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, 6 SEPTEMBER 2022 at 7.00pm

Angelo Catinari Deputy Chief Executive Officer

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.02pm.

1.1 Acknowledgement of Country

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

"West Torrens City Council acknowledges that we are meeting on the traditional Country of the Kaurna 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 Kaurna 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 Kaurna people and that we are always mindful of this."

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, K McKay, D Mugavin, S Pal, C O'Rielley, D Wilton, A McKay

Officers:

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 C Luya (Manager Community Services)

Mr J Ielasi (Manager City Assets)

Ms L Gilmartin (Manager Financial Services)

3 APOLOGIES

Leave of Absence:

Council Members:

Cr Simon Tsiaparis

Cr Graham Nitschke

Apologies

Council Members:

Cr George Vlahos

Cr Jassmine Wood

Cr Daniel Huggett

Cr Brandon Reynolds

Officers:

Mr T Buss (Chief Executive Officer)

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 16 August 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

Further to the report listed in the Agenda, Mayor Michael Coxon read out an email he had received from Mr Bob Owens, Chairman of the Netley Residents Association, thanking Cr Simon Tsiaparis for the support given to the residents of Netley and his work within the community. Mayor Coxon acknowledged and thanked Cr Tsiaparis for his efforts during his 8 years of service as the Plympton Ward representative.

Cr Dominic Mugavin sought an update from Mayor Coxon on the progress of the negotiations with the Adelaide Football Club and their proposal for Thebarton Oval. Mayor Coxon gave an update on the progress, highlighting that none of the heritage items will be affected by the proposal and that all festivals and activities that take place on Kings Reserve will continue into the future. Furthermore, any new Thebarton Community Centre will be relocated to the Thebarton Oval precinct and the fencing around Thebarton Oval will be removed to provide greater access to the community.

Cr John Woodward queried the matter of car parking at Thebarton Oval. Mayor Coxon advised that the proposal would include more car parking than what is currently available.

Cr Kym McKay further added that no in/out traffic would be allowed on Meyer Street, Torrensville.

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Surender Pal Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Dominic Mugavin advised of his attendance at a tour of several sporting facilities around the Adelaide metropolitan area organised by the Administration, along with Council's Deputy Chief Executive Officer on Friday 2 September 2022. Mayor Coxon sought feedback on the facilities that were toured and how they compared to Council's existing facilities.

Cr Mugavin also advised that he would not be recontesting the seat of Thebarton Ward in the 2022 Council Elections. Mayor Coxon thanked Cr Mugavin for his service to the Council.

Cr Kym McKay advised of his attendance at the 2022 Malaya-Borneo Veterans Day Commemorative Service in the West Torrens Memorial Gardens on Friday 26 August 2022, followed by a visit to the Hilton RSL. Cr McKay noted that he was unable to take part in the tour of the sporting facilities on Friday 2 September 2022 due to work commitments. Cr McKay shared positive feedback he had received from the sporting clubs based at Lockleys Oval.

Cr Elisabeth Papanikolaou advised of her attendance at the following:

- City Advancement and Prosperity General Committee meeting on Tuesday 23 August 2022;
- Local Government Elections Candidate Briefing Session conducted by Kelledy Jones Lawyers at the Civic Centre on Thursday 25 August 2022; and
- West Adelaide Football Club vs Norwood Football Club match at Hisense Stadium on Saturday 20 August 2022, where she provided assistance at the event along with Cr Kym McKay.

Cr Surender Pal advised of his attendance at the following:

- West Adelaide Football Club vs Norwood Football Club match at Hisense Stadium on Saturday 20 August 2022;
- As one of the 7 Founding Members, launched a new association named SANSAR Inc. (South Asian Network in South Australia Region Inc.) in the presence of Mayor Coxon on Monday 22 August 2022;
- Local Government Elections Candidate Briefing Session conducted by Kelledy Jones Lawyers at the Civic Centre on Thursday 25 August 2022;
- 2022 Malaya-Borneo Veterans Day Commemorative Service in the West Torrens Memorial Gardens on Friday 26 August 2022;
- Bharathiya Hindu International Malayalee Association of South Australia (BHIMA-SA)
 ONAM 2022 Cultural Event at the Slovenian Club, Dudley Park on Saturday 27 August 2022, along with Mayor Coxon;
- A tour of several sporting facilities around the Adelaide metropolitan area on Friday
 2 September 2022; and
- The United Indians of South Australia Inc. Arts and Cultural Ganesh Festival 2022 at AFL Max on Saturday 3 September 2022, along with Mayor Coxon.

