

CITY OF WEST TORRENS



MINUTES

of the

CITY FACILITIES AND WASTE RECOVERY GENERAL COMMITTEE

Members: Councillor K McKay (Presiding Member), Mayor M Coxon,
Councillors: D Huggett, D Mugavin, C O'Rielly, B Reynolds, J Woodward, S Pal, A McKay

of the

CITY OF WEST TORRENS

held in the George Robertson Room, Civic Centre
165 Sir Donald Bradman Drive, Hilton

and the public gallery via electronic platform

on

TUESDAY, 22 MARCH 2022
at 6.00pm

Angelo Catinari
Chief Executive Officer (Acting)

City of West Torrens Disclaimer

Please note that the contents of this Committee Minutes have yet to be considered by Council and Committee recommendations may be altered or changed by the Council in the process of making the formal Council decision.

Index

1	Meeting Opened	1
	1.1 Evacuation Procedures	
	1.2 Electronic Platform Meeting	
2	Present	1
3	Apologies	1
4	Disclosure Statements	1
5	Confirmation of Minutes	2
6	Communication by the Chairperson	2
7	Outstanding Reports / Actions	2
8	Reports of the Chief Executive Officer	2
	8.1 Waste Management Activity Report	2
	8.2 Proposal for New Community Shed within West Torrens	3
	8.3 Proposed Dog Park (River Torrens Linear Park) - Update.....	3
	8.4 Lockleys Oval - Update	4
	8.5 Licence Agreements for New Sporting Club Facilities - Update.....	4
	8.6 Request for Grant of Licence - Adelaide Village Band - Mellor Park Community Building	6
	8.7 Peake Gardens Riverside Tennis Club Upgrade - Update.....	6
	8.8 Apex Park and River Torrens Breakout Creek Upgrades - Update.....	7
	8.9 Kesmond Reserve Upgrade - Update.....	7
9	Other Business	7
10	Confidential	8
	10.1 Torrens to Darlington (T2D) Project update and Impacts to Council Facilities (Thebarton Oval and Kings Reserve Precinct)	8
11	Next Meeting	9
12	Meeting Close	9

1 MEETING OPENED

The Presiding Member declared the meeting open at 6.00pm.

1.1 Evacuation Procedures

The evacuation procedures were read out to the gallery by the General Manager Corporate and Regulatory Services.

1.2 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

Committee Members:

Cr K McKay (Presiding Member)

Mayor M Coxon

Councillors: D Huggett, D Mugavin, C O'Rielley, B Reynolds, J Woodward, S Pal, A McKay

Officers:

Mr A Catinari (Deputy Chief Executive Officer)

Mr P Della (General Manager Corporate and Regulatory Services)

Mr D Ottanelli (Manager City Property)

Ms R Butterfield (Manager Regulatory Services)

Mr N Teoh (Team Leader Waste Management)

Mr S Watson (Senior Property Assets Advisor)

Officers in attendance via electronic platform:

Mr T Buss (Chief Executive Officer)

Ms C Luya (Manager Community Services)

3 APOLOGIES

Nil

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES**RECOMMENDATION**

That the Minutes of the meeting of the City Facilities and Waste Recovery General Committee held on 23 November 2021 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

The Presiding Member acknowledged the attendance of the Chief Executive Officer, Terry Buss, via the electronic platform and the presence of Mr Noel Sage in the public gallery.

7 OUTSTANDING REPORTS / ACTIONS

Nil

8 REPORTS OF THE CHIEF EXECUTIVE OFFICER**8.1 Waste Management Activity Report**

This report provided information on waste management activities undertaken between November 2021 and February 2022.

RECOMMENDATION

The Committee recommends to Council that the report be received.

COMMITTEE RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

8.2 Proposal for New Community Shed within West Torrens

This report presented information regarding the potential to establish or to expand a community shed within the City of West Torrens.

RECOMMENDATION

The Committee recommends to Council that the report be noted.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

8.3 Proposed Dog Park (River Torrens Linear Park) - Update

This report provided Committee Members with an update in regard to a dog park which Council seeks to establish on land owned by the Crown on the southern bank of the River Torrens Linear Park, near the northern end of Hayward Avenue and West Street, Torrensville.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The Administration conduct a public consultation/notification process with nearby businesses, residents and stakeholders to determine whether there are any significant objections to the establishment of the proposed dog park in the proposed location.
2. Should there be no adverse comment received during the period of public consultation, Council enter into the proposed licence agreement with the Minister/Department for Environment and Water for designated land within the River Torrens Linear Park (near the northern end of Hayward Avenue and West Street, Torrensville). The licence area is to be used as a dog park for a term of 10 years (commencing on the date of issue) at a fee of \$1pa plus GST payable on demand.
3. The Mayor and Chief Executive Officer be authorised to sign and/or seal any documentation to give effect to the grant of licence.

