

CITY OF WEST TORRENS



MINUTES
of the
Council Meeting

of the

CITY OF WEST TORRENS

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

on

TUESDAY, 21 APRIL 2020
at 7.00pm

Angelo Catinari
Chief Executive Officer (Acting)

Index

1	Meeting Opened	1
	1.1 Acknowledgement of Country	
	1.2 Evacuation Procedure	
2	Present	1
3	Apologies	1
4	Disclosure Statement	2
5	Confirmation of Minutes	2
6	Mayors Report	2
7	Elected Members Reports	2
8	Petitions	3
	Nil	
9	Deputations	3
	Nil	
10	Adjourn to Standing Committee	3
	Nil	
11	Adoption of Standing Committee Recommendations	3
	Nil	
12	Adoption of General Committee Recommendations	3
	Nil	
13	Questions with Notice	3
	Nil	
14	Questions without Notice	3
15	Motions with Notice	3
	15.1 Report request for rate, fleet and labour data	3
16	Motions without Notice	4
17	Reports of the Chief Executive Officer	4
	17.1 Amendments to Codes and Policies to Facilitate Remote Participation and Public Attendance at Council Meetings	4
	17.2 Review of Council Meeting Schedule	5
	17.3 Council Budget and Annual Business Plan 2020/21	6
	17.4 Election of Greater Adelaide Regional Organisation of Councils Representative	6
	17.5 Weigall Oval Masterplan and Facilities Upgrade - Confidential Order Review	7
	17.6 Information Only Council and Committee Reports	7
18	Local Government Business	8
	18.1 Local Government Circulars	8
19	Member's Bookshelf	8
	Nil	
20	Correspondence	8
21	Confidential	9
	Nil	
22	Meeting Close	9

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 Kurna people of the Adelaide Plains and pays respect to Elders past, present, and emerging.

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

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

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

1.2 Evacuation Procedure

The evacuation procedures taken as read.

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 (7.05pm), C O'Rielly, D Wilton, A McKay, J Wood, B Reynolds

Officers:

Mr A Catinari (Chief Executive Officer - Acting)
Ms P Koritsa (General Manager Business and Community Services)
Mr B Ross (General Manager Corporate and Regulatory)

3 APOLOGIES

Apologies

Officers:

Mr T Buss (Chief Executive Officer)

Lateness:

Council Member

Cr George Vlahos (7.05pm)

4 DISCLOSURE STATEMENT

The following disclosures of interest were made:

Item	Type of Conflict	Elected Member
Council Item 17.4 - Election of Greater Adelaide Regional Organisation of Councils Representative	Perceived	Cr Kym McKay
Council Item 17.5 - Weigall Oval Masterplan and Facilities Upgrade - Confidential Order Review	Material	Cr Kym McKay
Council Item 17.5 - Weigall Oval Masterplan and Facilities Upgrade - Confidential Order Review	Material	Cr Anne McKay
Council Item 17.4 - Election of Greater Adelaide Regional Organisation of Councils Representative	Perceived	Cr Anne McKay

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 17 March 2020 and Minutes of the meeting of the Special Council held on 31 March 2020 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr Jassmine Wood
Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Dominic Mugavin
Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Nil

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

7.05pm Cr George Vlahos entered the meeting.

Questions were asked and responses provided by the Administration.

15 MOTIONS WITH NOTICE**15.1 Report request for rate, fleet and labour data****MOTION**

Moved: Cr Kym McKay

That the Administration provide a report back to Council prior to the next budget session on:

1. What the cost would be to “forgive collection of rates” for all ratepayers for the next quarter.
2. What number of packaged vehicles does Council have that are scheduled to be changed over this year of 2020 (not 2019 – 2020).
3. What number of Labour Hire employees – or temporary relief employees are engaged as of 13 April 2020.

7.09pm Cr Daniel Huggett left the meeting.

7.10pm Cr Daniel Huggett returned to the meeting.

