

CITY OF WEST TORRENS



MINUTES

of the

Council Meeting

of the

CITY OF WEST TORRENS

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

on

TUESDAY, 29 NOVEMBER 2022

at 7.00pm

Terry Buss PSM
Chief Executive Officer

Index

1	Meeting Opened	1
2	Present	1
3	Apologies	1
4	Disclosure Statements	2
5	Confirmation of Minutes.....	2
6	Mayors Report.....	2
7	Elected Members Reports	4
8	Petitions	4
9	Deputations.....	4
10	Adoption of General Committee Recommendations.....	4
	10.1 Chief Executive Officer's Performance Review General Committee Meeting.....	4
11	Questions with Notice	4
12	Questions without Notice.....	4
13	Motions with Notice	4
14	Motions without Notice.....	5
15	Reports of the Chief Executive Officer.....	5
	15.1 Results of the 2022 City of West Torrens Periodic Elections	5
	15.2 Council Meeting Schedule.....	6
	15.3 Summary of Lapsed Motions 2018-2022.....	6
	15.4 Council Policy - Elected Members Allowances, Facilities, Support and Benefits.....	7
16	Local Government Business.....	8
17	Member's Bookshelf	8
18	Correspondence	8
19	Confidential	8
20	Meeting Close	8

1 MEETING OPENED

The Presiding Member declared the meeting open at 7.42pm.

1.1 Acknowledgement of Country

The Presiding Member called for the Acknowledgment of Country to be read out by Cr Kym McKay.

"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."

7.43pm Cr Graham Nitschke entered the meeting.

1.2 Evacuation Procedures

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

1.3 Meeting Livestream

The Presiding Member advised that the meeting was being livestreamed for the benefit of the public via a Zoom link 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, Z Papafilopoulos, G Nitschke (7.43pm), S Pal, S Whiting, C O'Rielly, G Demetriou, A McKay, S Comrie

Officers:

Mr T Buss	(Chief Executive Officer)
Mr A Catinari	(Deputy Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr P Della	(General Manager Corporate and Regulatory Services)
Ms L Johnson	(Management Lead - LG Reform and Integrity)

In attendance:

Superintendent S Dinning (Officer in Charge, Western District - SAPOL)

3 APOLOGIES

Apologies

Council Members:

Cr Jassmine Wood

Cr Lana Gelonese

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 1 November 2022 and Minutes of the meeting of the Special Council held on 8 November 2022 be confirmed as a true and correct record.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

CARRIED

6 MAYORS REPORT

Mayor Michael Coxon extended his congratulations to the Councillors for their successful election and their investiture to the City of West Torrens. He also extended a warm welcome to the family members and guests who were present in the Gallery.

Mayor Coxon made special mention of Cr George Demetriou as being the eldest statesman in Australian Local Government History, recognised the service of the returning Councillors and extended a welcome to those beginning their first term on Council.

Mayor Coxon read out the following statement:

"Tonight Members you have made a very serious commitment and have been invested to serve the City of West Torrens. Now I would like to reference the higher principles of your office according to the Local Government Act 1999. Some of these higher principles are as follows:

Council Members in South Australia have a commitment to serve the best interests of the people within the community they represent and to discharge their duties conscientiously to the best of their ability and for public, not private, benefit at all times.

Council Members will work together constructively as a Council and will uphold the values of honesty, integrity, accountability and transparency and in turn, foster community confidence and trust in Local Government as representatives of open, responsible and accountable Government.

Council Members are committed to considering all relevant information and opinions giving each due weight in line with Council's community consultation obligations. In the performance of your role, Council Members will take account of the diverse current and future needs of the local community in decision making, provide leadership and promote the interests of the Council.

Council Members will make every endeavour to ensure that they have current knowledge of both statutory requirements and best practice relevant to their positions. All Councils are expected to provide training and education opportunities that will assist Members to meet these responsibilities.

Council Members will comply with the legislative requirements of their role and will abide by this Code of Conduct. Robust debate within councils that is conducted in a respectful manner is not a breach of this.

Council Members must comply with all Council policies, codes and resolutions, deal with information received in their capacity as Council Members in a responsible manner and endeavour to provide accurate information to the Council and to the public at all times.

You also have a very important relationship with the Administration. You must not bully or harass Council staff. You must direct all of your requests for information from the Council administration to the Council's Chief Executive Officer or nominated delegates. You must direct all requests for work or actions by Council staff to the Council, Council's Chief Executive Officer or nominated delegates. You must refrain from directing or influencing Council staff with respect to the way these employees perform their duties.

Finally, looking ahead to the next four years, our community will have expectations that we must endeavour to fulfil.

Firstly we must continue and further ramp up our response to climate change; this is critical.

Secondly, we must further address our relationship and reconciliation with our First Nations people, the Kaurna people, the traditional custodians of the land we enjoy and meet on.

Next, we must continue to engage with all of our community productively, noting that we have, arguably, the most multicultural community in the world in West Torrens. We have over 60,000 residents from more than 110 countries.

Finally, we must continue to uphold our mantra as a City with one of the lowest average residential rates in South Australia. We must keep our rates low and affordable and manage our spending carefully while supporting our community.

I am confident that together we can do this and together we will make this City better for all."

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Elisabeth Papanikolaou advised that she attended the 84th Birthday Celebration for former Keswick Ward Councillor, John Pilkington on Sunday 20 November 2022, and that Mayor Coxon was also present.

RESOLUTION

Moved: Cr Cindy O'Rielley

Seconded: Cr Anne McKay

That the reports from Members be noted.