COMMITTEE RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

8.4 Lockleys Oval - Update

This report provided Members with a status update in regard to various activities and upgrades at Lockleys Oval.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The report be noted.
2. The new location of the baseball training facility, as proposed within this report, be endorsed, subject to the necessary Development Application, period of community consultation and the Site Licence provided by Department Environment and Water, (DEW). The Mayor and Chief Executive Officer to sign and/or seal any documentation to give effect to the grant of licence with DEW.
3. The cost of the acoustic report required in order to progress the Development Application for the variation to hours of operation at the Lockleys Sporting Facility - bar, kitchen and function rooms is shared between Council (50 per cent of the cost) and the Clubs who seek the variation of hours (50 per cent of the cost).

COMMITTEE RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Daniel Huggett

That the recommendation be adopted.

CARRIED

8.5 Licence Agreements for New Sporting Club Facilities - Update

This report provided Committee Members with an update regarding the grant of new licence agreements at Council's new/upgraded sporting facilities.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The Lockleys Football Club be advised that the Committee **accept/not accept** the alternative rental/licence fee offer it has submitted, i.e. a commencing licence fee of \$3,900pa plus GST and outgoings. The licence fee to increase on each anniversary of the commencement date (1 October 2021) during the licence term as follows:
 - From 1 October 2022 - \$4,095 pa plus GST and outgoings
 - From 1 October 2023 - \$4,300 pa plus GST and outgoings
 - From 1 October 2024 - \$4,515 pa plus GST and outgoings
 - From 1 October 2025 - \$4,740 pa plus GST and outgoings
2. The Licence Agreements for other sporting clubs that were discussed within the report (Item 8.2) at the Committee's meeting of 28 September 2021 (and where the licence fees were determined in a similar fashion to the Lockleys Football Club), **be/not be** amended in accordance with the reduced licence fee now applicable to the Lockleys Football Club.

COMMITTEE RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Dominic Mugavin

That:

1. The Lockleys Football Club be advised that the Committee **accept** the alternative rental/licence fee offer it has submitted, i.e. a commencing licence fee of \$3,900pa plus GST and outgoings. The licence fee to increase on each anniversary of the commencement date (1 October 2021) during the licence term as follows:
 - From 1 October 2022 - \$4,095 pa plus GST and outgoings
 - From 1 October 2023 - \$4,300 pa plus GST and outgoings
 - From 1 October 2024 - \$4,515 pa plus GST and outgoings
 - From 1 October 2025 - \$4,740 pa plus GST and outgoings
2. The Licence Agreements for other sporting clubs that were discussed within the report (Item 8.2) at the Committee's meeting of 28 September 2021 (and where the licence fees were determined in a similar fashion to the Lockleys Football Club), **be** amended in accordance with the reduced licence fee now applicable to the Lockleys Football Club.

Discussion took place in relation to the motion, specifically the alternative rental/licence fee offer submitted by Lockleys Football Club. Cr Brandon Reynolds then sought to amend the motion and change his initial recommendation for Point 1 from accept to not accept and for Point 2 from be to not be. The seconder, Cr Dominic Mugavin, agreed to this change and accordingly the motion was amended.

COMMITTEE RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Dominic Mugavin

That:

1. The Lockleys Football Club be advised that Council does not accept the alternative rental/licence fee offer it has submitted, i.e. a commencing licence fee of \$3,900pa plus GST and outgoings. The licence fee to increase on each anniversary of the commencement date (1 October 2021) during the licence term as follows:
 - From 1 October 2022 - \$4,095 pa plus GST and outgoings
 - From 1 October 2023 - \$4,300 pa plus GST and outgoings
 - From 1 October 2024 - \$4,515 pa plus GST and outgoings
 - From 1 October 2025 - \$4,740 pa plus GST and outgoings
2. The Licence Agreements for other sporting clubs that were discussed within the report (Item 8.2) at the Committee's meeting of 28 September 2021 (and where the licence fees were determined in a similar fashion to the Lockleys Football Club), not be amended in accordance with the reduced licence fee now applicable to the Lockleys Football Club.

