

CITY OF WEST TORRENS



**MINUTES**  
**of the**  
**Council Meeting**

of the

**CITY OF WEST TORRENS**

held via electronic means only

on

**TUESDAY, 19 MAY 2020**  
**at 7.00pm**

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

## Index

<b>1</b>	<b>Meeting Opened</b> .....	<b>1</b>
	1.1 Acknowledgement of Country	
	1.2 Electronic Platform Meeting	
<b>2</b>	<b>Present</b> .....	<b>1</b>
<b>3</b>	<b>Apologies</b> .....	<b>1</b>
<b>4</b>	<b>Disclosure Statement</b> .....	<b>1</b>
<b>5</b>	<b>Confirmation of Minutes</b> .....	<b>2</b>
<b>6</b>	<b>Mayors Report</b> .....	<b>2</b>
<b>7</b>	<b>Elected Members Reports</b> .....	<b>2</b>
<b>8</b>	<b>Petitions</b> .....	<b>3</b>
	Nil	
<b>9</b>	<b>Deputations</b> .....	<b>3</b>
	Nil	
<b>10</b>	<b>Adjourn to Standing Committee</b> .....	<b>3</b>
	Nil	
<b>11</b>	<b>Adoption of Standing Committee Recommendations</b> .....	<b>3</b>
	Nil	
<b>12</b>	<b>Adoption of General Committee Recommendations</b> .....	<b>3</b>
	Nil	
<b>13</b>	<b>Questions with Notice</b> .....	<b>3</b>
	Nil	
<b>14</b>	<b>Questions without Notice</b> .....	<b>3</b>
	Nil	
<b>15</b>	<b>Motions with Notice</b> .....	<b>3</b>
	Nil	
<b>16</b>	<b>Motions without Notice</b> .....	<b>4</b>
	Nil	
<b>17</b>	<b>Reports of the Chief Executive Officer</b> .....	<b>4</b>
	17.1 Swap Spot/Exchange Zones Update.....	4
	17.2 Greater Adelaide Region Organisation of Councils Strategic Plan and Annual Business Plan Consultation.....	4
	17.3 Breakout Creek Stage 3 Redevelopment Project .....	5
	17.4 Budget Review - March 2020 .....	5
	17.5 Rates Agreement - Adelaide Airport - Confidential Order Review.....	6
	17.6 Brickworks Riverfront Land - Confidential Order Review .....	7
	17.7 Information Only Council and Committee Reports.....	8

---

<b>18</b>	<b>Local Government Business</b> .....	<b>8</b>
	Nil	
<b>19</b>	<b>Member's Bookshelf</b> .....	<b>8</b>
	Nil	
<b>20</b>	<b>Correspondence</b> .....	<b>8</b>
<b>21</b>	<b>Confidential</b> .....	<b>9</b>
	Nil	
<b>22</b>	<b>Meeting Close</b> .....	<b>9</b>

## 1 MEETING OPENED

The Presiding Member declared the meeting open at 7.00pm.

### 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 Electronic Platform Meeting

The Presiding Member explained the housekeeping matters for the virtual meeting and advised the meeting was being livestreamed via a Zoom public link available on City of West Torrens website. The Presiding Member also advised the public that due to the impacts of Covid-19 with the Council only able to meet via electronic means, only essential items of business are being presented for Council consideration.

## 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, 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)

## 3 APOLOGIES

Nil

## 4 DISCLOSURE STATEMENT

Nil

## **5 CONFIRMATION OF MINUTES**

### **RECOMMENDATION**

That the Minutes of the meeting of the Council held on 5 May 2020 be confirmed as a true and correct record.

### **RESOLUTION**

Moved: Cr Brandon Reynolds

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

## **6 MAYORS REPORT**

Further to the report listed in the Agenda, Mayor Michael Coxon wished to recognise the Premier of South Australia, the Hon Steven Marshall MP, for keeping in constant communication with the Local Government Association and via briefings for Mayors and CEOs in relation to Covid-19. Mayor Coxon also advised correspondence was received from the Premier thanking Council for the support during the Covid-19 pandemic. The correspondence is located in the Minutes under Item 20.4 - Premier of South Australia and Chief Public Health Officer - Letter of Thanks.

### **RECOMMENDATION**

That the Mayor's Report be noted.

### **RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Brandon Reynolds

That:

1. The Mayor's Report be noted.
2. The Mayor, on behalf of Council, write to the Premier commending the State Governments handling of the Public Health Emergency, and to also extend an invitation to the Premier to address Council at an upcoming Council meeting.

**CARRIED**

## **7 ELECTED MEMBERS REPORTS**

Cr John Woodward advised that Council recently established a partnership with Foodbank SA to provide essential food and toiletry packages to vulnerable people and families in the West Torrens area. Cr Woodward advised that he will be donating 50% of his May and August Elected Member allowance to Foodbank SA to assist with the initiative and the delivery cost of the essential food and toiletry packages.

