

CITY OF WEST TORRENS



MINUTES

of the

Council & Committee Meetings

- City Services and Amenity Standing Committee
- City Finance and Governance Standing Committee

of the

CITY OF WEST TORRENS

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

on

TUESDAY, 10 DECEMBER 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 7.03pm.

1.1 Acknowledgement of Country

At the opening of the Meeting, the Presiding Member read out the Acknowledgment of Country:

'West Torrens City Council acknowledges that we are meeting on the traditional Country of the Kaurna 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 Kaurna 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 Kaurna 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'Rielley, 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)
Ms S Curran	(Manager Strategy and Business)
Mr J Ielasi	(Manager City Assets)
Mr P Richardson	(Manager City Operations)
Mr N Teoh	(Team Leader Waste Management)
Ms R Perkin	(Team Leader Strategy)
Ms C Rorke-Wickins	(Senior Land Use Policy Planner)

3 APOLOGIES

Nil

4 DISCLOSURE STATEMENT

The following disclosures of interest were made:

Item	Type of Conflict	Elected Member
Council Item 17.2 - Australia Day Awards - Nominations and Recommendations	Perceived	Mayor Michael Coxon
Council Item 17.2 - Australia Day Awards - Nominations and Recommendations	Perceived	Cr Kym McKay
Council Item 17.3 - Privately Funded Plympton Residential Development Plan Amendment	Perceived	Cr Dominic Mugavin
Council Item 17.10 - Nominations sought for the South Australian Public Health Council	Material	Cr Elisabeth Papanikolaou
Council Item 17.12 - Nominations sought for the Power Line Environment Committee	Material	Cr John Woodward
Council Item 17.2 - Australia Day Awards - Nominations and Recommendations	Material	Cr Brandon Reynolds
Council Item 17.2 - Australia Day Awards - Nominations and Recommendations	Material	Cr Anne McKay
Council Item 17.2 - Australia Day Awards - Nominations and Recommendations	Perceived	Cr Simon Tsiaparis

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 19 November 2019 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr Surender Pal
 Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

Further to the report listed in the Agenda, Mayor Michael Coxon elaborated on his attendance at the Camden Park Queen's Scout Dinner on Thursday 5 December 2019 noting that Scout Leader Correnna Sheehy along with four recipients of the Queen's Scout Award were invited to the meeting to be presented to Council in recognition of achieving their Queen's Scout Award. The four Camden Park Scout member were Joshua Nicholls, Chelsea Long, Mark Neville-Franklin and Zach Nicholls. The Queen's Scout Award is the highest youth award achievable in the Scouting movement. Mayor Coxon also advised that Scout member Chelsea Long has undertaken a Christmas project for the homeless which involves creating gift boxes with essential items to be delivered on Christmas Eve.

Mayor Coxon advised that at the 2019 Australian Lebanese Association Festival dinner on 10 November 2019 he met artist Haythem Raslan who has kindly donated a three panel painting to Council. Mayor Coxon invited Mr Raslan to present to Council the painting titled 'The Greenhouse Effect - Global Warming.' The triptych is about awareness of the Greenhouse Effect due to global warming. Mr Raslan also donated and presented to Council a print of the painting titled 'The Circle of Harmony' which portrays the national flags in butterfly form to represent love, peace and unity.

Cr Jassmine Wood noted that Senator Simon Birmingham was, at short notice, unable to attend to officially open the Apex Park redevelopment on Saturday 7 December and that the Member for Colton, Matthew Cowdrey OAM MP attended on Senator Birmingham's behalf to assist Mayor Coxon with the unveiling of the official plaque.

Cr John Woodward asked about the events of the meeting with City of Unley Mayor Michael Hewitson. Mayor Coxon advised the meeting was cancelled.

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr John Woodward advised of his attendance at the Public Save Our Suburbs meeting for South Road upgrade organised by the Inner West South Road Action Group at Thebarton Theatre on Tuesday 3 December 2019 and noted there was a good community turnout.

Cr Jassmine Wood advised of her attendance at the Apex Park Redevelopment Official Opening on Saturday 7 December 2019 and commended General Manager Urban Services and all the staff for their work to get the Apex Park redevelopment completed. Cr Wood also advised that she attended the West Beach Neighbourhood Watch meeting along with Cr Brandon Reynolds on Monday 9 December 2019.

Cr Graham Nitschke advised of his attendance at the following:

- Elected Member Briefing Session on the Planning and Design Code at Thebarton Community Centre on Thursday 21 November 2019
- Public Briefing for the Planning and Design Code at West Adelaide Football Club on Monday 2 December 2019
- Public Save Our Suburbs meeting for South Road upgrade organised by the Inner West South Road Action Group at Thebarton Theatre on Tuesday 3 December 2019
- 25th Anniversary of the Friends Of Library Australia (FOLA) at State Library of South Australia on Thursday 5 December 2019
- Apex Park Redevelopment Official Opening on Saturday 7 December 2019
- Elected Member and Executive Christmas Dinner at the Hilton Hotel on Saturday 7 December 2019

Cr Dominic Mugavin advised of his attendance at the Public Save Our Suburbs meeting for South Road upgrade organised by the Inner West South Road Action Group (IWSRAC) at Thebarton Theatre on Tuesday 3 December 2019 and thanked IWSRAC for organising the public meeting.

