

CITY OF WEST TORRENS



**MINUTES**

**of the**

**Council & Committee Meetings**

- **City Services and Climate Adaptation Standing Committee**

**of the**

**CITY OF WEST TORRENS**

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

on

**TUESDAY, 4 AUGUST 2020**  
**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

The Presiding Member called for the Acknowledgment of Country to be read out by Cr Jasmine Wood:

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

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

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

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

### 1.2 Evacuation Procedure

The evacuation procedures were taken as read.

### 1.3 Electronic Platform Meeting

The Presiding Member explained the housekeeping matters for the meeting and advised the meeting was being livestreamed as audio only via a Zoom public link available on the City of West Torrens website.

## 2 PRESENT

### Council Members:

Mayor M Coxon (Presiding Member)

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

### Officers:

Mr T Buss	(Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Ms S Curran	(Manager Strategy and Business)
Ms H Bateman	(Manager City Development)

## 3 APOLOGIES

### Apologies

#### Council Member:

Cr David Wilton

**RECOMMENDATION**

That the apologies be received.

**RESOLUTION**

Moved: Cr Surender Pal  
Seconded: Cr Daniel Huggett

That the recommendation be adopted.

**CARRIED**

**4 DISCLOSURE STATEMENT**

The following disclosures of interest were made:

<b>Item</b>	<b>Type of Conflict</b>	<b>Elected Member</b>
Council Item 17.3 - Appointment of a new Council Assessment Panel	Material	Cr Graham Nitschke
Council Item 17.7 - Call for Nominations for Local Government Association President and Greater Adelaide Regional Organisation of Councils Member	Perceived	Mayor Michael Coxon
Council Item 17.3 - Appointment of a new Council Assessment Panel	Perceived	Cr Jassmine Wood

<b>Item</b>	<b>Type of Conflict</b>	<b>Officer</b>
Council Item 17.8 - Nominations sought for the Local Government Finance Authority Board of Trustees	Material	Terry Buss

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

That the Minutes of the meeting of the Council held on 21 July 2020 be confirmed as a true and correct record.

**RESOLUTION**

Moved: Cr Daniel Huggett  
Seconded: Cr Surender Pal

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 SALA Art Exhibition opening at Mrs Harris' Shop in Jervois Street, Torrensville on Saturday 1 August 2020 and clarified the opening was held in the carpark of the Hotel Royal in Jervois Street to allow for observation of the social distancing restriction resulting from COVID-19.

Cr John Woodward requested further information in relation to the meeting with Mr Bob Lott, Director of the Weslo Group of Companies at the Old Thebarton Council Chambers on Tuesday 28 July 2020. Mayor Coxon advised that his meeting with Mr Lott related to a commemorative document that Mr Lott was producing for Thebarton Theatre and his plans to organise a tour of Thebarton Theatre for the Elected Members.

Cr Kym McKay requested further information in relation to the meeting of the Thebarton Senior College Governing Council. Mayor Coxon advised that the meeting scheduled for Tuesday 4 August 2020 was deferred due to the emergence of a COVID-19 case at the school.

### RECOMMENDATION

That the Mayor's Report be noted.

### RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

**CARRIED**

## 7 ELECTED MEMBERS REPORTS

Cr Dominic Mugavin advised that Thebarton won the title of Adelaide's best suburb in the FIVEaa's World Cup of Suburbs competition on Friday 31 July 2020 and he was proud to lay claim to living in Adelaide's best suburb.

Cr Kym McKay advised of correspondence he received from the Lockleys Riding Club regarding their concerns with the use of Apex Park and maintaining a horse presence on Breakout Creek/River Torrens. The Club concerns will be provided to the Administration to investigate.

Cr Anne McKay asked a question in relation to an issue at Kings Reserve, Torrensville and the Presiding Member requested the matter be raised under questions without notice.

Cr Jassmine Wood advised that she had received positive feedback from local community members regarding the new Apex Park community building.

Cr Graham Nitschke advised of his attendance at the SALA Art Exhibition opening along with Mayor Michael Coxon on Sunday 1 August 2020.

