions and ask questions on the proposed Budget and Annual Business Plan 2019/20. Six members of the public attended the meeting and three addressed the Council. The members of the public who addressed the Council were Mr Demetriou of Novar Gardens, Mr Price of Torrensville and Ms Sorensen of Hilton. Questions were asked by the public and Members which were responded to by the Administration. The Mayor and General Manager Corporate and Regulatory undertook to meet with one of the members of the public to follow up his questions.

**7.54pm** Cr Jassmine Wood returned to the Chamber.

**7.57pm** Cr Daniel Huggett left the Chamber during the Budget Consultation.

**8.03pm** Cr Daniel Huggett returned to the Chamber.

**8.13pm** Cr Brandon Reynolds left the Chamber during the Budget Consultation.

**8.17pm** Cr Brandon Reynolds returned to the Chamber.

**8.18pm** Cr Kym McKay left the Chamber during the Budget Consultation.

**8.20pm** Cr Kym McKay returned to the Chamber.

**MOTION**

Moved: Cr Jassmine Wood

Seconded: Cr Brandon Reynolds

That the meeting reconvene, with proceedings to be resumed at Council Item 11 Adjourn to Standing Committee.

**CARRIED**

**8.34pm** the meeting reconvened. All those present prior to the adjournment of the meeting were present in the Chamber when the meeting reconvened.

**11 ADJOURN TO STANDING COMMITTEE****RECOMMENDATION**

That the meeting be adjourned, move into Standing Committee and reconvene at the conclusion of the City Services and Amenity Standing Committee.

**RESOLUTION**

Moved: Cr Surender Pal  
Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

**8.35pm** the meeting adjourned into Committee.

**8.46pm** the meeting reconvened. All those present prior to the adjournment of the meeting were present in the Chamber when the meeting reconvened.

**12 ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS****12.1 City Services and Amenity Standing Committee Meeting****RECOMMENDATION**

That the recommendations of the City Services and Amenity Standing Committee held on 4 June 2019 be adopted.

**RESOLUTION**

Moved: Cr Simon Tsiaparis  
Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED****13 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS****13.1 City Facilities and Waste Recovery General Committee Meeting****RECOMMENDATION**

That the Minutes of the City Facilities and Waste Recovery General Committee held on 28 May 2019 be noted and the recommendations adopted.

**MOTION**

Moved: Cr Kym McKay  
Seconded: Cr John Woodward

That the recommendation be adopted.

**AMENDMENT**

Moved: Cr George Vlahos

Seconded: Cr Graham Nitschke

That the Minutes of the City Facilities and Waste Recovery General Committee held on 28 May 2019 be noted and the recommendations adopted with the exception of the City Facilities and Waste Recovery General Committee Item 8.5 Proposed Weekly Green Waste Collection Trial.

The amendment was Put and Carried and on becoming the motion was **CARRIED**

**13.2 City Facilities and Waste Recovery General Committee Item 8.5 Proposed Weekly Green Waste Collection Trial****MOTION**

Moved: Cr George Vlahos

Seconded: Cr Graham Nitschke

That Item 8.5 of the City Facilities and Waste Recovery Committee Agenda of 28 May 2019, be deferred for 6 months pending the results of the New Statewide Recycling Education Campaign "Which Bin" launched by the State Government on 12 May 2019.

**9.01pm** Cr Jassmine Wood left the meeting.

**9.03pm** Cr Jassmine Wood returned to the meeting.

Cr John Woodward foreshadowed a motion in favour of the original committee recommendation.

The original motion as moved by Cr George Vlahos and seconded by Cr Graham Nitschke was Put and **CARRIED**

**14 QUESTIONS WITH NOTICE**

Nil

**15 QUESTIONS WITHOUT NOTICE**

Nil

**16 MOTIONS WITH NOTICE**

Nil

**17 MOTIONS WITHOUT NOTICE**

Nil

## **18 REPORTS OF THE CHIEF EXECUTIVE OFFICER**

### **18.1 Max and Bette Mendelson Scholarship Awards - 2019**

The purpose of this report was to advise Council of the proposed Max and Bette Mendelson Foundation Scholarship Awards to the successful 2019 applicants.