Cr Cindy O'Rielley advised of her attendance at the following:

- Elected Member Briefing Session on the Planning and Design Code at Thebarton Community Centre on Thursday 21 November 2019
- Public Briefing for the Planning and Design Code at West Adelaide Football Club on Monday 2 December 2019
- Public meeting for South Road upgrade organised by the Inner West South Road Action Group at Thebarton Theatre on Tuesday 3 December 2019
- Apex Park Redevelopment Official Opening on Saturday 7 December 2019

Cr Surender Pal advised of his attendance at the following:

- Australia Airports Association National Conference at the Gold Coast from Tuesday 19 to Thursday 21 November 2019.
- Diwali "Festival of Lights" Celebration, hosted by Steve Georganas MP on Thursday 21 November 2019
- Public Save Our Suburbs meeting for South Road upgrade organised by the Inner West South Road Action Group at Thebarton Theatre on Tuesday 3 December 2019
- Apex Park Redevelopment Official Opening on Saturday 7 December 2019
- Attending the Elected Member and Executive Christmas Dinner at the Hilton Hotel on Saturday 7 December 2019

Cr John Woodward also advised of his attendance at the public briefing for the Planning and Design Code at West Adelaide Football Club on Monday 2 December 2019.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Surender Pal

That the reports from Members be noted.

CARRIED

The Presiding Member noted that correspondence has been received from the Minister for Transport, Infrastructure and Local Government and Minister for Planning, Hon Stephan Knoll MP, acknowledging Council's letter dated 22 November 2019 in relation to the South Road upgrade.

8 PETITIONS

8.1 Opposition to installation of proposed footpaths in Cygnet Street, Novar Gardens

This report presented a petition opposing the installation of footpaths in Cummins Park Estate, being the proposed footpaths on the southern side of Cygnet Street, Novar Gardens.

RECOMMENDATION(S)

It is recommended to Council that:

1. The Petition be received.
2. A report be presented to a future meeting of the City Services and Amenity Standing Committee and the Head Petitioner be notified accordingly.

RESOLUTION

Moved: Cr David Wilton

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

9 DEPUTATIONS

The Presiding Member advised that whilst the Council Agenda has listed nil for Deputations, Mr Darren Robinson, representative of Greenpeace Australia and Pacific Limited, had written to him requesting to make a deputation in relation to establishment of a Climate Change Committee. The Presiding Member presented the deputation request to Council and Council determined to give permission to Mr Darren Robinson to make a deputation in relation to establishment of a Climate Change Committee.

9.1 Establishment of a Climate Change Committee

7.31pm The Presiding Member invited Mr Darren Robinson, representative of Greenpeace Australia and Pacific Limited, to address Council in relation to establishment of a Climate Change Committee.

7.36pm the time limit of five minutes in total for the deputation was reached. Mr Robinson concluded his Deputation.

Following the deputation Elected Members were invited to ask questions which were responded to by Mr Robinson.

The Presiding Member thanked Mr Robinson for his attendance.

MOTION

Moved: Cr Graham Nitschke

Seconded: Cr Dominic Mugavin

That Item 17.1 Climate Change Committee, be brought forward from the Reports of the Chief Executive Officer for consideration following deputation Item 9.1 - Establishment of a Climate Change Committee.

CARRIED

9.2 Council Item 17.1 - Climate Change Committee of this Agenda Brought Forward for Consideration at this Point of the Meeting

This report presented information in relation to the establishment of a Climate Change Committee.

RECOMMENDATION(S)

It is recommended to Council that:

1. On the basis Council has already established a standing committee with climate change and environmental sustainability as part of its remit, being the City Services and Amenity Standing Committee, a separate climate change committee not be established.
2. In recognising the importance of climate change and its adaptation to this Council, the title of the City Services and Amenity Standing Committee be amended to the *City Services, Climate Adaptation and Amenity Standing Committee*.
3. The Terms of Reference for the City Services and Amenity Standing Committee be amended to reflect the new title of *City Services, Climate Adaptation and Amenity Standing Committee*.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Simon Tsiaparis

That:

1. On the basis Council has already established a standing committee with climate change and environmental sustainability as part of its remit, being the City Services and Amenity Standing Committee, a separate climate change committee not be established.
2. In recognising the importance of climate change and its adaptation to this Council, the title of the City Services and Amenity Standing Committee be amended to the *City Services and Climate Adaptation Standing Committee*.
3. All future reports to Council and all Committees are required to include a Climate Impact Statement.
4. The Terms of Reference for the City Services and Amenity Standing Committee be amended to reflect the new title of *City Services and Climate Adaptation Standing Committee*.