Cr Elisabeth Papanikolaou advised that she also visited the SALA Art Exhibition in Jervois Street, Torrensville.

### RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Cindy O'Rielly

That the reports from Members be noted.

**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 Climate Adaptation Standing Committee.

**RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

**7.22pm** the meeting adjourned into Committee.

**7.34pm** 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 Climate Adaptation Standing Committee Meeting****RECOMMENDATION**

That the recommendations of the City Services and Climate Adaptation Standing Committee held on 4 August 2020 be adopted.

**RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED****12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS**

Nil

**13 QUESTIONS WITH NOTICE**

Nil

## 14 QUESTIONS WITHOUT NOTICE

Questions were asked and responses provided by the Administration.

## 15 MOTIONS WITH NOTICE

Nil

## 16 MOTIONS WITHOUT NOTICE

### 16.1 Car parking at Kesmond Reserve for Richmond Primary School

#### MOTION

Moved: Cr John Woodward

That Council write to the Minister for Education, seeking financial support for five (5) reserved car park spaces at Kesmond Reserve for the teachers and staff from Richmond Primary School.

The Presiding Member ruled that the motion be deferred for consideration at the next meeting of Council on 18 August 2020.

## 17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

### 17.1 Adoption of the Budget and Annual Business Plan and Declaration of the Rates for 2020/21

This report proposed adoption of the budget and annual business plan, along with the long term financial plan which forms a part of the budget, and declaration of the rates for 2020/21.

Council needed to adopt each numbered recommendation in A separately, along with recommendations in B and C separately.

#### RECOMMENDATION(S)

It is recommended to Council that:

#### A. Rates

The following recommendations are made in exercise of powers contained in Chapters 8, 9 and 10 of the *Local Government Act 1999* for the financial year ending on 30th June 2021:

#### 1. Adoption of the Annual Business Plan

Pursuant to and in accordance with section 123 of the *Local Government Act 1999* and regulation 6 of the *Local Government (Financial Management) Regulations 2011*, having considered all submissions in accordance with section 123(6) of the *Local Government Act 1999*, the Annual Business Plan for 2020/21, included as a part of the Budget and Annual Business Plan 2020/21, be adopted.



**RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**2. Adoption of the Budget**

The budget for 2020/21, included as a part of the Budget and Annual Business Plan 2020/21, and prepared in accordance with section 123 of the *Local Government Act 1999* and regulation 7 of the *Local Government (Financial Management) Regulations 2011*, as detailed in the budget papers laid before the Council at this meeting, including:

- the budgeted statement of comprehensive income;
- the budgeted statement of financial position;
- the budgeted statement of cash flows; and
- the budgeted statement of changes in equity;

be adopted.

**RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

**CARRIED**

**3. Adoption of the Valuations**

Pursuant to section 167(2)(a) of the *Local Government Act 1999*, the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council area, totalling \$18,435,104,540, be adopted for rating purposes.

**RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

#### 4. Declaration of General Rates

Having taken into account the general principles of rating in section 150 and the requirements of section 153(2) of the *Local Government Act 1999*, the Council determines that:

- (1) Differential general rates be declared pursuant to and in accordance with sections 153(1)(b) and 156(1)(a) of the *Local Government Act 1999* on the capital value of all rateable land within the Council area according to the use of the land as per the permissible differentiating factors set out in regulation 14 of the *Local Government (General) Regulations 2013* as follows:
  - (a) 0.246710 cents in the dollar on rateable land use of the permissible differing category (a);
  - (b) 0.624800 cents in the dollar on any rateable land use of the permissible differing categories (b) to (i) inclusive.
- (2) Pursuant to section 158(1)(a) of the *Local Government Act 1999*, a minimum amount payable by way of general rates of \$944 is fixed in respect of rateable land within the Council's area.
- (3) Pursuant to section 153(3) of the *Local Government Act 1999*, there be no fixed maximum increase in the general rate to be charged on a principal place of residence of a principal ratepayer.

#### RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

**CARRIED**

#### 5. Declaration of Separate Rate - Regional Landscape Levy

In accordance with section 69 of the *Landscape South Australia Act 2019* (previously section 95 of the *Natural Resources Management Act 2004*) and section 154 of the *Local Government Act 1999*, in order to reimburse the Council for an amount of \$1,566,570 contributed to the Green Adelaide Board, a separate rate of 0.009554 cents in the dollar be declared on all rateable land in the area of the Council and the Board based on the capital value of that land.

#### RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

## 6. Payment of Rates

Pursuant to section 181(1) and (2) of the *Local Government Act 1999*, all rates are payable in four equal or approximately equal instalments on the day on which each of four instalments falls due as follows:

- (i) 30th September 2020 in respect of the first instalment;
- (ii) 15th December 2020 in respect of the second instalment;
- (iii) 1st March 2021 in respect of the third instalment; and
- (iv) 1st June 2021 in respect of the fourth instalment.

### RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

**CARRIED**

## B. Adoption of the Long Term Financial Plan

Pursuant to section 122(1a)(a) of the *Local Government Act 1999*, the long term financial plan included in the 2020/21 Budget and Annual Business Plan be adopted.

### RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

**CARRIED**

## C. Budget Review

The Council be provided with reviews of its budgetary position throughout the year consistent with the requirements of regulation 9 of the *Local Government (Financial Management) Regulations 2011*, including a framework for development of the 2021/22 budget.

### RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

## 17.2 Local Government Reform

The Local Government Association requested feedback from councils on the *Statutes Amendment (Local Government Review) Bill 2020*.

### RECOMMENDATION

It is recommended to Council that the feedback contained in **Attachment 1** of the Agenda report be provided to:

- a. The Local Government Association;
- b. The Minister for Local Government; and
- c. The Office of Local Government

### RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Cindy O'Rielly

That the recommendation be adopted.

**8.10pm** Cr Brandon Reynolds left the meeting.

**8.11pm** Cr Brandon Reynolds returned to the meeting.

**CARRIED**

## 17.3 Appointment of a new Council Assessment Panel

**8.12pm** Cr Graham Nitschke declared a material conflict of interest in this item as he is being appointed as the Council member of the Council Assessment Panel (CAP) and will be receiving an allowance. Cr Nitschke left the meeting for the discussion and vote on the item.

**8.12pm** Cr Jassmine Wood declared a perceived conflict of interest in this item as she is being appointed as the Deputy to Council member of the Council Assessment Panel (CAP) and will be receiving an allowance. Cr Wood left the meeting for the discussion and vote on the item.

This report advised of the proposed recruitment process to appoint a new Council Assessment Panel for a two-year term from 1 January 2021 to 31 December 2022, including the appointment of an elected member.

### RECOMMENDATION(S)

It is recommended to Council that:

1. Cr Graham Nitschke 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 a two (2) year period from 1 January 2021 to 31 December 2022.
2. Cr Jassmine Wood 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 a two (2) year period from 1 January 2021 to 31 December 2022.
1. It approves the proposed recruitment and selection process for the appointment of five independent members, including the Presiding Member and a deputy member, to the Council Assessment Panel (CAP) for a two-year term from 1 January 2021 to 31 December 2022.

2. A Selection Panel be established to make a recommendation to Council for the appointment of independent members to the CAP, to consist of the following representatives being:
  - Cr/s .....
  - Mr Angelo Catinari, GM Urban Services
  - Ms Hannah Bateman, Manager City Development & Assessment Manager
  - Ms Rachel Knuckey, Team Leader Planning
3. A report be presented to the Council recommending the appointment of the independent members to the CAP in December 2020.

## RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Cindy O'Rielly

That:

1. Cr Graham Nitschke 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 a two (2) year period from 1 January 2021 to 31 December 2022.
2. Cr Jassmine Wood 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 a two (2) year period from 1 January 2021 to 31 December 2022.
3. It approves the proposed recruitment and selection process for the appointment of five independent members, including the Presiding Member and a deputy member, to the Council Assessment Panel (CAP) for a two-year term from 1 January 2021 to 31 December 2022.
4. A Selection Panel be established to make a recommendation to Council for the appointment of independent members to the CAP, to consist of the following representatives being:
  - Cr/s Kym McKay and George Vlahos
  - Mr Angelo Catinari, GM Urban Services
  - Ms Hannah Bateman, Manager City Development & Assessment Manager
  - Ms Rachel Knuckey, Team Leader Planning
5. A report be presented to the Council recommending the appointment of the independent members to the CAP in December 2020.

