

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

and the public gallery via electronic platform

on

TUESDAY, 2 NOVEMBER 2021

at 7.00pm

Terry Buss PSM
Chief Executive Officer

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.04pm.

1.1 Acknowledgement of Country

The Presiding Member called for the Acknowledgment of Country to be read out by Cr Jassmine 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 advised the meeting was being livestreamed 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'Rielley, D Wilton, A McKay, J Wood, B Reynolds

Officers:

| | |
|------------------|--|
| Mr T Buss | (Chief Executive Officer) |
| Ms C Luya | (General Manager Business and Community Services - Acting) |
| Mr P Della | (General Manager Corporate and Regulatory) |
| Mr A Catinari | (General Manager Urban Services) |
| Ms H Bateman | (Manager City Development) |
| Mr D Ottanelli | (Manager City Property) |
| Mr J Ielasi | (Manager City Assets) |
| Ms L Gilmartin | (Manager Financial Services) |
| Ms R Butterfield | (Manager Regulatory Services) |

3 APOLOGIES

Apologies

Officer:

Ms P Koritsa (General Manager Business and Community Services)

4 DISCLOSURE STATEMENT

Nil

5 CONFIRMATION OF MINUTES**RECOMMENDATION**

That the Minutes of the meeting of the Council held on 19 October 2021 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr Surender Pal
Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

Further to his Mayor's Report, Mayor Coxon advised that the Diwali Festival had commenced on Tuesday 2 November 2021 with the official opening of Diwali Day being held on Thursday 4 November 2021. Mayor Coxon wished all members of the community a happy Diwali Festival and Diwali Day.

Cr Graham Nitschke requested further information in relation to the meeting with representatives from the Torrensville Bowling Club, along with members of the Administration, on Thursday 21 October 2021. Mayor Coxon explained that several meetings had taken place since the Council resolution on 16 March 2021 to commence discussions with stakeholders impacted by the upgrade of North South Corridor works and the purpose of this meeting was to find a resolution that would meet the needs of the Torrensville Bowling Club membership. A range of possibilities were discussed including the possible co-location to the Lockleys Bowling Club, which would allow the Torrensville Bowling Club to maintain their identity while utilising the facilities at the Lockleys Bowling Club.

Cr Anne McKay requested further information in relation to the meeting with local residents from Camden Park on Friday 29 October 2021 and queried if there were any issues or concerns raised that would be of interest to herself or Cr David Wilton. Mayor Coxon explained that the meeting had been postponed since its inclusion in the Mayor's Report, and that the matter was an ongoing one, and he undertook to keep the Morphett Ward Councillors informed.

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Jassmine Wood
Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Elisabeth Papanikolaou advised of her attendance at the Torrens to Darlington Community Reference Group (Southern Tunnel) meeting on Wednesday 20 October 2021; and Adelaide Omonia Cobras 2021 Senior Awards Night held on Friday 22 October 2021 at the Cyprus Community Centre, along with Cr/s John Woodward and Simon Tsiaparis.

Cr Surender Pal advised of his attendance at the Karwa Chauth Festival held on Sunday 24 October 2021 at Omni Function Centre, Hindmarsh which he organised with Indian priest, Pandit Ravi Dutt Sharma. Cr Pal also noted that the Diwali Festival had commenced and that the official Diwali Day would be celebrated on Thursday 4 November 2021.

Cr Kym McKay advised that he met with residents of Wilford Avenue, Underdale to discuss their concerns about the parking restrictions at the Western end of Wilford Avenue and that he was also approached by residents of West Street, Torrensville who expressed concern in regard to the parking restrictions recently put in place. Cr McKay also noted that he spent several hours identifying and reporting potential trip hazards via Council's CityWatch reporting tool.

Cr Simon Tsiaparis advised of his attendance at the Netley Kindergarten Governing Council meeting on Monday 1 November 2021.