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

It is recommended to Council that:

1. Approval be granted to the Mendelson Management Committee to award the 2019 Max and Bette Mendelson scholarships as outlined in the list provided separately; and
2. Approval be granted for the Mendelson Management Committee, in conjunction with the Chief Executive Officer, to arrange a suitable presentation ceremony to be held on Friday 28 June 2019 along the lines of previous years.

#### **RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

**CARRIED**

Scholarship recipients are:

- Stuart James Taeuber Of Plympton;
- Kayla Strezovski Of Brooklyn Park;
- Humdeep Singh Of West Richmond;
- Hyunjun Kim Of North Plympton;
- Rahul Malhotra Of West Richmond;
- Blair Patrick Monteagle Of Glandore;
- Revania Kalini Pillay Of North Plympton;
- Madeline Rose Schopp Of Novar Gardens;
- Alysha Vuong Of Torrensville;
- Christo Pyromallis Of Mile End;
- Jiayi Litten Of Marlestone;
- Kristen Rose Holden Of Underdale.

## **19 LOCAL GOVERNMENT BUSINESS**

### **19.1 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 John Woodward

Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

**CARRIED**

## 20 MEMBER'S BOOKSHELF

- 2018 SYC Annual Report - Stepping towards a better future
- The Australian Local Government Yearbook 2019
- Australian Water Management Yearbook 2019

### RECOMMENDATION

That the additions to Members' bookshelf be noted.

### RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

**CARRIED**

## 21 CORRESPONDENCE

### 21.1 Telstra SmarHubs

Correspondence was received from the Chief Executive Officer of the Local Government Association of South Australia, Mr Matt Pinnegar, providing an update on the activities the Local Government Association is undertaking in relation to the new generation Telstra payphones, referred to as 'Smart Hubs'.

### 21.2 Mayors for Peace Newsletter

Correspondence was received from the Mayors for Peace, providing the May 2019 No. 113 Newsletter.

### 21.3 Reporting Directions and Public Interest Disclosure Guidelines for Consultation

Correspondence was received from the Acting Independent Commissioner Against Corruption, Mr Michael Riches, acknowledging Council's letter dated 3 April 2019 in relation to the draft Reporting Directions and Public Interest Disclosure (PID) Guidelines.

### 21.4 Australian Mayoral Aviation Council Executive Committee Minutes

Correspondence was received from Australian Mayoral Aviation Council regarding the minutes from the meeting of the Executive Committee held on 1 May 2019.

### 21.5 Acknowledgment from the Mayor of Christchurch City Council, Lianne Dalziel

Correspondence was received from the Mayor of Christchurch City Council, Lianne Dalziel, acknowledging Council's letter dated 22 March 2019 in relation to Council's letter of support and sympathy to the people of Christchurch.

### RECOMMENDATION

That the correspondence be received.

### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted with the exception of Correspondence Item 21.1 Telstra SmarHubs.

**CARRIED**

## 21.1 Telstra SmartHubs

Correspondence was received from the Chief Executive Officer of the Local Government Association of South Australia, Mr Matt Pinnegar, providing an update on the activities the Local Government Association is undertaking in relation to the new generation Telstra payphones, referred to as 'Smart Hubs'.

Cr Dominic Mugavin queried if the City of West Torrens collects a fee from Telstra for having payphones on our streets, the Administration advised that it does not, however are currently in negotiations with Telstra. Cr Mugavin further queried if the City of West Torrens collects any fees for advertising on public roads, the Administration advised it does for bus shelter advertising via a contract with Adshell.

### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Simon Tsiaparis

That the correspondence be received.

**CARRIED**

## 22 CONFIDENTIAL

### 22.1 Sale of Property for the Non Payment of Rates

#### Reason for Confidentiality

The Council is satisfied that, pursuant to Section 90(3)(a) and (i) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this agenda item is:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

because this report recommends that Council issues an order, in accordance with Section 184 of the Local Government Act 1999 which provides the ability for Council to sell property when the rates due on the property have been in arrears for three years or more, to sell property which meets this criteria and, to assist Council to determine whether to issue an order in this instance, the report contains information which would, if dealt with in public, result in the unreasonable disclosure of the personal affairs of the ratepayers named within that report.

- (i) information relating to actual litigation, or litigation that the Council or Council committee believes on reasonable grounds will take place, involving the council or an employee of the Council.

because there is a possibility that the issuing of the order will result in litigation involving the Council and as such the release of this information could prejudice Council's position.