The Presiding Member invited the General Manager Corporate and Regulatory to provide a response to the questions from Cr Kym McKay's motion. The General Manager Corporate and Regulatory circulated to all Members the response to the questions. As a result of the information provided, Cr Kym McKay sought and was granted leave of the meeting to withdraw his motion.

16 MOTIONS WITHOUT NOTICE

Nil

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Amendments to Codes and Policies to Facilitate Remote Participation and Public Attendance at Council Meetings

This report presented a suite of amended policies and codes that accommodate the changes made by *Electronic Participation in Council Meetings Notice (No 1) 2020*.

RECOMMENDATION

It is recommended to Council that:

1. The Draft Code of Practice: Procedures at Meetings be approved.
2. The Draft Code of Practice: Access to Meetings and Documents be approved.
3. The Draft Council Policy: Informal Gatherings and Discussions be approved.
4. The Chief Executive Officer be delegated authority to make changes of a minor and/or technical nature to the above documents.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

CARRIED

17.2 Review of Council Meeting Schedule

This report proposed the re-instatement of twice monthly ordinary meetings of Council along with a proposal for the establishment of four Special City Finance and Governance Committee meetings to formulate the 2021/22 Annual Business Plan and Budget.

RECOMMENDATION

It is recommended to Council that:

1. Given that recent amendments to the *Local Government Act 1999* have enabled Elected Members to participate in Council meetings by electronic means, ordinary meetings of Council revert back to their usual twice monthly schedule being 7.00pm on the first and third Tuesday of each month from 5 May 2020.
2. Elected Members be afforded the ability to elect to participate in Council meetings either remotely or in person in the Council Chambers.
3. The resolution of Council at its 17 March 2020 meeting, to cancel all Council Committee meetings, be extended until such time as the current major emergency declaration is lifted, or such time as Council resolves otherwise.
4. Once the current major emergency declaration is lifted, or Council resolves to reinstate its Council Committee meetings, the Council Committee meeting schedule reverts back to that resolved by Council at its 26 November 2018 meeting.
5. Four Special City Finance and Governance Committees be held to enable due consideration of the proposed 2020/2021 Annual Business Plan and Budget at 7.00pm on the following dates:
 - a. Tuesday 26 May 2020
 - b. Tuesday 2 June 2020
 - c. Tuesday 9 June 2020
 - d. Tuesday 16 June 2020
6. The Chief Executive Officer, in consultation with the Mayor, be delegated the authority to vary the time, date and location of any Ordinary Council meeting to accommodate any conflicting function, event or unforeseen circumstance.
7. The Chief Executive Officer, in consultation with the Presiding Member of the City Finance and Governance Committee, be delegated the authority to cancel or vary the time, date and location of any scheduled Special City Finance and Governance Committee meeting to accommodate unforeseen circumstance or as a result of the 2020/2021 Annual Business Plan and Budget progressing to public consultation resulting in no further requirement for further Special Committee meetings to be held.

RESOLUTION

Moved: Cr Surender Pal
Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

17.3 Council Budget and Annual Business Plan 2020/21

This report provided an update on the process intended to progress the delayed budget and annual business plan of Council for 2020/21.

RECOMMENDATION

It is recommended to Council that revised budget schedule (as detailed in the Agenda report) be approved.

RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Surrender Pal

That the recommendation be adopted.

CARRIED

17.4 Election of Greater Adelaide Regional Organisation of Councils Representative

7.30pm Cr Kym McKay declared a perceived conflict of interest in this item as he is one of the nominated candidates for the casual vacancy position on the Greater Adelaide Regional Organisation of Councils (GAROC) and while the position is not remunerated, he left the meeting for the discussion and vote on the item.

7.31pm Cr Anne McKay declared a perceived conflict of interest in this item as her partner, Cr Kym McKay, is one of the nominated candidates for the casual vacancy position on the Greater Adelaide Regional Organisation of Councils (GAROC) and left the meeting for the discussion and vote on the item.