CARRIED

10 ADJOURN TO STANDING COMMITTEE

RECOMMENDATION

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

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

7.51pm the meeting adjourned into Committees.

8.34pm the meeting reconvened. All those present prior to the adjournment of the meeting were present in the Chamber when the meeting reconvened with the exception of Cr Anne McKay.

8.35pm Cr Anne McKay entered the meeting.

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 10 December 2019 be adopted.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr George Vlahos

That the recommendation be adopted.

CARRIED

11.2 City Finance and Governance Standing Committee Meeting

RECOMMENDATION

That the recommendations of the City Finance and Governance Standing Committee held on 10 December 2019 be adopted.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS**12.1 City Facilities and Waste Recovery General Committee Meeting****RECOMMENDATION**

That the Minutes of the City Facilities and Waste Recovery General Committee held on 26 November 2019 be noted and the recommendations adopted.

RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE**14.1 Restrictions on housing construction activity and stormwater events in Plympton and North Plympton**

Cr John Woodward asked the following questions:

1. Could Council have the legal power to enforce no housing construction activity before certain times of the day? This would preclude any construction activity before a specific time or on specific day.
2. Is Council aware of any adverse stormwater events in Plympton and North Plympton that may be attributed to a lack of capacity to handle the increased stormwater from infill development in recent years?

The Presiding Member ruled that the questions from Cr John Woodward be deferred to the meeting of Council on 21 January 2020.

Additional questions were asked and responses provided by the Administration.

8.40pm Cr Simon Tsiaparis left the meeting.

15 MOTIONS WITH NOTICE

Nil

16 MOTIONS WITHOUT NOTICE

Nil

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Climate Change Committee

This item was considered after deputation Item 9.1 - Establishment of a Climate Change Committee.

17.2 Australia Day Awards - Nominations and Recommendations

The Presiding Member advised that in order to maintain a quorum due to the number of Councillors declaring a conflict of interest the following item be dealt with in two parts.

8.41pm Cr Brandon Reynolds declared a material conflict of interest in this item as he is on the Selection Committee of Australia Day Council for the Australia Day Awards, and left the meeting for the discussion and vote on the item.

8.41pm Cr Anne McKay declared an actual conflict of interest in this item due to Point 1a of the Recommendation relating to Citizen of the Year and left the meeting for the discussion and vote on the item.

8.41pm Cr Kym McKay declared an actual conflict of interest in this item due to Point 1 of the Recommendation relating to nominations to Australia Day Council and left the meeting for the discussion and vote on the item.

This report presented those nominations received for the Australia Day Council and the City of West Torrens Australia Day Awards.

RECOMMENDATION(S)

It is recommended to Council that:

1. It approves the nominees, listed on page 2 of **Attachment 1** of Agenda report provided under separate cover, to be submitted to the Australia Day Council for the following categories:
 - a. Citizen of the Year: one nominee
 - b. Young Citizen of the Year: one nominee
 - c. Community Event of the Year: one nominee
2. It approves the nominees, listed on page 2 of **Attachment 1** of Agenda report provided under separate cover, for the following City of West Torrens Australia Day Awards:
 - a. Anniversary Medal: one nominee
 - b. Civic Award: one nominee
 - c. Business Award: two nominees
 - d. Community Group Award: one nominee
 - e. Community Service Award: one nominee
 - f. Environment Award: one nominee
3. Media, Elected Members and the Administration be requested to refrain from publicly discussing the names of nominees and/or recommended award recipients until all nominees have been advised of their nomination and the award outcomes.
4. The Administration contacts the nominees and nominators to advise them of Council's decision as soon as practical.

The Presiding Member put the Australia Day Awards Recommendations to a vote of Council and sought a motion that the whole Recommendation be approved or declined.

MOTION

Moved: Cr George Vlahos
Seconded: Cr Surender Pal

That the recommendation be adopted.

8.43pm *Cr Simon Tsiaparis returned to the meeting and declared a perceived conflict of interest in this item as his father is on the organising committee for the Australia Day Council award for Community Event of the Year, and left the meeting for the discussion and vote on the item.*

Discussion took place in relation to the number of nominations received for the Australia Day Awards.

Cr John Woodward declared a perceived conflict of interest in this item as he is on the Board of Statewide Super and the Board members have a 19.5% share in Adelaide Airport however he will remain in the Chamber for the discussion and vote on the item.