Cr Graham Nitschke advised of his attendance at the following:

- Information session organised by Luigi Rossi to discuss an alternative Torrens to Darlington plan, held at Thebarton Community Centre on Tuesday 12 October 2021;
- A Street Corner Meeting with Mile End residents and the Manager City Assets to discuss the planned 8 storey development at 4-10 Railway Terrace, Mile End on Wednesday 13 October 2021;
- Save Helen Mayo Park Picnic Rally organised by the Adelaide Parklands Association which included speeches by Cr/s Anne Moran and Phillip Martin of the City of Adelaide, Robert Simms MLC, Dr Jane Lomax-Smith AM and the Labor candidate for Adelaide, Lucy Hood, on Sunday 17 October 2021. Cr Nitschke advised that the matter would not only affect Helen Mayo Park but potentially part of the West Park Lands, which are often enjoyed by City of West Torrens residents;
- Torrens to Darlington Community Reference Group meeting held by the Department for Infrastructure and Transport on Thursday 21 October 2021;
- City Advancement and Prosperity General Committee Meeting on Tuesday 26 October 2021; and
- National Trust of South Australia, Planning Beyond Tomorrow Forum at UniSA on Saturday 30 October 2021.

Cr Nitschke also advised that the West Gallery Thebarton at 32 West Thebarton Road, Thebarton would be closing after 6 years and their final exhibition would be held on Thursday 4 November 2021, featuring *LOCAL AND PARTICULAR* by local artist Michal Klivanek. Cr Nitschke expressed commiserations to Margie and Jane of West Gallery Thebarton and thanked them for providing six wonderful years of art to the community.

Mayor Michael Coxon requested further information in relation to the street corner meeting with Mile End residents held on Wednesday 13 October 2021. Cr Nitschke advised that the plans for the proposed development had been released to the public and that he had provided feedback on these to the Manager City Development. Cr Nitschke advised that the residents would continue to identify issues of concern and provide feedback to State Commission Assessment Panel (SCAP). Mayor Coxon advised that the Manager City Assets had been undertaking a traffic study in the area and queried if the results of the study had been released. Cr Nitschke stated that a meeting would be held in the next few days to discuss the matter.

Mayor Coxon also requested further information in relation to the Torrens to Darlington Community Reference Group meeting on Thursday 21 October 2021, specifically the discussion and concern that community feedback would be requested following the release of the Final Reference Plan Design. Cr Nitschke elaborated on the matter.

Cr Daniel Huggett advised that he met with the Hon. Tom Koutsantonis MP, along with Cr Kym McKay, regarding the proposed rezoning at Pierson Street, Lockleys and thanked the Hon. Tom Koutsantonis MP, Cr Kym McKay as well as the Administration for their assistance, and also Lockleys residents for providing feedback. Cr Huggett also expressed concern regarding the level of traffic congestion on Hardys Road and Ashwin Parade and advised that he would seek to investigate potential methods of improving traffic management in that area.

RESOLUTION

Moved: Cr Anne McKay

Seconded: Cr Jassmine Wood

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 Jassmine Wood

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

7.25pm the meeting adjourned into Committee.

8.13pm 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 Daniel Huggett.

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 2 November 2021 be adopted.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

8.14pm Cr Daniel Huggett returned to the meeting.

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

12.1 City Advancement and Prosperity General Committee Meeting

8.15pm Mayor Michael Coxon declared a perceived conflict of interest in this item specifically Committee Item 8.4 - Community Grants - June 2021 to October 2021 as his partner is the public officer of the Hong Kong Cultural Association of South Australia and point i) of the recommendation in Item 8.4 - Community Grants - June 2021 to October 2021 related to a grant application of \$5,000 to the Hong Kong Cultural Association of South Australia toward the cost of an AGM/Cultural event that will be held in the City of West Torrens. Mayor Coxon left the meeting for the discussion and vote.

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

RECOMMENDATION

That the Minutes of the City Advancement and Prosperity General Committee held on 26 October 2021 be noted and the recommendations adopted.

Cr Graham Nitschke declared a perceived conflict of interest in this item specifically Committee Item 8.4 - Community Grants - June 2021 to October 2021 as he is a member of the West Torrens Historical Society, and participated in the discussion and vote on the item.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

CARRIED

Cr Graham Nitschke voted in favour of the motion moved by Cr George Vlahos and seconded by Cr Elisabeth Papanikolaou.