**CARRIED**

**8.16pm** Cr/s Graham Nitschke and Jassmine Wood returned to the meeting.

#### **17.4 Proposed Road Closure - Weaver Avenue, Richmond**

This report updated Elected Members following the necessary public consultation process in regard to the proposed closure of the northern most portion of Weaver Avenue (adjacent to, and south of, the Keswick Creek "drain"), Richmond.

#### **RECOMMENDATION**

It is recommended to Council that:

#### **EITHER**

1. Having considered the objections and applications received during the public consultation period and the submissions provided at its meeting of 4 August 2020 the Council determines to not proceed with the closure of the northern extent of Weaver Avenue (north of Craig Street), Richmond and that the Surveyor-General and affected parties be advised of this decision in writing.

#### **OR**

- 1(a) The Council advise the Surveyor-General that it has provided an opportunity for person(s) who have made an objection or application to make submissions in support of their objections or applications at its meeting of 4 August 2020 regarding the proposed closure of the northern extent of Weaver Avenue (north of Craig Street), Richmond and subsequently considered the matters raised. Following such consideration the Council resolve to proceed with closure of the road, and;
  - (b) The land subject to the road closure be sold and the proceeds used for a beneficial community purpose(s).
  - (c) The land be excluded from the classification of Community Land upon conversion of it from open to closed road.
  - (d) SA Power Networks (SAPN) be advised that Council wishes SAPN to relocate its infrastructure from the land upon which it sits at the northern end of Weaver Avenue and that necessary funding (of approximately \$55,000 plus GST) be provided by Council to facilitate this removal. The funding be "reimbursed"/credited following sale of the land.
  - (e) A further report be provided to Council following the receipt of advice from the Surveyor-General, prior to any further action being taken by the Administration in regard to this matter.

#### **RESOLUTION**

Moved: Cr George Vlahos  
Seconded: Cr Graham Nitschke

That:

- 1(a) The Council advise the Surveyor-General that it has provided an opportunity for person(s) who have made an objection or application to make submissions in support of their objections or applications at its meeting of 4 August 2020 regarding the proposed closure of the northern extent of Weaver Avenue (north of Craig Street), Richmond and subsequently considered the matters raised. Following such consideration the Council resolve to proceed with closure of the road, and;
  - (b) The land subject to the road closure be sold and the proceeds used for a beneficial community purpose(s).
  - (c) The land be excluded from the classification of Community Land upon conversion of it from open to closed road.

- (d) SA Power Networks (SAPN) be advised that Council wishes SAPN to relocate its infrastructure from the land upon which it sits at the northern end of Weaver Avenue and that necessary funding (of approximately \$55,000 plus GST) be provided by Council to facilitate this removal. The funding be "reimbursed"/credited following sale of the land.
- (e) A further report be provided to Council following the receipt of advice from the Surveyor-General, prior to any further action being taken by the Administration in regard to this matter.

**CARRIED**

**17.5 Waiver of Land Management Agreement at 3 Alexander Court, Novar Gardens**

This report sought Council's endorsement, as a party to a Land Management Agreement (LMA), to waive the Owner's Obligations of the LMA for a lightweight tubular fence at 3 Alexander Court, Novar Gardens.

**RECOMMENDATION**

It is recommended to Council that it waives the Owners Obligations of the Land Management Agreement (dealing number 8282652) relating to a tubular fence proposed at 3 Alexander Court, Novar Gardens.

**RESOLUTION**

Moved: Cr Graham Nitschke  
Seconded: Cr Elisabeth Papanikolaou  
That the recommendation be adopted.