Cr Cindy O'Rielley noted her attendance at the Western Youth Centre AGM and Presentation Night on Friday 26 August 2022, along with Cr George Vlahos. Cr O'Rielley tabled a copy of the AGM report for Members' information.

Cr John Woodward thanked the Administration for organising the installation of a portable toilet at Kesmond Reserve.

8 PETITIONS

Nil

9 DEPUTATIONS

9.1 Parking Signage and Enforcement on Arthur Street, Richmond

The Presiding Member invited City of West Torrens resident, Mr Joseph Rugari, to address Council in relation to the existing parking control measures on Arthur Street, Richmond, specifically the 'no standing zone during football days and nights' signage.

7.29pm Mr Rugari commenced his Deputation.

7.34pm the time limit of five minutes in total for the deputation was reached. The Presiding Member sought for an extension of time for this deputation.

MOTION

Moved: Cr Kym McKay Seconded: Cr Cindy O'Rielley

That the time limit allocated for this deputation be extended for a further five minutes.

CARRIED

7.35pm Mr Rugari continued his Deputation.

7.38pm Mr Rugari concluded his Deputation.

The Presiding Member thanked Mr Rugari for his deputation and attendance.

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 Cindy O'Rielley Seconded: Cr Dominic Mugavin

That the recommendation be adopted.

CARRIED

7.41pm the meeting adjourned into Committee.

7.56pm 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 6 September 2022 be adopted.

RESOLUTION

Moved: Cr Dominic Mugavin Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

12.1 City Advancement and Prosperity General Committee Meeting

RECOMMENDATION

That the Minutes of the City Advancement and Prosperity General Committee held on 23 August 2022 be noted and the recommendations adopted.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

Nil

15 MOTIONS WITH NOTICE

15.1 Mayor of Kalamata Visit to West Torrens

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Anne McKay

That:

1. Council host an official reception for His Worship, the Mayor of Kalamata, Mr Athanasios Vasilopoulos and his official party at a suitable location to be determined, on Monday 24 October from 6pm to 8pm.

2. The Mayor write to Mayor Vasilopoulos to extend an official invitation to such reception.

CARRIED

16 MOTIONS WITHOUT NOTICE

Nil

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Community Grants - July 2022 - Further Information

This report presented further information on two of the community grant applications presented to the City Advancement and Prosperity General Committee held on Tuesday 23 August 2022.

RECOMMENDATION

It is recommended to Council that:

- 1. The following grants applications be approved:
 - a) Sponsorship grant of \$3,000 to Singapore Business and Social Association towards the cost of cultural event being held at Thebarton Community Centre.
 - Community Grant of \$3,000 to West Torrens Chess Club towards the cost of resources and promotional materials to increase outreach programs and membership.

RESOLUTION

Moved: Cr Surender Pal Seconded: Cr Kym McKay

That the recommendation be adopted.

17.2 Revision of the 2022/23 Budget

This report proposed a revision of the 2022/23 budget, and for this revision to be adopted by the Council.

RECOMMENDATION

It is recommended to Council that:

 Unspent funds from the 2021/22 budget totalling \$33,808,759 net of income yet to be received be incorporated in the 2022/23 budget, including unspent funds of \$3,810,979 to be held in reserves for specific purposes;

2. Reserve funds of \$150,000 be included in the 2022/23 budget to support the Thebarton Theatre Upgrade project.

RESOLUTION

Moved: Cr Kym McKay Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

17.3 Max and Bette Mendelson Scholarship Awards - 2022

The purpose of this report was to advise Council of the scholarships to be awarded under the Max and Bette Mendelson Foundation Scholarship Awards program for the 2022 year.

RECOMMENDATION

It is recommended to Council, as the Trustee, that the Max and Bette Mendelson Foundation Management Committee be granted approval to award the 2022 Max and Bette Mendelson scholarships to the applicants as outlined in the list provided separately to this report.

RESOLUTION

Moved: Cr David Wilton Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

17.4 Nominations Sought for the State Records Council

This report sought nominations to the State Records Council.

RECOMMENDATION

It is recommended to Council that:

1. The Team Leader Information Management, Ms Dianne Colls, of the City of West Torrens, be nominated to the State Records Council.

OR

The Nominations Sought for the State Records Council report be received.

RESOLUTION

Moved: Cr Dominic Mugavin Seconded: Cr Kym McKay

That the Team Leader Information Management, Ms Dianne Colls, of the City of West

Torrens, be nominated to the State Records Council.

