

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, 4 OCTOBER 2022

at 7.00pm

Terry Buss PSM
Chief Executive Officer

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.02pm.

1.1 Acknowledgement of Country

The Presiding Member called for the Acknowledgment of Country to be read out by Cr Jasmine 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 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, D Mugavin, G Nitschke, S Pal, G Vlahos, C O'Rielley, A McKay, J Wood

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 R Butterfield	(Manager Regulatory Services)
Ms A Henshaw	(Project Officer Waste and Recycling)

3 APOLOGIES

Apologies

Council Members:

Cr David Wilton

Cr Brandon Reynolds

Leave of Absence

Council Member:

Cr Simon Tsiaparis

4 DISCLOSURE STATEMENTS

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 20 September 2022 be confirmed as a true and correct record.

MOTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

Cr John Woodward requested that an amendment be made to Council Item 17.1 - Audit General Committee Establishment noting that his conflict of interest declaration on Page 5 and Page 6 should read as 'would not be considered in the new Council term' rather than 'would be considered in the new Council term'. The mover, Cr Kym McKay and seconder, Cr Elisabeth Papanikolaou consented to the change and accordingly the Motion was changed as follows:

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Elisabeth Papanikolaou

That the Minutes of the meeting of the Council held on 20 September 2022 be confirmed as a true and correct record with an amendment to Council Item 17.1 - Audit General Committee Establishment noting that Cr John Woodward's conflict of interest declaration on Page 5 and Page 6 should read as 'would not be considered in the new Council term' rather than 'would be considered in the new Council term'.

CARRIED

6 MAYORS REPORT

RECOMMENDATION

That the Mayor's Report be noted.

RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Elisabeth Papanikolaou

That the recommendation be adopted.

CARRIED

7 ELECTED MEMBERS REPORTS

Cr Elisabeth Papanikolaou advised of her attendance at the following:

- Kastellorizian Conference Lunch sponsored by the St George Greek Orthodox Archdiocese of Australia at the Pavilion on the Park, Adelaide on Sunday 2 October 2022;
- Adelaide Omonia Cobras Soccer presentation at the Cypriot Club along with Cr Woodward and Deputy Mayor Vlahos on Friday 30 September 2022; and
- Western Business Leaders - Women in the West - Networking Event on behalf of Mayor Michael Coxon on Thursday 29 September 2022.

Cr Jassmine Wood advised of her attendance at the following:

- Northwest Junior Soccer Association's Soccer Carnival on Saturday 24 September 2022; and
- Gym West Junior Presentation Morning at Henley High School.

RESOLUTION

Moved: Cr Kym McKay

Seconded: Cr Surender Pal

That the reports from Members be noted.

CARRIED

8 PETITIONS

Nil

9 DEPUTATIONS

9.1 Adelaide Football Club Lease Proposal for the Thebarton Oval Precinct

The Presiding Member invited Torrensville residents, Dr Emma Dawes, Dr Rebecca Bilton and Mr Andrew Hamilton to address Council in relation to their concerns regarding the Adelaide Football Club lease proposal for the Thebarton Oval Precinct.

7.13pm Dr Bilton commenced the Deputation on behalf of the deputees.

7.18pm 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 Graham Nitschke

Seconded: Cr George Vlahos

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

CARRIED

7.19pm Mr Hamilton continued the Deputation on behalf of the deputees.

7.23pm Mr Hamilton concluded the Deputation on behalf of the deputees.

Following the deputation Elected Members were invited to ask questions which were responded to by the deputees.

The Presiding Member thanked Dr Dawes, Dr Bilton and Mr Hamilton for their deputation and attendance.

MOTION

Moved: Cr Graham Nitschke

Seconded: Cr Dominic Mugavin

That Council Item 16 - Motions without Notice be brought forward for consideration at this point in the meeting.

LOST

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 George Vlahos

Seconded: Cr Surrender Pal

That the recommendation be adopted.

CARRIED

7.49pm the meeting adjourned into Committee.

7.49pm Mayor Michael Coxon left the meeting.

8.00pm Mayor Michael Coxon returned during the Committee meeting.

8.06pm 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 4 October 2022 be adopted.

RESOLUTION

Moved: Cr Dominic Mugavin

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

CARRIED

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS

Nil

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

Questions were asked and responses provided by the Administration.

8.10pm Cr Daniel Huggett left the meeting.

