

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, 5 FEBRUARY 2019

at 7.00pm

Terry Buss PSM
Chief Executive Officer

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.01pm.

1.1 Evacuation Procedure

The evacuation procedures were taken as read.

2 PRESENT

Council Members:

Mayor M Coxon (Presiding Member)

Councillors: J Woodward, K McKay, D Mugavin, G Nitschke, S Pal, S Tsiaparis, G Vlahos, D Wilton, 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)
Mr D Ottanelli	(Manager City Property)
Ms H Bateman	(Manager City Development)
Mr P Richardson	(Manager City Operations)

3 APOLOGIES

Apologies

Council Members:

Cr Cindy O'Rielley

Leave of Absence

Council Members:

Cr Elisabeth Papanikolaou

Cr Daniel Huggett

RECOMMENDATION

That the apologies be received.

RESOLUTION

Moved: Cr Kym McKay

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 17.2 Council Assessment Panel Membership - Council Member and Deputy Council Member	Material	Cr Graham Nitschke
Council Item 17.2 Council Assessment Panel Membership - Council Member and Deputy Council Member	Material	Cr Jassmine Wood

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 15 January 2019 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr David Wilton

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

Further to the report listed in the Agenda, Mayor Michael Coxon also advised of his attendance on the evening of Saturday 2 February 2019 at the West Torrens Baseball Club Centenary Gala Dinner at the Thebarton Community Centre followed by the City of West Torrens Summer Festival Event - Thebartonia! at the Wheatsheaf Hotel.

Mayor Michael Coxon extended congratulations to Cr Elisabeth Papanikolaou on her daughter Alexandra Elisabeth Papanikolaou being admitted to the Bar Association of Queensland.

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Dominic Mugavin advised of his attendance at the City of West Torrens Summer Festival Event - Thebartonia! at the W heatsheaf Hotel on Saturday 2 February 2019.

Cr Graham Nitschke advised of his attendance at the Camden Classic 40th anniversary function on Friday 1 February 2019, the City of West Torrens Summer Festival Event - Thebartonia! at the W heatsheaf Hotel on Saturday 2 February 2019 and the Camden Classic Carnival at Immanuel College on Sunday 3 February 2019.

Cr Surrender Pal thanked Elected Members for their congratulations on his son's academic achievement and advised of his father's recent athletic accomplishments in India.

Cr David Wilton advised of his attendance at the Camden Classic 40th anniversary function on Friday 1 February 2019 and the Camden Classic Carnival at Immanuel College on Sunday 3 February 2019.

Cr Jassmine Wood advised that she attended the Hamra Library during the school holidays and was most impressed by the facility and the friendly staff.

Cr Kym McKay advised of his attendance at the City of West Torrens Australia Day Citizenship Ceremony and Awards presentation held at the Thebarton Community Centre on Saturday 26 January 2019 and the Camden Classic 40th anniversary function on Friday 1 February 2019.

Cr Anne McKay advised of her attendance at the City of West Torrens Australia Day Citizenship Ceremony and Awards presentation held at the Thebarton Community Centre on Saturday 26 January 2019 and the Camden Classic 40th anniversary function on Friday 1 February 2019.

Cr Brandon Reynolds advised of his attendance on Saturday 26 January 2019 at the City of West Torrens Australia Day Citizenship Ceremony and Awards presentation held at the Thebarton Community Centre followed by the Airport Over 50s Club Inc. Australia Day BBQ in Fulham with Cr Jassmine Wood.

RESOLUTION

Moved: Cr Anne McKay
Seconded: Cr George Vlahos

That the reports from Members be noted.

CARRIED

7.1 Cr Kym McKay Leave of Absence

Cr Kym McKay sought a leave of absence from 15 February 2019 to 22 February 2019.

RESOLUTION

Moved: Cr John Woodward
Seconded: Cr Jassmine Wood

That leave be granted.

CARRIED

7.2 Cr Anne McKay Leave of Absence

Cr Anne McKay sought a leave of absence from 15 February 2019 to 22 February 2019.

RESOLUTION

Moved: Cr John Woodward

Seconded: Cr David Wilton

That leave be granted.