MOTION

Moved: Cr John Woodward
Seconded: Cr Elisabeth Papanikolaou

That:

1. Consideration of one of the nominees for the Australia Day Council Awards be held in Confidence to allow for further discussion.
2. 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 the nominees for the Australia Day Council Awards, specifically on the basis of the provisions of Section 90(3)(a) because the information and discussion would result in the unreasonable disclosure of the personal affairs of the nominees for the Australia Day Awards.
3. At the completion of the confidential session the meeting be re-opened to the public.

CARRIED

8.57pm the meeting moved into Confidence and the confidential session commenced.

Council also resolved that:

1. The confidential session be ended and the meeting be reopened to the public.
2. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999*, the Council orders that the discussion and consideration regarding the nominees for Australia Day Council Awards having been considered by the Council in confidence under Section 90(3)(a), be kept confidential and not available for public inspection until 26 January 2020 from the date of this meeting, on the basis that the information and discussion would result in the unreasonable disclosure of the personal affairs of the nominees for the Australia Day Awards.
3. 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*.

9.20pm the Confidential session closed and the meeting reopened to the public.

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

The original motion noted below as moved by Cr George Vlahos and seconded by Cr Surender Pal was Put and **CARRIED**

That:

1. *It approves the nominees, listed on page 2 of **Attachment 1** of Agenda report provided under separate cover, to be submitted to the Australia Day Council for the following categories:*
 - a. *Citizen of the Year: one nominee*
 - b. *Young Citizen of the Year: one nominee*
 - c. *Community Event of the Year: one nominee*
2. *It approves the nominees, listed on page 2 of **Attachment 1** of Agenda report provided under separate cover, for the following City of West Torrens Australia Day Awards:*
 - a. *Anniversary Medal: one nominee*
 - b. *Civic Award: one nominee*
 - c. *Business Award: two nominees*
 - d. *Community Group Award: one nominee*
 - e. *Community Service Award: one nominee*
 - f. *Environment Award: one nominee*
3. *Media, Elected Members and the Administration be requested to refrain from publicly discussing the names of nominees and/or recommended award recipients until all nominees have been advised of their nomination and the award outcomes.*
4. *The Administration contacts the nominees and nominators to advise them of Council's decision as soon as practical.*

Cr John Woodward voted in favour of the motion moved by Cr George Vlahos and seconded by Cr Surender Pal.

9.21pm Cr Daniel Huggett left the meeting.

9.22pm Cr/s Daniel Huggett, Kym McKay, Anne McKay, Brandon Reynold and Simon Tsiaparis returned to the meeting.

9.22pm Cr George Vlahos left the meeting.

17.3 Privately Funded Plympton Residential Development Plan Amendment

Cr Dominic Mugavin declared a perceived conflict of interest in this item as his housemate works for one of the companies involved in the privately funded Plympton Residential Development Plan Amendment and remained in the meeting for the discussion and vote on the item.

This report presented the privately funded, draft *Plympton Residential Development Plan Amendment* for consideration and progression to public consultation.

RECOMMENDATION(S)

It is recommended to Council that:

1. It supports the proposed changes to the West Torrens (City) Development Plan Amendment as described in the draft *Plympton Residential Development Plan Amendment*.
2. The draft *Plympton Residential Development Plan Amendment* be approved and subjected to the required public and agency consultation for two months from 8 January 2020.
3. The Chief Executive Officer be authorised to sign the Certificate required to confirm that the draft *Plympton Residential Development Plan Amendment* is suitable for the purposes of public consultation, pursuant to section 25 of the *Development Act 1993* and Schedule 4A of the *Development Regulations 2008*.
4. If required, a special meeting of the relevant Committee or Council be convened to hear submissions on the draft *Plympton Residential Development Plan Amendment* on 3 March 2020.

MOTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Surender Pal

That the recommendation be adopted.

9.23pm Cr George Vlahos returned to the meeting.

9.24pm Cr Daniel Huggett left the meeting.

9.26pm Cr Jassmine Wood left the meeting.

9.32pm Cr/s Daniel Huggett and Jassmine Wood returned to the meeting.

AMENDMENT

Moved: Cr John Woodward

Seconded: Cr Elisabeth Papanikolaou

That:

1. The report be received.
2. The proponent be advised that Council does not support the proposed draft *Plympton Residential Development Plan Amendment* for the former Boral Batching Plant located at 65-73 Mooringe Ave, Plympton.

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

Cr Dominic Mugavin voted in favour of the motion moved by Cr John Woodward and seconded by Cr Elisabeth Papanikolaou.

17.4 Results of Heritage Survey Undertaken by Council

This report presented the outcomes of the 'Value of Heritage and Character in West Torrens Survey' that was sent to owners of local heritage places, contributory items and properties within Council's Character and Conservation Policy Areas.

RECOMMENDATION

It is recommended to Council that the outcomes of the 'Value of Heritage and Character in West Torrens survey' be received.

MOTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

9.52pm Cr Dominic Mugavin left the meeting.