15 MOTIONS WITH NOTICE

Nil

16 MOTIONS WITHOUT NOTICE**16.1 Thebarton Oval Precinct Public Consultation Extension of Time****MOTION**

Moved: Cr Dominic Mugavin

That:

1. The current consultation period, on the Thebarton Oval Precinct proposed lease agreement, is extended by 4 weeks from the date that this Motion is passed.
2. Information on the proposed lease is made available in Italian and Greek, and submissions made in those languages are accepted and incorporated into the feedback.
3. Council administration ensures the community has an opportunity to give feedback face-to-face, through stalls in the area or similar.

8.15pm Cr Daniel Huggett returned to the meeting.

8.18pm Cr/s Kym McKay and Jassmine Wood left the meeting.

8.19pm Cr Elisabeth Papanikolaou left the meeting.

Following discussion with the Chief Executive Officer in regard to the Motion without Notice put forward by Cr Mugavin, the Presiding Member ruled that the Motion be deferred for consideration as a Motion with Notice at the next meeting of Council on Tuesday 18 October 2022.

8.24pm Cr/s Kym McKay, Jassmine Wood and Elisabeth Papanikolaou returned to the meeting.

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Lockleys Riding Club - Request for Rent Relief

The Lockleys Riding Club wrote to Council seeking rent relief due to the inability of its members to access and use the riding arena in the north-western corner of Apex Park.

RECOMMENDATION

It is recommended to Council that the Lockleys Riding Club be advised that, as Club Members are expected to be unable to access the equestrian arena in the north-western corner of Apex Park for a minimum period of 6 months (resulting from the construction works occurring in the Breakout Creek River Torrens Linear Park), Council consents to a reduction of 40% (forty percent) i.e. \$650 + GST in the licence fee payable by the Club for the 2022/2023 financial year.

RESOLUTION

Moved: Cr Jassmine Wood

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

17.2 Property and Facilities Projects - Update

This report advised Members of the current status of a number of property and facility projects and related matters, currently underway or shortly to commence.

RECOMMENDATION

It is recommended to Council that:

1. The report be noted.
- 2a. The Administration be authorised to undertake public consultation in regards to the proposed extension of operating hours of the clubrooms at Weigall Oval Sports Facility, to allow the licence holders, Adelaide Angels Baseball Club and Adelaide Omonia Cobras Soccer Club, to extend the operation of the bar, dining and function areas within the building from the current 11pm, until 1am on Friday night (Saturday 1am) and 1am on Saturday night (Sunday 1am), and also to 1am on Sunday night (Monday 1am) when the following Monday is a gazetted public holiday.
- b. Following the period of public consultation, a summary of all responses received will be submitted as part of the Development Application for the variation to the extension of the operating hours of the clubrooms.
- c. A further report will be provided to Council in early 2023 following, and summarising responses received, from this consultation and the development application process.
- 3a. The Administration be authorised to undertake public consultation in regards to the proposed new permanent crowd control perimeter fence to the senior soccer pitch at Weigall Oval Sports Facility, to allow the licence holder, Adelaide Omonia Cobras Soccer Club, to meet the requirements of the competition level (State League 1) from Football South Australia.

- b. A further report will be provided to Council following the period of public consultation in early 2023 summarising all responses received to enable the Council to give due consideration to the request.

RESOLUTION

Moved: Cr Elisabeth Papanikolaou

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

17.3 West Beach Weekly Organics Trial Results

This report outlined the outcome of the West Beach Weekly Green Waste Trial undertaken in West Beach conducted between February 2021 and January 2022.

RECOMMENDATION

It is recommended to Council that the report be received.

RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

17.4 Waste Management Activity Report

This report provided information on waste management activities undertaken between July and August 2022.

RECOMMENDATION

It is recommended to Council that the report be received.

RESOLUTION

Moved: Cr Anne McKay

Seconded: Cr John Woodward

That the recommendation be adopted.