CARRIED

8 PETITIONS

Nil

9 DEPUTATIONS

Nil

10 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 George Vlahos

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

7.19pm the meeting adjourned into Committees.

7.58pm 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 City Services and Amenity Standing Committee Meeting

RECOMMENDATION

That the recommendations of the City Services and Amenity Standing Committee held on 5 February 2019 be adopted.

RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

Nil

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

Nil

15 MOTIONS WITH NOTICE**15.1 Cost for road cooling trial****RESOLUTION**

Moved: Cr John Woodward
Seconded: Cr Kym McKay

That Council provide a report and costing, for consideration in the upcoming 2019/2020 budget, to commence a trial of techniques to cool road surfaces in West Torrens and address the issues associated with urban heat islands.

CARRIED

16 MOTIONS WITHOUT NOTICE

Nil

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER**17.1 Fees and Charges 2019-20**

This report presented revised fees and charges for 2019/20 for consideration and adoption pursuant to the requirements of Section 188 of the *Local Government Act 1999*.

RECOMMENDATION

It is recommended to Council that the fees and charges 2019-20 be adopted pursuant to Section 188 of the *Local Government Act 1999*.

RESOLUTION

Moved: Cr George Vlahos
Seconded: Cr Brandon Reynolds

That the recommendation be adopted.

CARRIED

17.2 Council Assessment Panel Membership - Council Member and Deputy Council Member

8.28pm Cr Graham Nitschke declared a material conflict of interest in this item as he wishes to be appointed as the deputy Council member of the Council Assessment Panel for the period 6 February 2019 to 31 December 2020 and as the position is not remunerated he will no longer be receiving the Council Assessment Panel allowance which will have a negative financial impact and left the meeting for the discussion and vote on the item.

8.28pm Cr Jassmine Wood declared a material conflict of interest in this item as she wishes to be appointed as the Council member of the Council Assessment Panel for the period 6 February 2019 to 31 December 2020 and as the position is remunerated she left the meeting for the discussion and vote on the item.

This report sought a change in the appointment of the Council members to the Council Assessment Panel (CAP) with the appointed Council member and deputy Council member to be swapped.

RECOMMENDATION

It is recommended to Council that:

1. Cr Jassmine Wood be appointed as the Council member of the Council Assessment Panel, pursuant to Section 83(1)(b) of the *Planning, Development and Infrastructure Act 2016*, for the period 6 February 2019 to 31 December 2020.
2. Cr Graham Nitschke be appointed as the deputy Council member of the Council Assessment Panel, pursuant to Section 83(1)(b) of the *Planning, Development and Infrastructure Act 2016*, for the period 6 February 2019 to 31 December 2020.

RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

CARRIED

8.29pm Crs Nitschke and Wood returned to the meeting.

17.3 Novar Gardens Bowling and Petanque Club - Request for Floodlighting and Lease Update

The Novar Gardens Bowling and Petanque Club wrote to Council seeking to erect six light poles to illuminate the petanque piste which lies south of, and adjacent to, the Glenlea Tennis Club courts within the Camden Oval Complex.

RECOMMENDATION

It is recommended to Council that:

1. It provide its consent, as landlord, to the Novar Gardens Bowling and Petanque Club to erect six (6) light poles on the piste which lies immediately south of the Glenlea tennis courts to a height of 6.2 metres, subject to the following conditions being satisfied and/or agreed:
 - a) The Lessee meeting all costs associated with the supply and installation of the floodlighting infrastructure;
 - b) Prior to any works occurring, the Lessee providing plan(s) to Council indicating where any underground infrastructure is proposed to be located and, following the completion of any works, final plans indicating where any underground infrastructure has been laid, and copies of any Certificate(s) of Compliance;
 - c) The Lessee being responsible for rectifying any defects or issues that arise as a result of the installation or existence of the floodlighting infrastructure;
 - d) The Lessee providing and maintaining a secure cabinet (or similar) which restricts access to, and allows operation of the floodlighting controls by, approved personnel only;
 - e) The Lessee being responsible for meeting all operational and maintenance costs associated with the use of the floodlighting infrastructure;
 - f) The floodlighting being operated and extinguished by no later than 10.00pm on any day, except Good Friday and Christmas Day unless the prior approval of Council has been obtained;
 - g) The Lessee being required to insure, or alternatively reimburse the cost of any premium of insurance paid by Council in relation to, the lighting infrastructure;
 - h) At the reasonable request of Council, the Lessee being required to seek, obtain and supply engineering advice from a suitably qualified engineer indicating that the light towers and/or associated infrastructure are structurally sound;
 - i) Should the Council require, the Lessee being required to remove or relocate the floodlighting and associated infrastructure and reinstate the land to Council's satisfaction upon expiry or sooner determination of the lease agreement; and
 - j) The Lessee meeting any/all conditions of the Development Approval.
2. The lease/for the Novar Gardens Bowling and Petanque Club be varied to increase the lease area to incorporate the additional pistes that have now been constructed and the Club's rental not be increased until a new lease is negotiated. (This is due to occur in 2020. The grant of lease will be subject to any necessary public consultation and the consent of Council).
3. The Mayor and Chief Executive Officer be authorised to sign and seal any documentation to give effect to the variation of lease.
4. It provide its consent, as landlord, to the Novar Gardens Bowling and Petanque Club to erect signage in accordance with the concept provided (and as shown in Attachment 4 of this report), subject to any necessary development approvals being sought and obtained by the Club.

RESOLUTION

Moved: Cr David Wilton

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

17.4 2019 Local Government Association Ordinary General Meeting - Request for Proposed Items of Business and Appointment of Delegates

This report advised that the Local Government Association is seeking proposed items of business and confirmation of voting delegates for the 2019 LGA Ordinary General Meeting.

RECOMMENDATION

It is recommended to Council that:

1. The recommended process for the lodgement of proposed items of business for the 2019 Local Government Association Ordinary General Meeting, contained within this report, be noted.
2. The voting delegates to the 2019 Local Government Association Ordinary General Meeting be Mayor Coxon and Deputy Mayor Graham Nitschke (proxy).
3. Council delegates authority to the Chief Executive Officer to finalise the wording of any proposed items of business and submit them to the Local Government Association prior to 5pm on Friday 22 February 2019.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

17.5 Call for Nominations for Members of Greater Adelaide Regional Organisation of Councils

The Local Government Association sought nominations to fill two (2) casual vacancies on the Greater Adelaide Regional Organisation of Councils (GAROC).

RECOMMENDATION

It is recommended to Council that:

1. Cr/s.....be nominated to the Greater Adelaide Regional Organisation of Councils.

Or

2. The report be received.

MOTION

Moved: Cr Jassmine Wood
Seconded: Cr Dominic Mugavin

That Mayor Michael Coxon be nominated to the Greater Adelaide Regional Organisation of Councils.

Cr John Woodward declared his interest to be nominated to the Greater Adelaide Regional Organisation of Councils. The mover, Cr Jassmine Wood and seconder, Cr Dominic Mugavin, consented to the change and accordingly, the original motion was changed as follows:

That Mayor Michael Coxon and Cr Woodward be nominated to the Greater Adelaide Regional Organisation of Councils.

Discussion took place regarding the appropriateness of submitting two nominations to the Greater Adelaide Regional Organisation of Councils for the City of West Torrens, the Administration advised that whilst it was possible to submit two nominations, it would be more suitable to submit one.

Cr Jassmine Wood sought leave of the meeting to vary her motion

RESOLUTION

Moved: Cr George Vlahos
Seconded: Cr Brandon Reynolds

That leave be granted.

CARRIED

RESOLUTION

Moved: Cr Jassmine Wood
Seconded: Cr Dominic Mugavin

That Mayor Michael Coxon be nominated to the Greater Adelaide Regional Organisation of Councils.

CARRIED

17.6 Development Assessment Panel - Replacement Independent Member - Confidential Order Review

In accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*, this report presented 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 and 1 May 2018 meetings, 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.

RESOLUTION

Moved: Cr Jassmine Wood

Seconded: Cr Brandon Reynolds

That the recommendation be adopted.

