

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 Mugavin, G Vlahos, B Reynolds, J Woodward, S Pal, A McKay

of the

CITY OF WEST TORRENS

held in the Mayor's Reception Room, Civic Centre
165 Sir Donald Bradman Drive, Hilton

on

TUESDAY, 26 MARCH 2019
at 6.00pm

Terry Buss PSM
Chief Executive Officer

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.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 6.02pm.

1.1 Evacuation Procedure

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

2 PRESENT

Committee Members:

Cr K McKay (Presiding Member)

Mayor M Coxon

Councillors: D Mugavin, G Vlahos, B Reynolds, J Woodward, S Pal, A McKay

Officers:

Mr T Buss	(Chief Executive Officer)
Mr A Catinari	(General Manager Urban Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr J Ielasi	(Manager City Assets)
Mr D Ottanelli	(Manager City Property)
Mr S Watson	(Senior Property Assets Advisor)
Ms R Butterfield	(Manager Regulatory Services)
Mr N Teoh	(Team Leader Waste Management)

In attendance:

Cr E Papanikolaou

Cr C O'Rielley

Mr Matt Hueppauff (Hilton RSL Sub Branch)

Ms Anna Pope Department of Environment, Waster and Natural Resources
(Heritage SA)

Mr Stuart Burns Department of Environment, Waster and Natural Resources
(Crown Lands)

3 APOLOGIES

Lateness

Committee Members:

Mayor Michael Coxon (7.32pm)

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

4 DISCLOSURE STATEMENTS

The following disclosures of interest were made:

Item	Type of Conflict	Elected Member
Committee Item 8.3 Weigall Oval Masterplan and Facilities Upgrade - Update	Material	Cr Kym McKay
Committee Item 8.4 Apex Park, Lockleys Oval and Mellor Park - Update	Perceived	Cr Kym McKay
Committee Item 8.3 Weigall Oval Masterplan and Facilities Upgrade - Update	Perceived	Cr John Woodward

5 CONFIRMATION OF MINUTES

Nil

6 COMMUNICATION BY THE CHAIRPERSON

Presiding Member welcomed Committee members and staff to the first meeting of the City Facilities and Waste Recovery General Committee.

7 OUTSTANDING REPORTS / ACTIONS

Nil

8 REPORTS OF THE CHIEF EXECUTIVE OFFICER

8.1 Cummins House - Update

This report provided Committee Members' with an update of the Cummins House property.

RECOMMENDATION

The Committee recommends to Council that the report be noted.

The Chief Executive Officer advised representatives from the Department of Environment and Water are in attendance to discuss the possible future options for Cummins House and as the information to be received, discussed or considered is confidential in nature, specifically on the basis of the provisions of Section 90(3) (j)(i) and (j)(ii) of the *Local Government Act 1999*, the information should be received, discussed or considered in confidence as requested by the Public Official until such time as matters are finalised and Council has considered its position.

MOTION

Moved: Cr George Vlahos

Seconded: Cr John Woodward

That:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, 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, meeting secretariat staff, Cr/s Cindy O'Rielley and Elisabeth Papanikolaou, and Ms Anna Pope and Mr Stuart Burns of Department of Environment, Water and Natural Resources, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the City Facilities and Waste Recovery General Committee Item 8.1 Cummins House - Update, specifically on the basis of the provisions of Section 90(3) (j)(i) and (j)(ii) because the disclosure of this information as requested could materially impact on negotiations between the parties and as such the request by the Public Official to maintain confidence is required to be upheld until such times as matters are finalised and Council has considered its position.
2. At the completion of the confidential session the meeting be re-opened to the public.

CARRIED

6.08pm the meeting moved into Confidence and the Confidential session commenced.

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 Item 8.1 Cummins House - Update, 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)(j)(i) and (j)(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 the disclosure of this information as requested could materially impact on negotiations between the parties and as such the request by the Public Official to maintain confidence is required to be upheld until such times as matters are finalised and Council has considered its position.
2. Committee 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*.

6.38pm the Confidential session closed and the meeting reopened to the public.

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

8.2 Camden Oval Masterplan and Facilities Upgrade - Update

This report provided Committee Members' with an update on the Camden Oval Masterplan and Facilities upgrade.

RECOMMENDATION

The Committee recommends to Council that the report be received

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

8.3 Weigall Oval Masterplan and Facilities Upgrade - Update

Cr John Woodward declared a perceived conflict of interest in this item as his children play for the Cobra Soccer Club and participated in the discussion and vote.

Cr Kym McKay declared a material conflict of interest in this item specifically relating to tenders submitted for further works as part of the Weigall Oval redevelopment as his employer has submitted a tender. Given that submitted tenders will be discussed and considered later in the evening in confidence following item 10.1 Kerbside Waste and Recycling Collection Contract - Offer to Extend, he remained in the meeting and participated in the discussion and vote for this part of item 8.3.