**CARRIED**

**17.6 2020 Local Government Association Annual General Meeting - Proposed Items of Business**

This report sought proposed items of business to the 2020 Local Government Association Annual General Meeting to be held on Thursday 29 October 2020 at the Adelaide Town Hall.

**RECOMMENDATION**

It is recommended to Council that:

- 1. The report be received.

Or

- 2. .... be submitted to the Local Government Association as a proposed item of business.

**RESOLUTION**

Moved: Cr Surender Pal  
Seconded: Cr Simon Tsiaparis  
That the report be received.

**CARRIED**

**17.7 Call for Nominations for Local Government Association President and Greater Adelaide Regional Organisation of Councils Member**

**8.20pm** Mayor Michael Coxon declared a perceived conflict of interest in this item as he wishes to be nominated as Greater Adelaide Regional Organisation of Councils Member and left the Chamber for discussion and vote.

As Mayor Michael Coxon, Presiding Member, left the meeting for the discussion and vote on the item, Cr John Woodward as Deputy Mayor, assumed the Chair as Presiding Member for the conduct of this item.

The Local Government Association invited Council to submit nominations for the position of Local Government Association President and one (1) nomination for a position on the West Regional Grouping of the Greater Adelaide Regional Organisation of Councils.

**RECOMMENDATION(S)**

It is recommended to Council that:

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

And/Or

- 2. Mayor/Cr.....be nominated for the position of Local Government Association President.

Or

- 3. The report be received.

**RESOLUTION**

Moved: Cr Surender Pal

Seconded: Cr Graham Nitschke

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

**CARRIED**

**8.22pm** Mayor Michael Coxon returned to the meeting and assumed the Chair.

**17.8 Nominations sought for the Local Government Finance Authority Board of Trustees**

**8.23pm** Mr Terry Buss, Chief Executive Officer, declared a material conflict of interest in this item as he wishes to be nominated to the Local Government Finance Authority Board of Trustees and left the meeting for the discussion on the item.

This report sought nominations to the Local Government Finance Authority Board of Trustees.

**RECOMMENDATION**

It is recommended to Council that:

..... be nominated for the Local Government Finance Authority Board of Trustees.

Or

The report be received.



**RESOLUTION**

Moved: Cr Kym McKay

Seconded: Cr Graham Nitschke

That Terry Buss, City of West Torrens Chief Executive Officer, be nominated for the Local Government Finance Authority Board of Trustees.

**CARRIED**

**8.25pm** Terry Buss returned to the meeting.

**17.9 Nominations sought for the State Bushfire Coordination Committee**

This report sought nominations to the State Bushfire Coordination Committee.

**RECOMMENDATION**

It is recommended to Council that:

- 1. Cr..... be nominated for the State Bushfire Coordination Committee.

Or

- 2. This report be received.

**RESOLUTION**

Moved: Cr Graham Nitschke

Seconded: Cr Kym McKay

That the report be received.

**CARRIED**

**17.10 Nominations sought for the SA Flood Warning Consultative Committee**

This report sought nominations to the SA Flood Warning Consultative Committee.

**RECOMMENDATION**

It is recommended to Council that Mr Andrew King or ..... be nominated for the SA Flood Warning Consultative Committee.

**RESOLUTION**

Moved: Cr Brandon Reynolds

Seconded: Cr Simon Tsiaparis

That Andrew King, City of West Torrens Coordinator Engineering Services, be nominated for the SA Flood Warning Consultative Committee.

**CARRIED**

### **17.11 Amazone Tower Legal Advice - Confidential Order Review**

This report presented the annual review of the confidential order applied to report *Item 21.1 - Amazone Tower Legal Advice* at the 6 August 2019 Meeting of Council 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 s91(9)(a), having reviewed the confidentiality order made on 6 August 2019, pursuant to 91(7) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential *Item 21.1 - Amazone Tower Legal Advice*, Council orders that report *Item 21.1 - Amazone Tower Legal Advice*, the Minutes arising, attachments and any associated documentation presented to the 6 August 2019 meeting of Council, continues to be retained in confidence in accordance with Section 90(3)(h) and (i) 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 relates to the threat of litigation against Council and the Council's consideration of related legal advice.
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 Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