CARRIED

17.5 Report to explore banning single-use plastic and helium balloons

Council resolved on 6 August 2019 that the Administration provide a scoping report to consider banning all single-use plastic and the release of helium balloons from meetings and events supported by Council. This report sought to benchmark the current practices undertaken and provide recommendations on further action.

RECOMMENDATION(S)

It is recommended to Council that:

1. Single-use plastics, including helium balloons, be phased out for all Council events and activities, including those held on Council land and in Council buildings, the expectation being that Council staff will:
 - Progressively reduce and wherever possible eliminate single-use plastic items within Council operations;
 - Encourage and support those involved with events and activities that are held on Council owned or managed land to voluntarily comply;
 - Support the leaseholders of Council facilities in moving to be single-use plastic free;
 - Implement procurement practices that support the circular economy and influence supply chains to avoid single-use plastic products;
 - Build awareness within the Council and the community on single-use plastics;
 - Influence suppliers, local businesses and retailers to supply products and services that do not rely on single-use plastics;
 - Comply with legislation on single-use plastics, including legislation foreshadowed by the SA Government to phase out such plastics;
 - Advocate strongly at all government levels on the use of single-use plastics;
 - Support national packaging targets.
2. Exemptions be applied for plastic products that are required to meet medical and safety requirements, or when no other practical alternative or distribution method is available.

9.54 pm Cr Dominic Mugavin returned to the meeting.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Dominic Mugavin

That:

1. Single-use plastics be phased out for all Council events and activities, including those held on Council land and in Council buildings, the expectation being that Council staff will:
 - Progressively reduce and wherever possible eliminate single-use plastic items within Council operations;
 - Encourage and support those involved with events and activities that are held on Council owned or managed land to voluntarily comply;
 - Support the leaseholders of Council facilities in moving to be single-use plastic free;
 - Implement procurement practices that support the circular economy and influence supply chains to avoid single-use plastic products;
 - Build awareness within the Council and the community on single-use plastics;
 - Influence suppliers, local businesses and retailers to supply products and services that do not rely on single-use plastics;
 - Comply with legislation foreshadowed by the SA Government to phase out such plastics;
 - Advocate strongly at all government levels on the use of single-use plastics;
 - Support national packaging targets.
2. The planned release of helium balloons be prohibited at all events and functions undertaken on Council land or approved by Council.
3. Exemptions be applied for plastic products that are required to meet medical and safety requirements, or when no other practical alternative or distribution method is available.

CARRIED

17.6 Cat Management Plan

This report proposed a Council position on a Cat Management Plan for South Australia which has been jointly prepared by the RSPCA and the Animal Welfare League.

RECOMMENDATION(S)

It is recommended to Council that:

1. The RSPCA and the Animal Welfare League be advised that the Council will not be offering support in advocating for cat management to be a priority matter in a review of the Dog and Cat Management Act in 2020.
2. The Dog and Cat Management Board be advised that Council does not support in its entirety measures proposed in the Cat Management Plan for South Australia (November 2019), prepared jointly by the RSPCA and the Animal Welfare League, and in particular does not support cat management accountabilities, including cat registration, being imposed on South Australian councils.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

10.04 pm Cr David Wilton left the meeting.

10.06 pm Cr Brandon Reynolds left the meeting.

10.06 pm Cr Brandon Reynolds returned to the meeting.

10.06 pm Cr David Wilton returned to the meeting.

CARRIED

17.7 Review of Code of Practice - Access to Meetings and Documents

This report presented the reviewed *Code of Practice - Access to Meetings and Documents*.

RECOMMENDATION(S)

It is recommended to Council that:

1. The *Code of Practice: Access to Meetings and Documents* be approved.
2. The Chief Executive Officer be authorised to make amendments of a formatting and/or minor technical nature to the *Code of Practice: Access to Meetings and Documents*.

RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

17.8 2020 Local Government Association Ordinary General Meeting - Proposed Items of Business

This report sought proposed items of business for the 2020 Local Government Association Ordinary General Meeting to be held on Friday 3 April at the Adelaide Entertainment Centre along with confirmation of Council's voting delegates.

RECOMMENDATION(S)

It is recommended to Council that:

1. The voting delegates to the 2020 Local Government Association Ordinary General Meeting be Mayor Coxon and Deputy Mayor, Cr Woodward (proxy).
2. Council approves the attendance of the voting delegates (Mayor Coxon and Cr Woodward) to the 2020 Local Government Association Ordinary General Meeting on Friday 3 April 2020.

3. The recommended process for the lodgement of Notices of Motion for the 2020 Local Government Association Ordinary General Meeting, contained within this report, be approved.
4. Council authorises the Chief Executive Officer to finalise the wording of any Item of Business and submit them to the Greater Adelaide Region of Councils (GAROC) or the Local Government Association Board of Directors.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

17.9 Audit General Committee Establishment - 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 14.7 - Audit General Committee Establishment, at the 15 January 2019 Meeting of Council.