CARRIED

8 PETITIONS

Nil

9 DEPUTATIONS

Nil

10 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

10.1 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 20 October 2022 be noted and the recommendations adopted.

RESOLUTION

Moved: Cr Cindy O'Rielley

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

11 QUESTIONS WITH NOTICE

Nil

12 QUESTIONS WITHOUT NOTICE

Nil

13 MOTIONS WITH NOTICE

Nil

14 MOTIONS WITHOUT NOTICE

Nil

15 REPORTS OF THE CHIEF EXECUTIVE OFFICER

15.1 Results of the 2022 City of West Torrens Periodic Elections

This report presented the outcomes of the City of West Torrens 2022 Periodic Local Government Elections.

Mayor Vacancies 1

COXON, Michael Stuart **Elected Unopposed**

Councillor for Keswick Ward Vacancies 2

WOODWARD, John **Elected 1**

PAPANIKOLAOU, Elisabeth **Elected 2**

Councillor for Hilton Ward Vacancies 2

WHITING, Sam **Elected 1**

O'RIELLEY, Cindy **Elected 2**

Councillor for Plympton Ward Vacancies 2

GELONESE, Lana **Elected 1**

PAL, Surrender **Elected 2**

Councillor for Lockleys Ward Vacancies 2

MCKAY, Kym **Elected 1**

HUGGETT, Daniel **Elected 2**

Councillor for Airport Ward Vacancies 2

WOOD, Jassmine **Elected 1**

COMRIE, Sara **Elected 2**

Councillor for Morphett Ward Vacancies 2

DEMETRIOU, George **Elected Unopposed**

MCKAY, Anne **Elected Unopposed**

Councillor for Thebarton Ward Vacancies 2

PAPAFILOPOULOS, Zoi **Elected 1**

NITSCHKE, Graham **Elected 2**

RECOMMENDATION

It is recommended to Council that the results of 2022 City of West Torrens Periodic Elections be received.

RESOLUTION

Moved: Cr Daniel Huggett

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

CARRIED

15.2 Council Meeting Schedule

This report proposed the meeting dates, times and place of Council's ordinary meetings for a four-year period commencing 1 December 2022 to the conclusion of the term of Council.

RECOMMENDATION

It is recommended to Council that:

1. Its ordinary Council Meetings, for the period 1 December 2022 to the conclusion of the term of Council, be held at 7.00pm on the third Tuesday of every month, with the exception of December of each year when it will meet on the second Tuesday of the month, in the Council Chamber, Civic Centre, 165 Sir Donald Bradman Drive, Hilton SA 5033.
2. The Chief Executive Officer, in consultation with the Mayor, be delegated the authority to vary the time, date and location of any Ordinary Council meeting to accommodate any conflicting function, event or unforeseen circumstance.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

15.3 Summary of Lapsed Motions 2018-2022

This report provided a summary of those Council motions which lapsed at the conclusion of the 2022 City of West Torrens Elections pursuant to Regulation 12(20) of the *Local Government (Procedures at Meetings) Regulations 2013*.

RECOMMENDATION

It is recommended to Council that the Summary Report on Motions which Lapsed at the Conclusion of the 2022 City of West Torrens Periodic Elections be received.

RESOLUTION

Moved: Cr Daniel Huggett

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

15.4 Council Policy - Elected Members Allowances, Facilities, Support and Benefits

This report presented the *Draft Council Policy - Elected Members Allowances, Facilities, Support and Benefits* to Council for its consideration and approval.

RECOMMENDATION

It is recommended to Council that:

1. The current *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be revoked.
2. The *Draft Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be approved.
3. Pursuant to section 78(2)(a) of the *Local Government Act 1999*, Council resolves that the provision of facilities, support and benefits contained in its *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* are necessary and/or expedient to the performance or discharge of official functions or duties by Elected Members.
4. The Chief Executive Officer be delegated authority to make amendments of a formatting and/or minor technical nature to the *Council Policy - Elected Members Allowances, Facilities, Support and Benefits*.

MOTION

Moved: Cr Kym McKay

Seconded: Cr Daniel Huggett

That consideration of Item 15.4 - Council Policy - Elected Members Allowances, Facilities, Support and Benefits, be deferred until the next meeting of Council on 13 December 2022.

The Presiding Member advised that there was a Local Government requirement for the matter to be resolved at the first meeting of Council, however the Mayor invited the Chief Executive Officer to clarify the matter. The CEO suggested that the motion could be approved and the policy reviewed at a future meeting of Council.

The mover, Cr Kym McKay and seconder, Cr Daniel Huggett, sought and were granted leave of the meeting to vary the motion to read as per the recommendation with the addition of a new dot point 5 stating that the *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be brought back to be reviewed at the 17 January 2023 meeting of Council.

Moved: Cr Kym McKay

Seconded: Cr Daniel Huggett

That:

1. The current *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be revoked.
2. The *Draft Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be approved.
3. Pursuant to section 78(2)(a) of the *Local Government Act 1999*, Council resolves that the provision of facilities, support and benefits contained in its *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* are necessary and/or expedient to the performance or discharge of official functions or duties by Elected Members.

4. The Chief Executive Officer be delegated authority to make amendments of a formatting and/or minor technical nature to the *Council Policy - Elected Members Allowances, Facilities, Support and Benefits*.
5. The *Council Policy - Elected Members Allowances, Facilities, Support and Benefits* be brought back to be reviewed at the 17 January 2023 meeting of Council.

CARRIED

16 LOCAL GOVERNMENT BUSINESS

Nil

17 MEMBER'S BOOKSHELF

Nil

18 CORRESPONDENCE

Nil

19 CONFIDENTIAL

Nil

20 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.13pm.