CARRIED

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 Surender Pal

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

19 MEMBER'S BOOKSHELF

Nil

20 CORRESPONDENCE

20.1 The Salvation Army Red Shield Appeal

Correspondence was received from the Community Fundraising Manager of the Salvation Army South Australian Division, Duan Kereru, thanking Council for its support of the 2017/18 Red Shield Neighbourhood Appeal and advising that this year's Appeal will be conducted during the months of May and June, with the main Doorknock being the weekend of the 25 and 26 May 2019.

20.2 Discussion papers for public consultation for Turning the Tide on Single-Use Plastic Products and Improving South Australia's Recycling Makes Cents

Correspondence was received from the Minister for Environment and Water, David Speirs MP, regarding discussion papers for public consultation for Turning the Tide on Single-Use Plastic Products and Improving South Australia's Recycling Makes Cents.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Graham Nitschke

That correspondence item 20.1 The Salvation Army Red Shield Appeal be received.

CARRIED

20.2 Discussion papers for public consultation for Turning the Tide on Single-Use Plastic Products and Improving South Australia's Recycling Makes Cents

Correspondence was received from the Minister for Environment and Water, David Speirs MP, regarding discussion papers for public consultation for Turning the Tide on Single-Use Plastic Products and Improving South Australia's Recycling Makes Cents.

Cr Dominic Mugavin queried the process for providing feedback. The Administration advised that they will be drafting feedback following an information session on 14 February 2019 and will circulate to Elected Members prior to finalising the response.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That correspondence item 20.2 Discussion papers for public consultation for Turning the Tide on Single-Use Plastic Products and Improving South Australia's Recycling Makes Cents be received

8.50pm Cr John Woodward left the meeting.

8.52pm Cr John Woodward returned to the meeting.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.53pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.20pm.

2 PRESENT

Council Members:

Cr S Tsiaparis (Presiding Member)

Mayor M Coxon

Councillors: J Woodward, K McKay, D Mugavin, G Nitschke, S Pal, G Vlahos, D Wilton,
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)
Mr D Ottanelli	(Manager City Property)
Ms H Bateman	(Manager City Development)
Mr P Richardson	(Manager City Operations)

3 APOLOGIES

Apologies

Committee Members:

Cr Cindy O'Rielley

Leave of Absence

Committee Members:

Cr Daniel Huggett

Cr Elisabeth Papanikolaou

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

Nil

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 Additional Compliance Officer - Parking**

This report provided information on the impact of an additional resource being provided for parking enforcement in response to a resolution of Council.

RECOMMENDATION

The Committee recommends to Council that:

1. A new full time contract position be trialled in Compliance until 30 June 2020 in support of parking enforcement in time restricted areas.
2. An adjustment of \$65,000 be made to the 2018/19 budget in the March 2019 budget review.
3. A report be provided to Council at the March meeting in 2020 on the impact of the additional resource being provided.
4. Additional parking enforcement income generated by the new position, net of operational costs, be transferred to the Urban Tree Fund.

Or

The report be received.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos
Seconded: Mayor Michael Coxon

That the report be received.

7.37pm Cr Jassmine Wood left the meeting.

7.39pm Cr Jassmine Wood returned to the meeting.

7.39pm Cr Jassmine Wood left the meeting.

7.41pm Cr Jassmine Wood returned to the meeting.

The motion was Put and Carried

The decision was set aside by the Presiding Member when Cr John Woodward called for a Division.

In Favour: Mayor Michael Coxon and Crs Anne McKay, Kym McKay, Graham Nitschke, Surender Pal, Brandon Reynolds, George Vlahos, David Wilton and Jassmine Wood

Against: Crs Dominic Mugavin and John Woodward

The Presiding Member declared the motion **CARRIED**

11.2 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: Mayor Michael Coxon
Seconded: Cr George Vlahos

That the recommendation be adopted.

CARRIED

11.3 Regulatory Services Activities Report

This report provided information on the activities of the Regulatory Services Department for the six months to 31 December 2018

RECOMMENDATION

The Committee recommends to Council that the report be received.

COMMITTEE RESOLUTION

Moved: Cr Graham Nitschke
Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

11.4 Community Services Activities Report

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

RECOMMENDATION

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

COMMITTEE RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr George Vlahos

That the recommendation be adopted.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 7.57pm.