**CARRIED**

### **17.12 Information Services Security Audit - Confidential Order Review**

This report presented the annual review of the confidential order applied to report *Item 10.1 - Information Services Security Audit* at the 17 October 2016 Meeting of Audit and Risk Committee 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 s91(9)(a), having reviewed the confidentiality order made on 17 October 2016 meeting of the Audit and Risk Committee and reviewed at Council's 3 October 2017, 18 September 2018 and 6 August 2019 meetings, pursuant to 91(7) and 91(7)(b) of the *Local Government Act 1999*, in respect of confidential *Item 10.1 - Information Services Security Audit*, Council orders that report *Item 10.1 - Information Services Security Audit*, the Minutes arising, and any associated documentation presented to the 17 October 2016 meeting of the Audit and Risk Committee, continues to be retained in confidence in accordance with section 90(3)(e) of the *Local Government Act 1999*, and not be available for public inspection for a further 12 month period, on the basis that the report deals with matters affecting the security of Council as the information related to an audit of the level of vulnerability within Council's public internet perimeter and disclosure would severely expose and subsequently compromise the security of information contained in Council's information technology networks to the detriment of both Council and the public and, as such, is contrary to the public interest.

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 Surender Pal

That the recommendation be adopted.

**CARRIED**

### 18 LOCAL GOVERNMENT BUSINESS

Nil

### 19 MEMBER'S BOOKSHELF

Nil

### 20 CORRESPONDENCE

Discussion took place in relation to the correspondence items to be received and the Presiding Member, Mayor Michael Coxon, ruled that each correspondence item would be dealt with separately as follows:

#### 20.1 New Providers of DPTI Road Maintenance Services

Correspondence was received from the Executive Director Road and Marine Services of the Department of Planning, Transport and Infrastructure, Emma Kokar, regarding the new providers of DPTI road maintenance services.

### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the correspondence be received.

**CARRIED**

#### 20.2 Value of LGA Membership for the City of West Torrens

Correspondence was received from the President of the Local Government Association SA, Mayor Sam Telfer, regarding value of the 2019 LGA membership for the City of West Torrens.

### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Daniel Huggett

That the correspondence be received.

**CARRIED**

### 20.3 Removal of vegetation at Priceline Stadium

Correspondence was received from the Chief Executive Office of Netball SA, Bronwyn Klei, acknowledging Council's letter dated 13 July 2020 in relation to the removal of vegetation at Priceline Stadium.

#### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the correspondence be received.

**CARRIED**

### 20.4 New Planning System is Live

Correspondence was received from the Chair of the State Planning Commission, Michael Lennon, announcing that South Australia's new planning system covering the state's outback and rural areas has been implemented and is now live as of 31 July 2020.

#### RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Daniel Huggett

That the correspondence be received.

**CARRIED**

## 21 CONFIDENTIAL

### 21.1 Appointment of Members to the Brown Hill and Keswick Creeks Stormwater Board

#### Reason for Confidentiality

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

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

#### RECOMMENDATION

It is recommended to Council that:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, Council orders, that the public, with the exception of the Chief Executive Officer, members of the Executive and Management Teams in attendance at the meeting, and meeting secretariat staff, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 21.1 - Appointment of Members to the Brown Hill and Keswick Creeks Stormwater Board, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3)(a) because 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. At the completion of the confidential session the meeting be re-opened to the public.

**RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Cindy O'Rielly

That the recommendation be adopted.

**CARRIED**

**8.38pm** the meeting moved into Confidence and the confidential session commenced.

**Council also resolved that:**

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999*, Council orders that the information considered by the Council in confidence under Section 90(3)(a) and contained in:

- a) confidential report Item 21.1 Appointment of Members to the Brown Hill and Keswick Creeks Stormwater Board and the Minutes arising

be kept confidential and not available for public inspection until such time as the appointment process for Board Members to the Brown Hill and Keswick Creeks Stormwater Board is finalised and applicants have been advised of the outcome of the process; and

- b) attachments and any associated documentation

be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, or until the conclusion of the term of appointment for the relevant Board member to the Brown Hill and Keswick Creeks Stormwater Board, 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. 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*.