This report provided Committee Members with an update on the Weigall Oval Masterplan and Facilities upgrade project.

RECOMMENDATION

The Committee recommends to Council that:

1. The report be received; and
2. The options identified within this report regarding traffic safety along Birdwood Terrace be implemented by the Administration.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

The Presiding Member advised discussion on the submitted tenders for the Weigall Oval redevelopment will be considered in confidence following item 10.1 Kerbside Waste and Recycling Collection Contract - Offer to Extend.

8.4 Apex Park, Lockleys Oval and Mellor Park - Update

Cr Kym McKay declared a perceived conflict of interest in this item as his employer was awarded the tender and is undertaking works on the Lockleys Oval redevelopment, he remained in the meeting and participated in the discussion and vote.

This report provided Committee Members with an update on the Apex Park, Lockleys Oval and Mellor Park upgrades.

RECOMMENDATION

The Committee recommends to Council that:

1. The Administration continue to investigate opportunities to relocate the West Torrens Pigeon Club from Lockleys Oval to alternative facilities within the City of West Torrens and that a future report be provided to this Committee detailing the outcome of those investigations.
2. The Administration undertake any necessary procedures to enable demolition of the former Scouts log cabin clubroom building, located in the south-western corner of Apex Park, to occur.

Or

1. The Administration advise the West Torrens Pigeon Club that it is unable to assist it in its endeavours to secure suitable alternate accommodation within the City of West Torrens.
2. The Administration undertake any necessary procedures to enable demolition of the former Scouts log cabin clubroom building, located in the south-western corner of Apex Park, to occur.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Dominic Mugavin

That:

1. The Administration continue to investigate opportunities to relocate the West Torrens Pigeon Club from Lockleys Oval to alternative facilities within the City of West Torrens and that a future report be provided to this Committee detailing the outcome of those investigations.
2. The Administration undertake any necessary procedures to enable demolition of the former Scouts log cabin clubroom building, located in the south-western corner of Apex Park, to occur.

CARRIED

Cr/s Kym McKay voted in favour of the motion moved by Cr George Vlahos and seconded by Cr Dominic Mugavin.

8.5 Hilton RSL - Update on Potential Relocation

This report provided Committee Members' with an update of the proposed relocation of the Hilton RSL from the current location of 147 Sir Donald Bradman Drive, Hilton to 173-187 Sir Donald Bradman Drive, Cowandilla.

RECOMMENDATION

The Committee recommends to Council that:

1. The Administration continue to further progress Option 2 as detailed in the Agenda report for the proposed relocation of the Hilton RSL from the current location of 147 Sir Donald Bradman Drive, Hilton to 173-187 Sir Donald Bradman Drive, Cowandilla.
2. A detailed design be developed with improved budget project costs and a report be brought back to this Committee once this work is finalised.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

8.6 Plympton Community Centre Upgrade

This report sought the Committee's consideration for a proposed upgrade of the Plympton Community Centre at Long Street, Plympton.

RECOMMENDATION

The Committee recommends to Council that the proposed project budget allocations be referred to 2019/2020 budget deliberations to commence a staged program of works to the Plympton Community Centre.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Dominic Mugavin

That the proposed project budget allocations be referred to 2020/2021 budget deliberations to commence a staged program of works to the Plympton Community Centre.

CARRIED

8.7 Waste Management Activity Report

This report provided information on the activities of the Waste Management Department for January and February 2019.

RECOMMENDATION

The Committee recommends to Council that the report be received.

COMMITTEE RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr George Vlahos

That the recommendation be adopted.

CARRIED

9 OTHER BUSINESS

9.1 Weekly Green Bin Collection Trial

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Anne McKay

That the City Facilities and Waste Recovery General Committee is provided with a proposal to consider the trial of a weekly Green bin collection for a period of up to 12 months in a small location or suburb in West Torrens. The trial would not change the collection cycle for Red or Yellow bins. Also, that West Torrens investigate the potential of State Government funding to assist with the cost of a trial.

7.32pm Mayor Michael Coxon entered the meeting.

The motion was Put and the vote was tied.

No decision was made.

The Presiding Member only has a deliberate vote, not a casting vote.

The Chief Executive Officer advised as a decision on the matter could not be made, the motion will be referred to the 2 April 2019 meeting of Council for a decision.

9.2 Trial with Shopping Centre(s) to provide more options to sort recycled material

Cr John Woodward gave notice of his intention to move the following motion:

Motion

That the City Facilities and Waste Recovery General Committee is provided with a proposal to consider a trial with shopping centre(s) for a period of up to 12 months to provide more options to sort recycled material at source and to improve the quality of the recycled material. E.g. being able to separate paper, cans, plastic and glass at source. Also, that West Torrens investigate the potential of State Government funding to assist with the cost of a trial.

