



MINUTES

of

COUNCIL MEETING

held in the

COUNCIL CHAMBERS

and via electronic means through live streaming at
<https://www.youtube.com/channel/UCZxKI13S3M8n8zxKI5LFT9w>

on

MONDAY 19 SEPTEMBER 2022 AT 7PM

MINUTES
19 SEPTEMBER 2022

The Presiding Member declared the meeting open at 7:00pm.

ACKNOWLEDGEMENT OF COUNTRY

Town of Walkerville would like to acknowledge the Kurna people as the traditional custodians of the land we are meeting on today, and respect their spiritual relationship with their country.

We recognise the many generations of stewardship the Kurna people have provided to this land, and respect that their cultural heritage and beliefs are as important today as they were for their ancestors.

1. ATTENDANCE RECORD

1.1 Present

Mayor Elizabeth Fricker
Cr Rob Ashby AM
Cr MaryLou Bishop
Cr Norm Coleman OAM
Cr Stephen Furlan
Cr Jennifer Joshi
Cr James Nenke
Cr James Williams

Staff in Attendance

Acting Chief Executive Officer, Scott Reardon
Group Manager Assets & Infrastructure, James Kelly
Manager Community Development and Engagement, Fiona Deckert
Manager Finance & Information Management, Vikki Purtle
Manager, Public Relations & Customer Service, Sarah Spencer
Council Secretariat, Danielle Edwards

1.2 Apologies

Nil.

1.3 Not Present / Leave of Absence

- 1.3.1 Cr Conrad Wilkins is on a leave of absence from 21 June 2022 to end of elected term, inclusive (CNC322/21-22).

2. CONFIRMATION OF MINUTES

2.1 Ordinary Council meeting held on the 15 August 2022

CNC63/22-23

Moved: Cr Furlan

Seconded: Cr Joshi

That the minutes of the Ordinary Council meeting held on 15 August 2022 be confirmed as a true and accurate record of the proceedings, including the following amendment;

- Re-wording of declarations of interest.

CARRIED

2.2 Special Council meeting held on the 31 August 2022

CNC64/22-23

Moved: Cr Coleman

Seconded: Cr Ashby

That the minutes of the Ordinary Council meeting held on 31 August 2022 be confirmed as a true and accurate record of the proceedings.

CARRIED

2.3 Special Council meeting held on the 5 September 2022

CNC65/22-23

Moved: Cr Joshi

Seconded: Cr Williams

That the minutes of the Ordinary Council meeting held on 5 September 2022 be confirmed as a true and accurate record of the proceedings, including the following amendment;

- Re-wording of declarations of interest.

CARRIED

3. DECLARATIONS OF INTEREST (material, actual, perceived)

- Mayor Elizabeth Fricker declared an actual conflict of interest in agenda item 14.3.2 *Election of Greater Adelaide Regional Organisations of Councils (GAROC) East Regional Grouping Representative* due to seeking a position on GAROC. Mayor Fricker advised that she will depart the chamber during this agenda item.
- Cr James Nenke declared a perceived conflict of interest in agenda item 14.3.3 *Election of LGA President* due to working with one of the applicants. Cr Nenke advised that he would remain in the chamber and participate in the debate/vote.

4. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

Nil.

5. MAYORS DIARY

5.1 Mayors Diary

CNC66/22-23

Moved: Cr Bishop

Seconded: Cr Furlan

That Council receives and notes the Mayoral Diary from 11 August 2022 to 14 September 2022.

CARRIED

6. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED TRAINING, CONFERENCES OR SEMINARS

Nil.

7. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED SUBSIDIARY BOARD MEETINGS

7.1 East Waste Special Board Meeting 11 August 2022 – Acting CEO provided a verbal update.

7.2 ERA Water Board Meeting 15 September 2022 – Cr Bishop provided a verbal update.

7.3 EHA Board Meeting 31 August 2022 – Cr Nenke provided a verbal update.

8. QUESTIONS FROM THE GALLERY

Nil.

9. QUESTIONS WITHOUT NOTICE

Nil.

10. QUESTIONS ON NOTICE

Nil.

11. PETITIONS

Nil.

12. MOTIONS WITHOUT NOTICE

12.1 Cr Nenke – Survey Results

Preamble:

I appreciate that an email came out to Elected Members on Friday. When the agenda came out, the first thing I looked for was the Oval report. This is a topical issue at the moment, particularly borrowing capacity and expenditure levels. The survey closed 24 August 2022, nearly a month ago. Elected Members have since had a workshop. Reporting is on survey data, facts are facts. I would have preferred a report in this Council meeting. We talk about being transparent and having the data out there, this is an opportunity for that to occur. I understand that we're in caretaker mode, this doesn't necessarily work towards the members who are unfavourable of the redevelopment, it is an interesting point for people to talk about who may be wanting to promote the increased expenditure. A way that any candidate can talk to the public, anyone I speak to has been asking about the results of the survey. People took the time to fill out the survey, they would like to see the results. Should put the presentation that was provided to us out there so that people can have a conversation about it.