8.16pm Mayor Michael Coxon returned to the meeting and assumed the Chair.

12.2 Chief Executive Officer's Performance Review General Committee Meeting

RECOMMENDATION

That the Minutes of the Chief Executive Officer's Performance Review General Committee held on 21 October 2021 be noted and the recommendations adopted.

The Presiding Member advised that the adoption of the Chief Executive Officer's Performance Review General Committee Recommendations would be considered following consideration of Confidential Council Item 21.2 - Chief Executive Officer's Performance - 2021.

13 QUESTIONS WITH NOTICE

13.1 Increase of Height Limits at Glandore via use of Section 76 of the Planning Act

Question:

Can the Chief Executive Officer please advise if certain amendments to the Planning and Design Code were validly made in relation to 8 properties at Anzac Highway, Glandore whereby the permissible building height levels of the properties were increased from 3 levels to 8 levels pursuant to Section 76 of the Planning, Development and Infrastructure Act?

Answer:

While it is reasonable to assume that the delegate who exercised powers of behalf of the Minister has done so pursuant to valid delegations of power, what has become evident is that the use of Section 76, in this particular instance, to correct an error in the Planning and Design Code (Code) is somewhat questionable. If the Code policy was originally introduced in error, the statutory public consultation process in respect of the 8 Anzac Highway properties was therefore flawed such that the use of the Section 76 amendment process in this instance was inappropriate.

Two rounds of public consultation between October 2019 and February 2020 and then November 2020 to December 2020 indicated the 8 affected properties were depicted as having a TNV maximum building height of 3 storeys and 12.5 metres and on 19 March 2021 upon revocation of Council's Development Plan and the operation of the Code across metropolitan Adelaide, the TNV incorporating a maximum building height of 3 levels and 12.5 metres was adopted for the 8 affected properties.

Accordingly, this was consistent with the version of the Code that had been the subject of two rounds of formal public consultation and to now change this would require a Code amendment which, among other things, requires extensive agency and community consultation as required by both Section 73 of the Act and Practice Direction 2. Section 76 of the Act is a simpler amendment process available to the Minister to make "minor or operational" amendments to the Code and this process involves no consultation but is understandably limited in terms of the circumstances when it may be used including when an amendment is required to correct an error. An 'error' is a mistake, something that was not intended, something that is incorrect or inaccurate.

Of the information available, including the two rounds of public consultation that occurred prior to the Code being introduced on 19 March 2021, it is reasonable to assume that the permissible maximum building levels (3) and building height (12.5 metres) was intended for the 8 affected Anzac Highway properties and therefore, it is not unreasonable to assume that the use of Section 76 of the Act to Code amend those maximum height metrics was inappropriate.

14 QUESTIONS WITHOUT NOTICE

Questions were asked and responses provided by the Administration.

15 MOTIONS WITH NOTICE

Nil

16 MOTIONS WITHOUT NOTICE**16.1 Reducing congestion and cut-through traffic on local roads****RESOLUTION**

Moved: Cr George Vlahos

Seconded: Cr Anne McKay

That the Administration write to the Department for Infrastructure and Transport stating that notwithstanding the fact that South Road is a priority road, they need to allocate more green time to roads going east-west such as Richmond Road, Sir Donald Bradman Drive, Henley Beach Road, Ashwin Parade and West Thebarton Road, in an attempt to reduce the congestion along these roads which is resulting in "rat running" in local side streets causing concern to local residents about the volume of traffic.

CARRIED

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER**17.1 Financial Statements - Year Ending 30 June 2021**

This report presented the audited financial statements of the Council for the year ended 30 June 2021.

RECOMMENDATION

It is recommended to Council that the Chief Executive Officer and Principal Member be authorised to certify the annual financial statements for 2020/21 in their final form pursuant to the requirements of Regulation 14(g) of the *Local Government (Financial Management) Regulations 2011*.

RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Brandon Reynolds

That the recommendation be adopted.

CARRIED

17.2 Mendelson Foundation - Financial Statements for the Year Ended 30 June 2021

The report represented the audited financial statements of the Mendelson Foundation for the year ended 30 June 2021.