Cr John Woodward sought and was granted leave to amend the wording of his motion.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Anne McKay

That the City Facilities and Waste Recovery General Committee is provided with a proposal as part of an education program to consider a trial with shopping centre(s) and Council Collection points for a period of up to 12 months to provide more options to sort recycled material at source and to improve the quality of the recycled material. E.g. being able to separate paper, cans, plastic and glass at source. Also, that West Torrens investigate the potential of State Government funding to assist with the cost of a trial.

AMENDMENT

Moved: Mayor Michael Coxon

Seconder: Cr Brandon Reynolds

That subject Council undertake a trial at Council impacted collection points to provide more options to sort recycled material at source and to improve the quality of the recycled material. E.g. being able to separate paper, cans, plastic and glass at source.

Discussion took place on the motion and Committee members suggested that the first part of the motion be reworded to clarify that the intent of the motion was to provide a proposal to consider a trial. The mover, Mayor Michael Coxon, and seconder, Cr Brandon Reynolds, consented to the change and accordingly, the motion was changed as follow:

Varied Amendment

That the City Facilities and Waste Recovery General Committee is provided with a proposal to consider a trial at Council impacted collection points to provide more options to sort recycled material at source and to improve the quality of the recycled material. E.g. being able to separate paper, cans, plastic and glass at source.

The varied amendment was Put and Carried and on becoming the motion was **CARRIED**

10 CONFIDENTIAL

10.1 Kerbside Waste and Recycling Collection Contract - Offer to Extend

Reason for Confidentiality

The Committee 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.

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*, 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, meeting secretariat staff and Cr/s Cindy O'Rielley and Elisabeth Papanikolaou, 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 Kerbside Waste and Recycling Collection Contract - Offer to Extend, 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 price for the waste and recycling contract. In addition, Council considers the disclosure of this information would, on balance, be contrary to the public interest because the disclosure of Council's commercial position may severely prejudice Council's ability to secure the best possible outcome for the waste and recycling contract for the benefit of the Council and its community.
2. At the completion of the confidential session the meeting be re-opened to the public.

COMMITTEE RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

8.05pm the meeting moved into Confidence and the Confidential session commenced.

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 Kerbside Waste and Recycling Collection Contract - Offer to Extend, 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) 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 price for the waste and recycling contract. In addition, Council considers the disclosure of this information would, on balance, be contrary to the public interest because the disclosure of Council's commercial position may severely prejudice Council's ability to secure the best possible outcome for the waste and recycling contract for the benefit of the Council and its community.
2. Committee 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*.

8.19pm the Confidential session closed and the meeting reopened to the public.

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

10.2 Item 8.3 Weigall Oval Masterplan and Facilities Upgrade - Update

8.21pm *As this item related to discussion on tenders for the Weigall Oval redevelopment, Cr Kym McKay, declared a material conflict of interest on the basis that his employer submitted a tender for the contract and left the meeting for the discussion and vote on the item.*

As Cr Kym McKay, Presiding Member, left the meeting for the discussion and vote on the item, Cr Dominic Mugavin as Deputy Presiding Member, assumed the Chair for the conduct of this item.

MOTION

Moved: Cr John Woodward

Seconded: Cr George Vlahos

That:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, 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, meeting secretariat staff and Cr/s Cindy O'Rielley and Elisabeth Papanikolaou, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information relating to Item 8.3 Weigall Oval Masterplan and Facilities Upgrade - Update, specifically on the basis of the provisions of Section 90(3)(k) because the information to be received, discussed or considered in relation to this agenda item is information relating to the tenders received for the carrying out of works related to Stage 2, 2a, 3, 3a and 3b of Weigall Oval redevelopment.
2. At the completion of the confidential session the meeting be re-opened to the public.

CARRIED

8.22pm the meeting moved into Confidence and the Confidential session commenced.

8.29pm *After hearing the initial discussion on the matter, Cr Anne McKay declared a perceived conflict of interest in this item as her husband, Cr Kym McKay, works for an employer who submitted a tender for the Weigall Oval redevelopment contract and left the meeting for the discussion and vote on the item.*

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 information received, discussed or considered relating to the tenders received for the carrying out of works related to Stage 2, 2a, 3, 3a and 3b of Weigall Oval redevelopment be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting or until Council formally executes contracts for the tender.
2. Committee 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*.

CARRIED

8.44pm the Confidential session closed and the meeting reopened to the public.

8.45pm Cr Anne McKay returned to the meeting.

8.45pm Cr Kym McKay returned to the meeting and assumed the Chair.

11 NEXT MEETING

28 May 2019, 6.00pm in the Mayor's Reception Room.

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.46pm.