This report advised of the receipt of ballot papers and Council's entitlement to vote for the election to the one (1) casual vacancy position on the Greater Adelaide Regional Organisation of Councils (GAROC).

RECOMMENDATION

It is recommended to Council that the Election for Greater Adelaide Regional Organisation of Councils Representative Casual Vacancy Ballot Paper be completed, identifying as its preferred candidate and submitted to the Local Government Association pursuant to clause 4.4.5 of the Greater Adelaide Regional Organisation of Councils Terms of Reference.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Dominic Mugavin

That the Election for Greater Adelaide Regional Organisation of Councils Representative Casual Vacancy Ballot Paper be completed, identifying Cr Kym McKay as its preferred candidate and submitted to the Local Government Association pursuant to clause 4.4.5 of the Greater Adelaide Regional Organisation of Councils Terms of Reference.

CARRIED

7.32pm Cr/s Kym McKay and Anne McKay returned to the meeting.

17.5 Weigall Oval Masterplan and Facilities Upgrade - Confidential Order Review

7.33pm Cr Kym McKay declared a material conflict of interest in this item on the basis that he is an employee of the company who has been contracted to undertake works at Weigall Oval and left the meeting for the discussion and vote on the item.

7.33pm Cr Anne McKay declared a material conflict of interest in this item as her partner, Cr Kym McKay, is an employee of the company who has been contracted to undertake works at Weigall Oval and left the meeting for the discussion and vote on the item.

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 21.2 - Weigall Oval Masterplan and Facilities Upgrade* at the 16 April 2019 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 16 April 2019, pursuant to 91(7), 91(7)(a) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential *Item 21.2 - Weigall Oval Masterplan and Facilities Upgrade*, Council orders the Agenda report, the Minutes arising, attachments and any associated documentation continues to be kept confidential in accordance with Section 90(3)(k) of the *Local Government Act 1999* and not be available for public inspection until all identified works are completed on the basis that the information relates to the tenders received for the carrying out of works to Stage 2, 2a, 3, 3a and 3b of the Weigall Oval redevelopment.
2. Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

7.34pm Cr/s Kym McKay and Anne McKay returned to the meeting.

17.6 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 the Agenda report, be received.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

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 Jassmine Wood

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

19 MEMBER'S BOOKSHELF

Nil

20 CORRESPONDENCE

20.1 Federal Government Royal Commission Reform into Gambling

Correspondence was received from the Mayor of Frankston City Council, Cr Sandra Mayer, requesting Council join the call for a Federal Government Royal Commission reform into gambling harm.

20.2 Foreign Affairs Office of Weifang Government - Letter of Sympathy Covid-19

Correspondence was received from the Director of Foreign Affairs Office of Weifang Municipal Government, GE Yingyu, extending their support and understanding to Council and the City of West Torrens community with regards to the Covid-19 pandemic.

20.3 Novar Gardens Bowling and Petanque Club - Letter of Thanks

Correspondence was received from the Club President of the Novar Gardens Bowling & Petanque Club, Jonathan Giddings, regarding Council support of the Easter Carnival of Petanque at Novar Gardens and to advise the event has been suspended for this year.

20.4 Regional Landscape Levy Contribution for 2020/2021

Correspondence was received from the Acting Director of the Green Adelaide Board, Louisa Halliday, regarding Council contribution to the Regional Landscape Levy for 2020/2021.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr John Woodward

That the correspondence be received with the exception of item 20.1 - Federal Government Royal Commission Reform into Gambling.

CARRIED

20.1 Federal Government Royal Commission Reform into Gambling

Correspondence was received from the Mayor of Frankston City Council, Cr Sandra Mayer, requesting Council join the call for a Federal Government Royal Commission reform into gambling harm.

Cr Elisabeth Papanikolaou commented on the correspondence and queried if a response would be provided. Following discussion, the Presiding Member advised that he will provide an acknowledgement letter to the Mayor of Frankston City Council.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Daniel Huggett

That the correspondence be received.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 7.43pm.