CARRIED

8.6 Request for Grant of Licence - Adelaide Village Band - Mellor Park Community Building

The Adelaide Village Band wrote to Council seeking a licence for use of the "Mellor Park Community Building" on the western side of Mellor Park Reserve.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The Adelaide Village Band Inc be granted a licence for use of the former Lockleys Senior Citizens Building on the western side of the Mellor Park reserve at Lockleys, for approximately 2 hours per week (including the storage of related ancillary items) for a period of 5 years from 8 April 2022 until 7 April 2027, or in the event that the group's incorporation has not been processed at time, for a period of 5 years commencing on the date of incorporation. The licence fee to be \$10pa plus GST payable on demand.
2. The Mayor and Chief Executive Officer to sign and/or seal any documentation to give effect to the grant of licence.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

CARRIED

8.7 Peake Gardens Riverside Tennis Club Upgrade - Update

This report provided Members with an update in regard to the Peake Gardens Riverside Tennis Club project at Peake Gardens Reserve, Marleston.

RECOMMENDATION

The Committee recommends to Council that the report be noted.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

8.8 Apex Park and River Torrens Breakout Creek Upgrades - Update

This report provided Members with a status update in regard to the upgrade at Apex Park and River Torrens - Breakout Creek (Stage 3), West Beach.

RECOMMENDATION

The Committee recommends to Council that the report be noted.

COMMITTEE RESOLUTION

Moved: Cr Brandon Reynolds

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

8.9 Kesmond Reserve Upgrade - Update

This report provided information to Members on matters relating to the redevelopment and upgrade of the facilities and open space located at Kesmond Reserve, Keswick.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. The report be noted.
2. A period of public consultation to be undertaken following the receipt of in-principle agreement of the Masterplan by stakeholders and pre-lodgement advice on the proposed new community facility.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

9 OTHER BUSINESS

Mayor Michael Coxon advised the Committee that Ex-Councillor Garth Palmer was currently quite unwell and that Council had him in their thoughts and prayers for a speedy recovery.

10 CONFIDENTIAL

10.1 Torrens to Darlington (T2D) Project update and Impacts to Council Facilities (Thebarton Oval and Kings Reserve Precinct)

Reason for Confidentiality

The Committee is satisfied that, pursuant to Section 90(3)(b)(i),(d)(i) and (j)(i) 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.
- (d)(i) commercial information of a confidential nature (not being a trade secret) the disclosure of which - could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party.
- (j)(i) information the disclosure of which - would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the Council, or a person engaged by the Council).

Prior to moving into Confidence, the Presiding Member advised the virtual attendees that the public portion of the Committee meeting livestream was declared closed at 7.02pm with the virtual meeting locked and all virtual attendees removed from the electronic meeting platform.

RECOMMENDATION

It is recommended to City Facilities and Waste Recovery General Committee that:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, the Committee 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 10.1 - Torrens to Darlington (T2D) Project update and Impacts to Council Facilities (Thebarton Oval and Kings Reserve Precinct), attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3)(b)(i),(d)(i) and (j)(i) because it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible outcome for the benefit of the Council and the community in regard to matters dealing with the Torrens to Darlington (T2D) Project. Council will also be considering information the disclosure of which could reasonably be expected to breach duty of confidence owed to the Department of Infrastructure and Transport. Therefore, Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in this circumstance.
2. At the completion of the confidential session the meeting be re-opened to the public.

COMMITTEE RESOLUTION

Moved: Cr Daniel Huggett

Seconded: Cr Anne McKay

That the recommendation be adopted.

7.03pm the meeting moved into Confidence and the Confidential session commenced.

The Committee also resolved that:

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999*, the City Facilities and Waste Recovery General Committee orders that the Item 10.1 - Torrens to Darlington (T2D) Project update and Impacts to Council Facilities (Thebarton Oval and Kings Reserve Precinct) ,the Minutes arising, attachments and any associated documentation, having been considered by the City Facilities and Waste Recovery General Committee in confidence under Section 90(3)(b)(i),(d)(i) and (j)(i), 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 for the benefit of the Council and the community in regard to matters dealing with the Torrens to Darlington (T2D) Project. Council will also be considering information the disclosure of which could reasonably be expected to breach duty of confidence owed to the Department of Infrastructure and Transport. Therefore, Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in this circumstance.
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*.

7.42pm the Confidential session closed.

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

11 NEXT MEETING

24 May 2022, 6.00pm in the Mayor's Reception Room.

12 MEETING CLOSE

The Presiding Member declared the public portion of the meeting closed at 7.02pm and the confidential session closed at 7.42pm.