## RECOMMENDATION

It is recommended to Council that:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, Council orders, that the public, with the exception of the Chief Executive Officer, members of the Executive and Management Teams in attendance at the meeting, and meeting secretariat staff, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 22.1 Sale of Property for the Non Payment of Rates , attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3)(a) and (i) because the report involves personal affairs of the ratepayers named in the report and Council litigation.
2. At the completion of the confidential session the meeting be re-opened to the public.

## RESOLUTION

Moved: Cr Anne McKay

Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

**9.21pm** the meeting moved into Confidence and the confidential session commenced.

**Council also resolved that:**

## FURTHER

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the Item 22.1 Sale of Property for the Non Payment of Rates the Minutes arising, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(3)(a) and (i), be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, on the basis that the report involves personal affairs of the ratepayers named in the report and Council litigation.
2. Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

**9.32pm** the Confidential session closed and the meeting reopened to the public.

**Note: The Confidential Minutes are kept separately from this document.**

## 23 MEETING CLOSE

The Presiding Member declared the meeting closed at 9.33pm.

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## 1 MEETING OPENED

The Presiding Member declared the meeting open at 8.36pm.

## 2 PRESENT

### Council Members:

Cr S Tsiaparis (Presiding Member)

Mayor M Coxon

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, D Mugavin, G Nitschke, S Pal, G Vlahos, C O'Rielly, A McKay, J Wood, B Reynolds

### Officers:

Mr T Buss	(Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Ms R Butterfield	(Manager Regulatory Services)
Mr J Ielasi	(Manager City Assets)
Ms C Luya	(Manager Community Services)
Mr D Ottanelli	(Manager City Property)
Ms H Bateman	(Manager City Development)

## 3 APOLOGIES

### Apologies

#### Committee Members:

Cr David Wilton

## RECOMMENDATION

That the apologies be received.

## COMMITTEE RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

## 4 DISCLOSURE STATEMENTS

Nil

## **5 CONFIRMATION OF MINUTES**

### **RECOMMENDATION**

That the Minutes of the meeting of the City Services and Amenity Standing Committee held on 7 May 2019 be confirmed as a true and correct record.

### **COMMITTEE RESOLUTION**

Moved: Cr George Vlahos  
Seconded: Cr Dominic Mugavin

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 CITY SERVICES AND AMENITY REPORTS**

### **11.1 Jubilee Park Reserve, Glandore - Amazone Tower**

This Item was considered following Council Deputation Item 9.1 Adventure Tower at Jubilee Park.

## 11.2 E-Scooter Trial and LGA Submission

The purpose of this report was to provide Council with an assessment report regarding an e-scooter trial in the Council area and recommendations for the submission to the LGA's discussion paper on Bike Share Schemes and e-scooters.

### RECOMMENDATION

The Committee recommends to Council that:

1. The report be received.
2. The comments detailed in the report form the Council's submission to the LGA.
3. The Administration continue to work with the other Coastal councils to further progress the review of the feasibility of allowing e-scooters to operate along the Coast Park path.
4. A trial of e-scooters with the City of West Torrens not be further considered until such time that the LGA have finalised guidelines on the use of e-scooters in South Australia.

### COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Elisabeth Papanikolaou

That the report be received.

### AMENDMENT

Moved: Cr Dominic Mugavin

Seconded: Cr George Vlahos

That:

1. The report be received.
2. The comments detailed in the report form the Council's submission to the LGA.
3. The Administration continue to work with the other Coastal councils to further progress the review of the feasibility of allowing e-scooters to operate along the Coast Park path.
4. A trial of e-scooters with the City of West Torrens not be further considered until such time that the LGA have finalised guidelines on the use of e-scooters in South Australia.

The amendment was Put and Carried and on becoming the motion was **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 Urban Services Activities Report be received.

**COMMITTEE RESOLUTION**

Moved: Cr Cindy O'Rielley

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

**11.4 Community Services Activities Report - May 2019**

This report detailed the activities of the Community Services Department for May 2019.

**RECOMMENDATION**

The Committee recommends to Council that the Community Services Activities Report - May 2019 be noted.

**COMMITTEE RESOLUTION**

Moved: Cr Graham Nitschke

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

**CARRIED**

**12 MEETING CLOSE**

The Presiding Member declared the meeting closed at 8.45pm.