Cr Daniel Huggett advised that he attended the site of a car accident on Garden Terrace, Underdale on Saturday 16 May 2020 and spoke with residents who were concerned about vehicles speeding in the street. The resident concerns with speeding issues in Garden Terrace, Underdale will be provided to the Administration to investigate.

## **RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Graham Nitschke

That the reports from Members be noted.

**CARRIED**

## **8 PETITIONS**

Nil

## **9 DEPUTATIONS**

Nil

## **10 ADJOURN TO STANDING COMMITTEE**

Nil

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

Nil

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

Nil

## **13 QUESTIONS WITH NOTICE**

Nil

## **14 QUESTIONS WITHOUT NOTICE**

Nil

## **15 MOTIONS WITH NOTICE**

Nil

**16 MOTIONS WITHOUT NOTICE**

Nil

**17 REPORTS OF THE CHIEF EXECUTIVE OFFICER****17.1 Swap Spot/Exchange Zones Update**

This report provided an update on the proposed swap spot/exchange zones following advice from SAPOL.

**RECOMMENDATION**

It is recommended to Council that the correspondence from SAPOL be noted and that the Safe Swap Spot Scheme no longer be progressed.

**RESOLUTION**

Moved: Cr Daniel Huggett

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

**17.2 Greater Adelaide Region Organisation of Councils Strategic Plan and Annual Business Plan Consultation**

This report presented feedback on the revised Greater Adelaide Region Organisation of Council Strategic Plan 2019-23 and draft Annual Business Plan 2020-21.

**RECOMMENDATION**

It is recommended to Council that the consultation feedback contained in **Attachment 4** of the Agenda report be submitted to the Local Government Association on the GAROC Strategic Plan and Annual Business Plan.

**RESOLUTION**

Moved: Cr Kym McKay

Seconded: Cr George Vlahos

That the recommendation be adopted.

Discussion took place on the motion and Cr Brandon Reynolds suggested changing the Council priority list recommendation in the consultation feedback with Food Waste to be Priority 4 and Coastal Management to be Priority 5. The mover, Cr Kym McKay and seconder Cr George Vlahos, consented to the change and accordingly the motion was changed as follows:

Moved: Cr Kym McKay

Seconded: Cr George Vlahos

That the consultation feedback contained in **Attachment 4** of the Agenda report be submitted to the Local Government Association on the GAROC Strategic Plan and Annual Business Plan subject to an amendment to the Council Priority List for Theme 2: Natural Environment with Food Waste to become Priority 4 and Coastal Management to become Priority 5:

Council Priority List for Theme 2: Natural Environment:

1. Urban Greening
2. Climate Hazard Mapping
3. Climate Emergency Action Plans
4. Food Waste
5. Coastal Management

**CARRIED**

**17.3 Breakout Creek Stage 3 Redevelopment Project**

This report sought a decision of Council on accepting a \$2 million funding offer from DPTI's Open Space and Places for People program for the Breakout Creek Stage 3 redevelopment project, and resolving to contribute towards the project in a staged approach over an extended period through to 2022/23.

**RECOMMENDATION(S)**

It is recommended to Council that it:

1. Authorise the Chief Executive Officer to enter into an agreement deed with DPTI Open Space and Places for People program for the Breakout Creek Stage 3 redevelopment project, with Council contributing matching funding through to 2022/2023; and
2. Commits to allocating \$2 million in its forward estimates towards the Breakout Creek Stage 3 redevelopment project, to be spread across future financial periods through to 2022/2023.

**RESOLUTION**

Moved: Cr Surender Pal  
Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

**17.4 Budget Review - March 2020**

This report provided details of changes proposed to the 2019/20 budget, following completion of the budget review for March 2020.

**RECOMMENDATION**

It is recommended to Council that the budget review changes for March 2020 be adopted pursuant to Regulation 9 of the *Local Government (Financial Management) Regulations 2011*.

**RESOLUTION**

Moved: Cr Brandon Reynolds  
Seconded: Cr George Vlahos

That the recommendation be adopted.



Discussion took place on the budget review changes for March 2020 and retaining the current community grants and donations budgets. The Presiding Member suggested \$30,000 be retained in the current community grants and donations budget. The mover, Cr Brandon Reynolds and seconder Cr George Vlahos, consented to the change and accordingly the motion was changed as follows:

Moved: Cr Brandon Reynolds

Seconded: Cr George Vlahos

That the budget review changes for March 2020 be adopted pursuant to Regulation 9 of the *Local Government (Financial Management) Regulations 2011* with the exception of \$30,000 to be retained in the current community grants and donations budget for 2019/20.