CARRIED

17.5 Weslo Holdings Update - Confidential Order Review

This report presented the review of the confidential order applied to confidential report Item 21.1 - Weslo Holdings - Update at the 20 October 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 20 October 2020 and reviewed at Council's 19 October 2021 meeting, in respect of report Item 21.1 - Weslo Holdings - Update, 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, 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 the 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 Graham Nitschke

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

18 LOCAL GOVERNMENT BUSINESS

Nil

19 MEMBER'S BOOKSHELF

- South Australian Ombudsman's 2021-22 Annual Report
- Proposal to Initiate - Thebarton Brewery Precinct Code Amendment
- Brown Hill and Keswick Creeks Stormwater Board - 2021/22 Annual Report
- National Malaya & Borneo Veterans Association Australia Inc. SA/NT Branch - Observation Post for October 2022
- National Malaya & Borneo Veterans Association Australia Inc. SA/NT Branch -Iban Tracker Reunion

RECOMMENDATION

That the additions to Members' bookshelf be noted.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

20 CORRESPONDENCE

The Presiding Member advised that following discussion with the 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 2022 Bay to Birdwood

Correspondence was received from the Event and Entrant Coordinator of the History Trust of South Australia, Eliza Loechel, regarding the upcoming Bay to Birdwood event.

20.2 Proposal to Initiate - Thebarton Brewery Precinct Code Amendment

Correspondence was received from the Hon Nick Champion MP, Minister for Planning, regarding the approval of the Proposal to Initiate the 107 Port Road, Thebarton (Thebarton Brewery Precinct) Code Amendment.

Cr Dominic Mugavin sought clarification on the role of Council in the Code Amendment process and the exact area of the site under consideration. Cr Graham Nitschke sought clarification on the specifics regarding Lion as the Designated Entity in the Code Amendment process.

20.3 Brown Hill and Keswick Creeks Stormwater Board - Project Update

Correspondence was received from the Brown Hill and Keswick Creek Stormwater Board, providing a project update for September 2022 and the 2021/22 Annual Report.

20.4 National Malaya & Borneo Veterans Association Australia Inc. - Visit to Sarawak

Correspondence was received from the President of the National Malaya & Borneo Veterans Association Australia Inc. South Australia & Northern Territory Branch, Paul Rosenzweig OAM, regarding the visit to Sarawak.

20.5 Mayors for Peace Newsletter - September 2022

Correspondence was received from the Mayors for Peace, providing the September 2022 No. 153 Newsletter.

RECOMMENDATION

That the correspondence be received.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.56pm.

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1 MEETING OPENED

The Presiding Member declared the meeting open at 7.50pm.

2 PRESENT

Council Members:

Cr D Mugavin (Presiding Member)

Mayor M Coxon (8.00pm)

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, G Nitschke, S Pal, G Vlahos, C O'Rielly, A McKay, J Wood

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 R Butterfield (Manager Regulatory Services)

Ms A Henshaw (Project Officer Waste and Recycling)

3 APOLOGIES

Apologies

Committee Members:

Cr David Wilton

Cr Brandon Reynolds

Leave of Absence

Committee Member:

Cr Simon Tsiaparis

RECOMMENDATION

That the apologies be received.

COMMITTEE RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr George Vlahos

That the recommendation be adopted.

CARRIED

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 6 September 2022 be confirmed as a true and correct record.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

6 COMMUNICATION BY THE CHAIRPERSON

The Presiding Member advised that he intended to put forward a Motion without Notice in relation to the Adelaide Football Club Lease Proposal for the Thebarton Oval Precinct following the resumption of the Council meeting.

7 QUESTIONS WITH NOTICE

Nil

8 QUESTIONS WITHOUT NOTICE

Nil

9 MOTIONS WITH NOTICE

Nil

10 MOTIONS WITHOUT NOTICE

11 CITY SERVICES AND CLIMATE ADAPTATION REPORTS

11.1 Food Act 2021-22 Annual Report and South Australian Public Health Act 2021-22 Annual Report

This report presented to Council the work of the environmental health staff during the reporting period 1 July 2021 to 30 June 2022 pursuant to the *Food Act 2001* and *South Australian Public Health Act 2011*.

RECOMMENDATION

The Committee recommends to Council that the report be received.

COMMITTEE RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Anne McKay

That the recommendation be adopted.

CARRIED

11.2 Community Services Activity Report - September 2022

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

RECOMMENDATION

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

COMMITTEE RESOLUTION

Moved: Cr Surender Pal

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

CARRIED

11.3 Urban Services Activities Report - September 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 September 2022 be received.

COMMITTEE RESOLUTION

Moved: Cr Graham Nitschke

Seconded: Cr Kym McKay

That the recommendation be adopted.

CARRIED

8.00pm Mayor Michael Coxon entered the meeting.

12 MEETING CLOSE

The Presiding Member declared the meeting closed at 8.05pm.