RECOMMENDATION

It is recommended to Council that the audited financial statements of the Mendelson Foundation for the year ended 30 June 2021 be received.

RESOLUTION

Moved: Cr David Wilton

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

17.3 Budget versus Actual - Year Ended 30 June 2021

The budget was reviewed in this report for the year ended 30 June 2021 pursuant to the requirements of Regulation 10 of the *Local Government (Financial Management) Regulations 2011*.

RECOMMENDATION

It is recommended to Council that the report on the budget for the year ended 30 June 2021, made pursuant to the requirements of Regulation 10 of the *Local Government (Financial Management) Regulations 2011*, be received.

8.36pm Cr Brandon Reynolds left the meeting.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

17.4 Weslo Request for New Lease - Confidential Order Review

This report presented the annual review of the confidential order applied to confidential report Item 21.1 - Weslo - Request for New Lease, at the 17 November 2020 Meeting of Council in accordance with the provisions of Section 91(9)(a) of the *Local Government Act 1999*.

RECOMMENDATION

It is recommended to Council that:

1. In accordance with s91(9)(a), having reviewed the confidentiality order made on 17 November 2020, in respect of report Item 21.1 - Weslo - Request for New Lease, Council orders that the confidential Agenda report, the Minutes arising, attachments and any associated documentation, continue to be retained in confidence in accordance with Section 90(3)(b)(i) and (b)(ii) of the *Local Government Act 1999*, and not be available for public inspection for a further 12 month period on the basis that it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible outcome to the lease dispute with Weslo Holdings Pty Ltd. In addition, Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in this circumstance because the disclosure of Council's commercial position may severely prejudice Council's ability to satisfactorily resolve the lease dispute with Weslo Holdings Pty Ltd and consequently, Council considers the disclosure of this information would, on balance, be contrary to the public interest.
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 George Vlahos

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

8.37pm Cr Brandon Reynolds returned to the meeting.

CARRIED

18 LOCAL GOVERNMENT BUSINESS

Nil

19 MEMBER'S BOOKSHELF

- South Australian Ombudsman's 2020-21 Annual Report
- BDO Audit Completion Report Year Ended 30 June 2021

RECOMMENDATION

That the additions to Members' bookshelf be noted.

RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

20 CORRESPONDENCE

20.1 City of West Torrens Draft Public Health Plan 2021 - 2026

Correspondence was received from the Minister for Health and Wellbeing, the Hon. Stephen Wade MLC, regarding the draft City of West Torrens Public Health Plan 2021 - 2026.

20.2 Preparation of a Regional Plan for Greater Adelaide

Correspondence was received from the Chair of the State Planning Commission, Helen Dyer, regarding the State Planning Commission's intention to formally commence the preparation of a Regional Plan for Greater Adelaide.

20.3 North-South Corridor Torrens to Darlington Project

Correspondence was received from the Torrens to Darlington Engagement Team of the Department for Infrastructure and Transport, regarding the acquisition of council land for the Torrens to Darlington Project.

20.4 Torrens to Darlington (T2D) Project and ongoing engagement with Council

Correspondence was received from the Chief Executive of the Department for Infrastructure and Transport, Tony Braxton-Smith, regarding the Torrens to Darlington Project and ongoing engagement with Council.

Cr/s John Woodward, Graham Nitschke, Dominic Mugavin, Anne McKay, Kym McKay, Elisabeth Papanikolaou and Mayor Michael Coxon commented on the potential impacts that the North-South Corridor project would have on residents, businesses, community groups and Council facilities along South Road.

20.5 Injury Crash Concerns at Local Street Intersections with Main Roads

Correspondence was received from the Chief Executive of the Department for Infrastructure and Transport, Tony Braxton-Smith, acknowledging Council's letter dated 14 October 2021 in relation to Injury Crash Concerns at Local Street Intersections with Main Roads.

Cr John Woodward commented on the matter and suggested that Council implement its own signage at intersections of concern.

20.6 2021-22 Open Space Grant Program Funding

Correspondence was received from the Deputy Premier, Attorney-General and Minister for Planning and Local Government, the Hon. Vickie Chapman MP, advising that Council was successful in receiving funding through the 2021-22 Open Space Grant Program.