**7.28pm** Cr Reynolds left the meeting

**7.28pm** Cr Reynolds returned to the meeting

**7.35pm** Cr Jassmine Wood left the meeting

**7.35pm** Cr Jassmine Wood returned to the meeting

**CARRIED**

### **17.5 Rates Agreement - Adelaide Airport - 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 21.1 'Rates Agreement - Adelaide Airport' at the 15 March 2016 Meeting of Council.

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

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order made on 15 March 2016 and reviewed at Council's 6 June 2017, 1 May 2018 and 21 May 2019 meetings, pursuant to 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential Item 21.1- 'Rates Agreement - Adelaide Airport', Council orders the information contained in:
  - a. the confidential report Item 21.1 - "Rates Agreement - Adelaide Airport" presented to Council at its 15 March 2016 Meeting;
  - b. all relevant documentation associated with and attached to the confidential agenda *Item 21.1 - "Rates Agreement - Adelaide Airport"* of 15 March 2016, but not the Minutes arising from the report Item 21.1 - "Rates Agreement - Adelaide Airport";

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

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

**RESOLUTION**

Moved: Cr Jassmine Wood  
Seconded: Cr Brandon Reynolds

That the recommendation be adopted.

**CARRIED**

**17.6 Brickworks Riverfront Land - Confidential Order Review**

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

**RECOMMENDATION(S)**

It is recommended to Council that:

1. In accordance with Section 91(9)(a), having reviewed the confidentiality order at Council's 1 May 2018, 6 June 2017 and 21 May 2019 meetings, pursuant to 91(7) and 91(9) of the *Local Government Act 1999*, Council orders that the following reports relating to the Brickworks Riverfront Land, the Minutes arising from the reports, attachments, any associated documentation or recording having been considered by the Council in confidence under Sections 90(3)(b)(i) and 90(3)(b)(ii) of the *Local Government Act, 1999*,

- Brickworks Markets - Retained Land
- Brickworks Riverfront Land - Expression of Interest
- Brickworks Riverfront Land - Divestment Proposal
- Divestment Proposal - Brickworks Riverfront Land
- Divestment Proposal Update - Brickworks Riverfront Land
- Divestment of Council Property

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

- confer a commercial advantage on those persons with whom the Council is proposing to conduct business;
- prejudice the commercial position of the Council;
- lead to Council not obtaining the best possible sale price or development outcome for the remnant land retained by Council.

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

**RESOLUTION**

Moved: Cr Graham Nitschke  
Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

**CARRIED**

## **17.7 Information Only Council and Committee Reports**

The purpose of this report was to provide a detailed listing of information only Council and Committee reports to be received.

### **RECOMMENDATION**

It is recommended to Council that the information only Council and Committee reports, contained in the Attachment Under Separate Cover of Agenda report, be received.

### **RESOLUTION**

Moved: Cr Surender Pal  
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

**CARRIED**

## **18 LOCAL GOVERNMENT BUSINESS**

Nil

## **19 MEMBER'S BOOKSHELF**

Nil

## **20 CORRESPONDENCE**

### **20.1 Animal Welfare League SA Chief Executive Officer**

Correspondence was received from the Chair of the Animal Welfare League SA (AWL) Board, Steven Weinert, regarding their new Chief Executive Officer Dr Julie Bellamy.

### **20.2 Morphettville Racecourse Development Plan Amendment (DPA)**

Correspondence was received from the Minister for Transport, Infrastructure and Local Government and Minister for Planning, Hon Stephan Knoll MP, advising that the Morphettville Racecourse Development Plan Amendment (DAP) has been approved.

### **20.3 Adelaide Airport Master Plan 2019**

Correspondence was received from the Executive General Manager Planning and Infrastructure of the Adelaide Airport Limited, Kym Meys, advising that the Adelaide Airport Master Plan 2019 was approved by the Federal Minister for Infrastructure, Transport and Regional Development on 2 March 2020.

### **20.4 Premier of South Australia and Chief Public Health Officer - Letter of Thanks**

Correspondence was received from the Premier of South Australia, Hon Steven Marshall MP, and Chief Public Health Officer, Professor Nicola Spurrier, thanking Council for the support over recent months during the Covid-19 pandemic.

**20.5 New State Commission Assessment Panel (SCAP) Members**

Correspondence was received from the Chair of State Planning Commission, Michael Lennon, announcing new State Commission Assessment Panel (SCAP) members.

**RECOMMENDATION**

That the correspondence be received.

**RESOLUTION**

Moved: Cr Brandon Reynolds

Seconded: Cr John Woodward

That the recommendation be adopted.

**CARRIED**

**21 CONFIDENTIAL**

Nil

**22 MEETING CLOSE**

The Presiding Member declared the meeting closed at 7.41pm.