**8.54pm** the Confidential session closed and the meeting reopened to the public.

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

**22 MEETING CLOSE**

The Presiding Member declared the meeting closed at 8.55pm.

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## 1 MEETING OPENED

The Presiding Member declared the meeting open at 7.23pm.

## 2 PRESENT

### Council Members:

Cr S Tsiaparis (Presiding Member)

Mayor M Coxon

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

### Officers:

Mr T Buss (Chief Executive Officer)

Ms P Koritsa (General Manager Business and Community Services)

Mr B Ross (General Manager Corporate and Regulatory)

Mr A Catinari (General Manager Urban Services)

Ms S Curran (Manager Strategy and Business)

Ms H Bateman (Manager City Development)

## 3 APOLOGIES

### Apologies

#### Committee Member:

Cr David Wilton

## RECOMMENDATION

That the apologies be received.

## COMMITTEE RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

## 4 DISCLOSURE STATEMENTS

Nil

## 5 CONFIRMATION OF MINUTES

### RECOMMENDATION

That the Minutes of the meeting of the City Services and Climate Adaptation Standing Committee held on 3 March 2020 be confirmed as a true and correct record.

### COMMITTEE RESOLUTION

Moved: Cr George Vlahos  
Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

**CARRIED**

## 6 COMMUNICATION BY THE CHAIRPERSON

Nil

## 7 QUESTIONS WITH NOTICE

Nil

## 8 QUESTIONS WITHOUT NOTICE

Nil

## 9 MOTIONS WITH NOTICE

Nil

## 10 MOTIONS WITHOUT NOTICE

Nil

## 11 CITY SERVICES AND CLIMATE ADAPTATION REPORTS

### 11.1 Planning Reform - Local Design Review Scheme - Response to Draft Scheme

The *Planning, Development and Infrastructure Act 2016* (the Act) enabled South Australia's new planning system to place greater emphasis on high-quality design. One of the ways it will do this is by creating more opportunities to participate in Design Review under a new Local Design Review Scheme (the Scheme) prior to the lodgement of a development application.

### RECOMMENDATION

The Committee recommends to Council that the feedback contained in **Attachment 1** of the Agenda report be approved and submitted to the Office for Design and Architecture South Australia (ODASA) as Council's response to the draft Local Design Review Scheme.



**COMMITTEE RESOLUTION**

Moved: Cr Kym McKay

Seconded: Cr Surender Pal

That the recommendation be adopted.

**CARRIED**

**11.2 AdaptWest in Action - Program Update**

This report provided an update on *AdaptWest in Action*, a climate adaptation program being implemented across the Western Adelaide Region in partnership with the Cities of Charles Sturt and Port Adelaide Enfield.

**RECOMMENDATION**

The Committee recommends to Council that the report be received.

**COMMITTEE RESOLUTION**

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

**CARRIED**

**11.3 Regulatory Services Activity Report**

This report provided information on the activities of the Regulatory Services Department for the twelve months to 30 June 2020.

**RECOMMENDATION**

The Committee recommends to Council that the report be received.

**COMMITTEE RESOLUTION**

Moved: Cr Surender Pal

Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

**11.4 Service Centre Activities Report**

This report provided information on Service Centre activities for the fourth quarter of the 2019/20 financial year.

**RECOMMENDATION**

The Committee recommends to Council that the report is received.

**COMMITTEE RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**11.5 Community Services Activities Report - June/July 2020**

This report detailed the activities of the Community Services Department for June and July 2020.

**RECOMMENDATION**

The Committee recommends to Council that the Community Services Activities Report - June and July 2020 be received.

**COMMITTEE RESOLUTION**

Moved: Cr Graham Nitschke

Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

**CARRIED**

**11.6 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 Dominic Mugavin

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

**CARRIED**

**12 MEETING CLOSE**

The Presiding Member declared the meeting closed at 7.33pm.