CARRIED

17.5 Waste Expo Australia Conference 2022

8.16pm Cr Kym McKay declared a material conflict of interest in this item as he wishes to attend the Waste Expo Australia Conference 2022 and by attending will be the beneficiary of a financial benefit from the Council. Cr Kym McKay left the meeting for the discussion and vote on the item.

8.16pm Cr Anne McKay declared a perceived conflict of interest in this item as her partner, Cr Kym McKay, wishes to attend the Waste Expo Australia Conference 2022.

This report provided notice of the 2022 Waste Expo Australia Conference to be held at the Melbourne Convention and Exhibition Centre from Wednesday 26 October to Thursday 27 October 2022.

RECOMMENDATION

It is recommended to Council that:

- Expenses be reimbursed in accordance with Council policy.

OR

The report be received.

The Presiding Member noted that there was no longer a quorum as Cr Kym McKay had left the meeting in accordance with his conflict of interest declaration and a decision could not be made on the item. Following discussion with the Deputy Chief Executive Officer, Mayor Coxon determined that consideration of Item 17.5 - Waste Expo Australia Conference 2022 would be deferred to the next meeting of Council on 20 September 2022 due to the lack of a quorum. The matter was Put and supported by the Elected Members.

8.17pm Cr Kym McKay returned to the meeting.

17.6 CEO Performance Review - Appointment of Qualified Independent Person

The purpose of this report was for Council to determine the appointment of a qualified independent person to provide the required advice on the Chief Executive Officer's Performance Review as per the requirements of section 102A of the *Local Government Act* 1999.

RECOMMENDATION

It is recommended that Council determines that Mr Michael Kelledy is a person that has appropriate qualifications or experience in human resource management to be appointed as a qualified independent person to provide the required advice to Council on the performance review of the Chief Executive Officer as per the requirements of section 102A of the *Local Government Act 1999*.

RESOLUTION

Moved: Cr Kym McKay Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

17.7 Possible Acquisition of Land - Update - Confidential Order Review

This report presented the annual review of the confidential order applied to confidential report Item 21.1 - Possible Acquisition of Land - Update, at the 7 September 2021 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 Section 91(9)(a), having reviewed the confidentiality order made at the 7 September 2021 Council meeting, in respect of the confidential Agenda report relating to the possible acquisition of land, Council orders that the Item 21.1 Possible Acquisition of Land Update, 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 the information received, discussed and considered in relation to this agenda item is information, the disclosure of which could reasonably be expected to severely prejudice Council's ability to achieve the best possible outcome relating to the acquisition of the property under consideration and would, on balance, be contrary to the public interest.
- 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 Surender Pal Seconded: Cr Anne McKay

That the recommendation be adopted.

17.8 Request for rent and other relief - Weslo Holdings Pty Ltd - Confidential Order Review

This report presented the annual review of the confidential order applied to confidential report Item 21.2 - Request for rent and other relief - Weslo Holdings Pty Ltd, at the 7 September 2021 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 Sections 91(7) and 91(9) of the Local Government Act 1999 the Council orders that the Item 21.2 Request for rent and other relief Weslo Holdings Pty Ltd 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), continue to be retained in confidence and not 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.
- 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 Surender Pal Seconded: Cr David Wilton

That the recommendation be adopted.

CARRIED

17.9 Planning, Development and Infrastructure Act: Anzac Highway, Glandore - Confidential Order Review

This report presented the annual review of the confidential order applied to confidential report Item 21.3 - Planning, Development and Infrastructure Act: Anzac Highway, Glandore, at the 7 September 2021 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 Sections 91(7) and 91(9) of the Local Government Act 1999 the Council orders that the Item 21.3 Planning, Development and Infrastructure Act: Anzac Highway, Glandore, attachments and any associated documentation, but not the Minutes arising, having been considered by the Council in confidence under Section 90(3)(h), continue to be retained in confidence and not available for public inspection for a further 12 month period, on the basis that it is important to ensure that legal privilege is maintained with regard to this matter.
- 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 John Woodward

Seconded: Cr Elisabeth Papanikolaou That the recommendation be adopted.

CARRIED

18 LOCAL GOVERNMENT BUSINESS

Nil

19 MEMBER'S BOOKSHELF

 Report from the Auditor-General's Department: Management of Kerbside Waste Services

RECOMMENDATION

That the additions to Members' bookshelf be noted.