RECOMMENDATION(S)

It is recommended to Council that:

1. In accordance with s91(9)(a), having reviewed the confidentiality order made on 15 January 2019, pursuant to 91(7) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 14.7 - Audit General Committee Establishment, Council orders the information contained in the 'Confidential Interview Report' attached to Item 14.7 - Audit General Committee Establishment of 15 January 2019 relating to the appointment of independent members to the Audit General Committee, continues to be retained in confidence in accordance with sections 90(3)(a) and 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 premature disclosure of this information would be unreasonable given it contains personal information relating to the applicants which could inadvertently prejudice their future career aspirations and breach any duty of confidentiality owed to them 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 extend it.

RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

17.10 Nominations sought for the South Australian Public Health Council

10.09pm Cr Elisabeth Papanikolaou declared a material conflict of interest in this item as the position of the local government member to the South Australian Public Health Council is remunerated and left the meeting for the discussion and vote on the item.

The Local Government Association sought nominations for a Local Government representative to the South Australian Public Health Council.

RECOMMENDATION

It is recommended to Council that:

It retrospectively supports the nomination of Cr Elisabeth Papanikolaou as the local government member to the South Australian Public Health Council which, due to timing, has already been submitted to the Local Government Association.

Or

The report be received.

RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Daniel Huggett

That Council retrospectively supports the nomination of Cr Elisabeth Papanikolaou as the local government member to the South Australian Public Health Council which, due to timing, has already been submitted to the Local Government Association.

CARRIED

10.10pm Cr Elisabeth Papanikolaou returned to the meeting.

17.11 Nominations sought for the Joy Baluch Award

The Local Government Association sought nominations for the Joy Baluch Award.

RECOMMENDATION

It is recommended to Council that:

Crbe nominated for the Joy Baluch Award.

Or

The report be received.

Cr Dominic Mugavin advised that he wished to nominate Cr Jassmine Wood for the Joy Baluch Award.

10.11pm Cr Jassmine Wood accepted the nomination and left the meeting for the discussion and vote on the item.

RESOLUTION

Moved: Cr Dominic Mugavin
Seconded: Cr Brandon Reynolds

That Cr Jassmine Wood be nominated for the Joy Baluch Award.

CARRIED

10.11pm Cr Jassmine Wood returned to the meeting.

17.12 Nominations sought for the Power Line Environment Committee

10.12pm *Cr John Woodward declared a material conflict of interest in this item as he wishes to be nominated to the Power Line Environment Committee and left the meeting for the discussion and vote on the item.*

The Local Government Association sought nominations for a Local Government representative to the Power Line Environment Committee.

RECOMMENDATION

It is recommended to Council that:

Crbe nominated to the Power Line Environment Committee.

Or

The report be received.

RESOLUTION

Moved: Cr Simon Tsiaparis
Seconded: Cr Surender Pal

That Cr John Woodward be nominated to the Power Line Environment Committee.

CARRIED

10.13pm Cr John Woodward returned to 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 Dominic Mugavin

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

19 MEMBER'S BOOKSHELF

- Gowrie Annual Report 2018 - 2019
- Western Youth Centre 61st Annual Report 2019
- Electoral Commission of South Australia, 2018 Local Government Election Report
- South Australian Commissioner for Children and Young People Annual Report 2018/2019

RECOMMENDATION

That the additions to Members' bookshelf be noted.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Jassmine Wood

That the recommendation be adopted.

CARRIED

20 CORRESPONDENCE**20.1 Mayors for Peace Newsletter No. 119**

Correspondence was received from the Mayors for Peace, providing the November 2019 No.119 Newsletter.

20.2 Blue Carbon Strategy

Correspondence was received from the Minister for Environment and Water, David Speirs MP, regarding South Australian government's Blue Carbon Strategy which was announced on 7 November 2019.

20.3 Adelaide Airport Consultative Committee Minutes

Correspondence was received from the Adelaide Airport, regarding the minutes of the Adelaide Airport Consultative Committee meeting held on 16 August 2019.

20.4 Adelaide Airport Passenger Statistics

Correspondence was received from the Adelaide Airport Limited, providing passenger statistics for the September Quarter 2019.

20.5 Airport Operations during Adelaide Curfew

Correspondence was received from the Adelaide Airport Limited, summarising airport operations during the Adelaide Airport curfew period from July to September 2019.

20.6 Adelaide Airport Curfew Dispensation Report

Correspondence was received from the Adelaide Airport Limited, regarding the approved curfew dispensations from July to September 2019.

20.7 Trial of e-scooter devices within council areas

Correspondence was received from the Executive Director Road and Marine Services of the Department of Planning, Transport and Infrastructure, Emma Kokar, of a letter to Roberto Bria, Chief Executive Officer of City of Holdfast Bay regarding previous correspondence to Minister for Transport the Hon Stephen Knoll MP, seeking support for a trial of e-scooter devices within the Council areas of Holdfast Bay, West Torrens, Charles Sturt and Port Adelaide Enfield.