Cr John Woodward thanked the State Government for providing funding toward the upgrade of Kesmond Reserve. Cr Dominic Mugavin commented on the Henley Beach Road Master Plan.

RECOMMENDATION

That the correspondence be received.

MOTION

Moved: Cr Jassmine Wood

Seconded: Cr George Vlahos

That the recommendation be adopted.

The Presiding Member tabled correspondence received from the Deputy Premier, Attorney-General and Minister for Planning and Local Government, the Hon. Vickie Chapman MP, acknowledging Council's letter dated 15 September 2021 regarding the Private Proponent Code Amendment at 25 Pierson Street, Lockleys.

RESOLUTION

Moved: Cr Jassmine Wood

Seconded: Cr George Vlahos

That the correspondence report be received with the inclusion of the letter from the Deputy Premier, Attorney-General and Minister for Planning and Local Government, the Hon. Vickie Chapman MP, acknowledging Council's letter dated 15 September 2021 regarding the Private Proponent Code Amendment at 25 Pierson Street, Lockleys, be received.

CARRIED

21 CONFIDENTIAL

21.1 Weslo Holdings Pty Ltd request for rent and other relief - Update

Reason for Confidentiality

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

- (b)(i) information the disclosure of which - could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council.
- (b)(ii) information the disclosure of which - would, on balance, be contrary to the public interest.

Prior to moving into Confidence, the Presiding Member advised the virtual attendees that the public portion of the Council meeting livestream would be locked during the discussion and consideration of the Confidential Report Items 21.1 - Weslo Holdings Pty Ltd request for rent and other relief - Update and 21.2 - Chief Executive Officer's Performance - 2021.

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 - Weslo Holdings Pty Ltd request for rent and other relief - Update, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3)(b)(i) and (b)(ii) because it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible outcome to the lease dispute with Weslo Holdings Pty Ltd. In addition, Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to satisfactorily resolve the lease dispute with Weslo Holdings Pty Ltd and consequently, Council considers the disclosure of this information would, on balance, be contrary to the public interest.
2. At the completion of the confidential session the meeting be re-opened to the public.

RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Jassmine Wood

That the recommendation be adopted.

CARRIED

9.05pm 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*, the Council orders that the Item 21.1 - Weslo Holdings Pty Ltd request for rent and other relief - Update, the Minutes arising, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(3)(b)(i) and (b)(ii), be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, on the basis that it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible outcome to the lease dispute with Weslo Holdings Pty Ltd. In addition, Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to satisfactorily resolve the lease dispute with Weslo Holdings Pty Ltd and consequently, Council considers the disclosure of this information would, on balance, be contrary to the public interest.
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*.

9.12pm the Confidential session for Item 21.1 - . Weslo Holdings Pty Ltd request for rent and other relief - Update closed.

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

21.2 Chief Executive Officer's Performance - 2021**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 21.2 - Chief Executive Officer's Performance - 2021, 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 matter relates to the negotiations and details of the contractual employment arrangements of an employee and disclosure may breach a duty of confidence owed to the employee and result in the unreasonable disclosure of information concerning the personal affairs of the employee.
2. At the completion of the confidential session the meeting be re-opened to the public.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

9.13pm 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*, the Council orders that the Item 21.2 - Chief Executive Officer's Performance - 2021 ,the Minutes arising, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(3)(a), be kept confidential and not available for public inspection for a period of 6 months from the date of this meeting, on the basis that the matter relates to the negotiations and details of the contractual employment arrangements of an employee and disclosure may breach a duty of confidence owed to the employee and result in the unreasonable disclosure of information concerning the personal affairs of the employee.
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*.

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

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

21.2.1 Council Item 12.2 Adoption of Chief Executive Officer's Performance Review General Committee Meeting Recommendations for Consideration at this Point of the Meeting**RECOMMENDATION**

That the Minutes of the Chief Executive Officer's Performance Review General Committee held on 21 October 2021 be noted and the recommendations adopted.

Deputy Mayor Jassmine Wood personally thanked the Chief Executive Officer, Terry Buss, for his hard work and professionalism over the past two years.