RESOLUTION

Moved: Cr Cindy O'Rielley Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

20 CORRESPONDENCE

The Presiding Member advised that following discussion with the Deputy Chief Executive Officer he wished to amend the process for the consideration of the correspondence report and sought a motion for the items of correspondence to be received, and then for Council to discuss each correspondence item separately prior to voting on the motion.

20.1 Letter of thanks to Council from the Liberty Life Church

Correspondence was received from the Pastor of the Liberty Life Church, Mr Bill Nott, expressing gratitude to the City of West Torrens for the Council Rate Rebate on the Church property.

Mayor Coxon read out the correspondence received from the Pastor of the Liberty Life Church, Mr Bill Nott, and thanked him for his kind words.

20.2 Greener Neighbourhood Grants Program

Correspondence was received from the Leader of the South Australian Liberal Party and Shadow Minister for Environment, the Hon David Speirs MP, regarding the discontinuation of the Greener Neighbourhood grants program.

20.3 Grant funding for City Shaping initiatives

Correspondence was received from the Minister for Infrastructure and Transport and Minister for Energy and Mining, the Hon Tom Koutsantonis MP, acknowledging Council's letter in relation to grant funding on a number of City Shaping initiatives.

20.4 Power Line Environment Committee - Registration of Interest for Project Proposals

Correspondence was received from the Chair of the Power Line Environment Committee, Mr Kim Steinle, regarding funding opportunities for councils throughout South Australia for the 2024-2025 financial year.

20.5 Mayors for Peace Newsletter - August 2022

Correspondence was received from the Mayors for Peace, providing the August 2022 No. 152 Newsletter.

20.6 Malaya & Borneo Veterans Day Service of Commemoration

Correspondence was received from the President of the National Malaya & Borneo Veterans Association Australia Inc. - South Australia and Northern Territory Branch, Paul Rosenzweig OAM, regarding the 2022 Malaya & Borneo Veterans Day commemoration service held on Friday 26 August 2022.

20.7 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 property acquisition timeframe for the North-South Corridor Torrens to Darlington Project.

Cr Papanikolaou sought additional information in regard to the Council-owned properties listed within the letter and the commencement of acquisition process. Cr O'Rielley sought clarification on the acquisition process and whether Council would receive further information from Department for Infrastructure and Transport (DIT) regarding the acquisition of properties. The Deputy Chief Executive Officer advised that it was his understanding that affected residents would be receiving similar letters to the one received by Council detailing information about the acquisition process.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.34pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.42pm.

2 PRESENT

Council Members:

Cr D Mugavin (Presiding Member)

Mayor M Coxon

Councillors: J Woodward, E Papanikolaou, K McKay, S Pal, C O'Rielley, D Wilton, A McKay

Officers:

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 C Luya (Manager Community Services)

Mr J Ielasi (Manager City Assets)

Ms L Gilmartin (Manager Financial Services)

3 APOLOGIES

Leave of Absence:

Council Members:

Cr Simon Tsiaparis

Cr Graham Nitschke

Apologies

Council Members:

Cr George Vlahos

Cr Jassmine Wood

Cr Daniel Huggett

Cr Brandon Reynolds

Officers:

Mr T Buss (Chief Executive Officer)

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr Anne McKay Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

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 2 August 2022 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr Anne McKay Seconded: Cr David Wilton

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 Black Spot Submission for Moss Avenue Road Closure

The purpose of this report was to update Members on Council's resolution of 14 December 2021 in relation to the Moss Avenue connection to the Galway, Grove, Moss, Tennyson, Birdwood roundabout.

RECOMMENDATION

The Committee recommends to Council that:

- 1. The report be received.
- 2. Option 2 Full Closure of Moss Avenue, be adopted as the preferred option for the upcoming Black Spot submission for the Moss Avenue road closure project.

COMMITTEE RESOLUTION

Moved: Cr Surender Pal Seconded: Cr John Woodward

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 AdaptWest in Action report be received.

COMMITTEE RESOLUTION

Moved: Mayor Michael Coxon Seconded: Cr Anne McKay

That the recommendation be adopted.

11.3 Community Services Activity Report - August 2022

This report detailed the activities of the Community Services Department for August 2022.

RECOMMENDATION

The Committee recommends to Council that the Community Services Activity Report - August 2022 be received.

COMMITTEE RESOLUTION

Moved: Cr Surender Pal Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

11.4 Urban Services Activities Report - August 2022

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 for August 2022 be received.

COMMITTEE RESOLUTION

Moved: Cr Cindy O'Rielley Seconded: Cr David Wilton

That the recommendation be adopted.

CARRIED

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 7.55pm.