20.8 Draft Planning and Design Code Update

Correspondence was received from the Chair of State Planning Commission, Michael Lennon, regarding the consultation progress for the draft Planning and Design Code Phase Two and Phase Three.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Jassmine Wood

That the recommendation be adopted.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 10.14pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.52pm.

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, 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)
Ms S Curran	(Manager Strategy and Business)
Mr J Ielasi	(Manager City Assets)
Mr P Richardson	(Manager City Operations)
Ms H Bateman	(Manager City Development)
Mr N Teoh	(Team Leader Waste Management)

3 APOLOGIES

Lateness

Committee Members:

Cr John Woodward (7.58pm)

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 5 November 2019 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

The Presiding Member welcomed Committee Members and staff to the last meeting of the City Services and Amenity Standing Committee for 2019 and wished everyone a safe and happy festive season.

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 Breakout Creek Stage 3 redevelopment plan and joint funding arrangements

This report presented information in relation to the joint project, Breakout Creek Stage 3 Redevelopment, and correspondence from Natural Resources Adelaide and Mount Lofty Ranges outlining the proposed funding contributions between the various project partners and other funding partners.

RECOMMENDATION

The Committee recommends to Council that the Natural Resources, Adelaide and Mount Lofty Ranges be advised that:

1. While Council notes the request for a commitment from Council to contribute \$2 million towards the Breakout Creek Stage 3 redevelopment project, Council wishes to respectfully advise that over the past ten years Council has provided in excess of \$6.5 million in-kind support (capital/maintenance) to the management of the River Torrens and believes that as it will be responsible for ongoing management and maintenance, a financial commitment from Council towards this project is not reasonable or warranted at this point in time.
2. Having raised a total of \$17.89 million in levies from its ratepayers since 1999, Council believes that on balance, this project should be completed without any capital contribution from the City of West Torrens.
3. Council notes that Stages 1 and 2 of Breakout Creek were redeveloped without any capital contribution from the City of West Torrens.

4. Council notes that the Adelaide and Mt Lofty Ranges NRM levy from all councils within the catchment for the 2019/20 financial year totals \$31.545 million and that the City of West Torrens levy for the same period is \$1.542 million.
5. Council fails to understand why the ratepayers of West Torrens are expected to contribute initially via their NRM levy to the activities of the Adelaide and Mt Lofty Ranges NRM Board and then again expected to contribute to capital project costs to a project the Board wishes to undertake.
6. Council notes, as was the case following the redevelopment of Breakout Creek Stages 1 and 2, that following successful completion of Breakout Creek Stage 3, Council will be expected to assume maintenance responsibility for the area which comes at a considerable cost to Council and its community, not as a once-off cost, but an annual cost for many years to come.
7. Council has approximately \$12 million of unfunded priority capital works projects waiting commencement and sees these projects as more important at this point in time in terms of providing appropriate community infrastructure, facilities and services to the wider community of West Torrens.
8. Council commits to working with the Natural Resources, Adelaide and Mt Lofty Ranges and the City of Charles Sturt to participate in negotiations and applications for further funding to achieve completion of the redevelopment plan for Breakout Creek Stage 3.
9. Council notes that the concept plan (Attached to correspondence in Appendix 1) will undergo further community consultation, with a further report prepared for Council consideration that discusses the consultation outcomes and revised project estimate cost.

COMMITTEE RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr George Vlahos

That the recommendation be adopted.

7.58pm Cr John Woodward entered the meeting.

CARRIED

11.2 Planning Reform - Draft Council Inspection Policies Practice Direction Submission

The State Planning Commission released a Draft Council Inspection Policies Practice Direction and requested feedback as part of a public consultation process.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The report be received.
2. The comments detailed in Attachment 4 of the Agenda report form the Council's submission to the State Planning Commission.

COMMITTEE RESOLUTION

Moved: Cr Cindy O'Rielley
Seconded: Mayor Michael Coxon

That the recommendation be adopted.

8.02pm Cr Brandon Reynolds left the meeting.
8.02pm Cr Daniel Huggett left the meeting.
8.03pm Cr Brandon Reynolds returned to the meeting.
8.04pm Cr Daniel Huggett returned to the meeting.
8.05pm Cr George Vlahos left the meeting.

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 Surender Pal
Seconded: Cr Graham Nitschke

That the recommendation be adopted.

8.07pm Cr George Vlahos returned to the meeting.

CARRIED

11.4 Community Services Activities Report - November 2019

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

RECOMMENDATION

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

COMMITTEE RESOLUTION

Moved: Cr Kym McKay
Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.09pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 8.10pm.