Cr Kym McKay thanked the Chief Executive Officer, Terry Buss, and Acting Chief Executive Officer, Angelo Catinari, for their efforts and leadership of the Council over the past two years.

RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 9.25pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.26pm.

2 PRESENT

Council Members:

Cr D Mugavin (Presiding Member)

Mayor M Coxon

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, 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 C Luya | (General Manager Business and Community Services - Acting) |
| Mr P Della | (General Manager Corporate and Regulatory) |
| Mr A Catinari | (General Manager Urban Services) |
| Ms H Bateman | (Manager City Development) |
| Mr D Ottanelli | (Manager City Property) |
| Mr J Ielasi | (Manager City Assets) |
| Ms L Gilmartin | (Manager Financial Services) |
| Ms R Butterfield | (Manager Regulatory Services) |

3 APOLOGIES

Apologies

Officer:

Ms P Koritsa (General Manager Business and Community Services)

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 5 October 2021 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

The Presiding Member noted that the United Nations Climate Change Conference (COP26) summit was currently being held in Glasgow, Scotland, United Kingdom from 31 October 2021 to 12 November 2021, and that the issues raised would be of importance to the City of West Torrens when considering the future impacts of climate change.

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 AdaptWest in Action - November 2021 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 AdaptWest in Action report be received.

COMMITTEE RESOLUTION

Moved: Cr Jassmine Wood

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

CARRIED

11.2 Endorsement of Local Area Traffic Management Plan for Cowandilla, Hilton, Richmond, Parts of Torrensville and Mile End

Cr George Vlahos declared a perceived conflict of interest in this item as he owns a property in Bagot Avenue, Mile End however due to the public interest in the matter, Cr Vlahos advised that he would remain in the meeting for the discussion and vote.

This report provided Council with a report detailing the Local Area Traffic Management (LATM) investigations that have been undertaken in Precinct 12 and 16, which consist of Cowandilla, Richmond, Hilton and parts of Torrensville and Mile End; and to seek approval to progress the work, including notification of the proposals in the LATM report to the stakeholders in the study areas.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. Council endorse the LATM Plan and its recommended road works for Precinct 12 and 16, which consist of Cowandilla, Richmond, Hilton and parts of Torrensville and Mile End.
2. Notification of the scheme endorsement by Council be provided to properties in the study areas with information on the report.
3. Funds to be allocated within the Council's 2022/2023 budget for the commencement of traffic control device installation as part of the LATM road works recommendation.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

Cr George Vlahos voted in favour of the motion moved by Cr George Vlahos and seconded by Cr Cindy O'Rielley.

11.3 Regulatory Services Activity Report

This report provided information on the activities of the Regulatory Services Department for the three months to 30 September 2021.

RECOMMENDATION

The Committee recommends to Council that Regulatory Services Activity Report be received.

The General Manager Corporate and Regulatory, Paul Della, advised that the Parking Reviews table on page 53 of the Agenda, lists incorrect figures for the Upheld Parking Reviews and Total received for the 1 July to 30 September 2021 period currently presented as 2082 and 2291 respectively, with the percentages of 90.88% and 9.123%, however these figures should be presented as 151 and 360 respectively with the percentages of 41.944% and 58.056%. The first sentence under the Discussion heading was also amended from: "Below details are the total of 2,291 parking expiation notices issued in the September quarter." to "Below details are the total of 360 parking expiation notices issued in the September quarter."

COMMITTEE RESOLUTION

Moved: Cr Daniel Huggett

Seconded: Cr Surender Pal

That the recommendation be adopted.

8.03pm Mayor Michael Coxon left the meeting.

CARRIED

8.05pm Cr Daniel Huggett left the meeting.

11.4 Community Services Activity Report - October 2021

This report detailed the activities of the Community Services Department for October 2021.

RECOMMENDATION

The Committee recommends to Council that the Community Services Activity Report - October 2021 be received.

COMMITTEE RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

11.5 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 Graham Nitschke

Seconded: Cr John Woodward

That the recommendation be adopted.

8.06pm Mayor Michael Coxon returned to the meeting.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.12pm.