2 PRESENT

Council Members:

Cr G Vlahos (Presiding Member)

Mayor M Coxon

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, D Mugavin, G Nitschke, S Pal, S Tsiaparis, C O'Rielly, 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)
Ms S Curran	(Manager Strategy and Business)
Mr J Ielasi	(Manager City Assets)
Mr P Richardson	(Manager City Operations)
Ms H Bateman	(Manager City Development)
Mr N Teoh	(Team Leader Waste Management)

3 APOLOGIES

Lateness

Committee Members:

Cr Kym McKay (8.11pm)

4 DISCLOSURE STATEMENTS

Nil

8.11pm Cr Kym McKay entered the meeting.

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the City Finance and Governance Committee held on 19 November 2019 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Mayor Michael Coxon

Seconded: Cr Jassmine Wood

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

The Presiding Member wished Committee Members and staff a Merry Christmas and Happy New Year.

7 QUESTIONS WITH NOTICE

Nil

8 QUESTIONS WITHOUT NOTICE

Nil

9 MOTIONS WITH NOTICE

Nil

10 MOTIONS WITHOUT NOTICE

Nil

11 CITY FINANCE & GOVERNANCE REPORT**11.1 Creditor Payments**

This report tabled a schedule of creditor payments for November 2019.

RECOMMENDATION

The Committee recommends to Council that the schedule of creditor payments for November 2019 be received.

COMMITTEE RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

8.15pm Cr Graham Nitschke left the meeting.

CARRIED

11.2 Debenture Loan Authorisation

This report proposed that Council authorise a fixed term debenture loan of \$13,554,958 pursuant to the requirements of sections 134 of the *Local Government Act 1999*.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The borrowing of \$13,554,958 be authorised from the Local Government Finance Authority by means of the issue of a debenture on the security of the general revenue of the Council, pursuant to section 135 of the *Local Government Act 1999*;
2. The loan be for a term of 15 years and be repaid by 30 half yearly instalments; and
3. The Mayor and the Chief Executive Officer be authorised to sign and seal all documents associated with obtaining the loan.

COMMITTEE RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

8.18pm Cr Graham Nitschke returned to the meeting.

Discussion took place in relation to the fixed term debenture loan specifically the loan term and loan interest rate. Committee Members queried whether comparison interest rates had been examined from other financial authorities. The Administration advised that a comparison of other rates had not been done recently as the Local Government Finance Authority (LGFA) exclusively serves Local Government bodies and Councils within the State and previous comparisons have found that the LGFA rates were competitive.

AMENDMENT

Moved: Cr John Woodward

That:

1. The borrowing of \$13,554,958 be authorised from the Local Government Finance Authority by means of the issue of a debenture on the security of the general revenue of the Council, pursuant to section 135 of the *Local Government Act 1999*;
2. The loan be for a term of 15 years and be repaid by 30 half yearly instalments; and
3. The loan of \$13,554,958 be approved by Local Government Finance Authority subject to a comparative price being obtained from a major Australian bank and the information be provided to Elected Members.
4. The Mayor and the Chief Executive Officer be authorised to sign and seal all documents associated with obtaining the loan.

Further discussion took place in relation to obtaining a full comparison with Mayor Michael Coxon suggesting the item be deferred for consideration until the information is received.

Cr John Woodward withdrew the amendment.

AMENDMENT

Moved: Mayor Michael Coxon

Seconded: Cr Elisabeth Papanikolaou

That consideration of Item 11.2 - Debenture Loan Authorisation, be deferred to the next meeting of Council on 21 January 2020 pending a full comparison of other market rates available for the loan amount to be presented to Council.

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

11.3 Form of the Council Budget and Annual Business Plan 2020/21

This report proposed the form of the budget and annual business plan of Council for 2020/21, along with the process to be used by Council to review budget related documentation.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The budget and annual business plan for 2020/21 be in a similar form to that presented in 2019/20, incorporating:
 - A summary to explain key aspects of the document;
 - Strategic fundamentals that underpin the budget;
 - Forward estimates and the 10 year financial plan;
 - Capital and operational budget information;
 - Information on rates and rate modelling; and
 - Summary financial statements.
2. A meeting of the Council be used, as occurred in 2019/20, rather than a special public meeting for interested persons to ask questions and make submissions on the draft budget and annual business plan of the Council.
3. A similar process be used by Council otherwise to deal with the review of budget and related documentation for 2020/21 as occurred in 2019/20, incorporating:
 - Preparation of a summary of the budget and annual business plan for community consultation; and
 - A special meeting of the City Finance and Governance Committee involving all Elected Members.

COMMITTEE RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

11.4 Legislative Progress Report - December 2019

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 - December 2019' be received.

COMMITTEE RESOLUTION

Moved: Cr Simon Tsiaparis
Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

8.31pm Cr Anne McKay left the meeting.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.33pm.