Motion:

CNC67/22-23

Moved: Cr Nenke

Seconded: Cr Ashby

That the results from the recent survey relating to Council's borrowing capacity and the Walkerville Oval Redevelopment, which closed 24 August 2022, be released to the public and presented on Council's website by 5pm (COB) Wednesday 21 September 2022, and a reference point and web links be included in the *Weekly Round Up* and the next edition of the *Walkerville About Town* news bulletin.

CARRIED

13. MOTIONS WITH NOTICE

Nil.

14. REPORTS REQUIRING DECISION OF COUNCIL

14.1 Strategy

Nil.

14.2 Policy

14.2.1 Social Media Policy

CNC68/22-23

Moved: Cr Bishop
Seconded: Cr Ashby

That Council adopt the revised Social Media Policy, appearing as Attachment A to this report.

CARRIED

14.3 Operational

14.3.1 Community Fund Applications Report

CNC69/22-23

Moved: Cr Joshi
Seconded: Cr Bishop

1. That Council allocates the following funds to the respective Community Fund applicants from the 2022/23 Community Fund budget:
 - a. Molly Copeland – \$250 as determined by Council
 - b. Yongen Song - \$250 as determined by Council
 - c. Reghan Renshaw - \$250 as determined by Council
 - d. Annabel Johnson - \$250 as determined by Council
2. That Administration writes to the applicants for the Community Fund grant and advises them of the Council resolution.

CARRIED

14.3.2 Election of Greater Adelaide Regional Organisations of Councils (GAROC) East Regional Grouping Representative

CNC70/22-23

Moved: Cr Bishop
Seconded: Cr Nenke

That Councillor Furlan undertake the duty of Presiding Member in his capacity as Deputy Mayor for item 14.3.2 'Election of Greater Adelaide Regional Organisations of Councils (GAROC) East Regional Grouping Representative' due to Mayor Fricker having declared a conflict of interest.

CARRIED

The time being 7:24pm Mayor Elizabeth Fricker departed the meeting.

CNC71/22-23

Moved: Cr Nenke

Seconded: Cr Williams

1. That Council instructs the Presiding Member to mark the “Ballot Paper” with an “X” next to the name of Mayor Elizabeth Fricker and Cr Anna Leombruno for election to the East Regional Grouping of Members of GAROC.
2. That the Presiding Member submit the completed “Ballot Paper” in line with the requirements set out in clause 4.4.5 of the GAROC Terms of Reference and in so doing ensure that the “Ballot Paper” is received by the “Returning Officer” no later than 5:00 pm on Monday 17 October 2020.

CARRIED

The time being 7:32pm Mayor Elizabeth Fricker re-entered the meeting.

14.3.3 Election of LGA President

CNC72/22-23

Moved: Mayor Fricker

Seconded: Cr Bishop

1. That Council instructs the Presiding Member to mark the “Ballot Paper” with an “X” next to the name of Erika Vickery for election of the Local Government Association (SA) President.
2. That the Presiding Member submit the completed “Ballot Paper” in line with the requirements set out in clause 29 of the Local Government Association’s (SA) Constitution and in so doing ensures that the “Ballot Paper” is received by the “Returning Officer” no later than 5:00 pm on Monday 17 October 2020.

CARRIED

14.3.4 Election for Positions of Representative Members of the LGFA Board of Trustees

CNC73/22-23

Moved: Mayor Fricker

Seconded: Cr Bishop

That Council having considered the six (6) nominations received for the Local Government Finance Authority Representative Members of the Board of Trustees, instructs the Presiding Member to complete the “Ballot Paper” by marking an “X” next to the names of Annette Martin and Michael Sedgman to be Council preferred Representatives of the Board of Trustees.

CARRIED

15 IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION

CNC74/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That items 16.3.1, 16.3.4, 16.3.5, 16.3.6, 16.4.1, 16.4.2, 16.4.3 and 16.5 be moved as per their recommendations.

CARRIED

16 REPORTS REQUIRING DISCUSSION AND / OR PRESENTED FOR INFORMATION

16.1 Strategy

Nil.

16.2 Policy

Nil.

16.3 Operational

16.3.1 Monthly Works Report August 2022

CNC75/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the Works Report for August 2022.

CARRIED

16.3.2 Monthly Financial Report August 2022

CNC76/22-23

Moved: Cr Furlan

Seconded: Cr Ashby

That Council receives and notes the Monthly Financial Report as at 31 August 2022.

CARRIED

16.3.3 Decisions of Council Assessment Panel - 12 September 2022

CNC77/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receive and note the *Decisions of Council Assessment Panel -12 September 2022* report.

CARRIED

16.3.4 CEO Performance Review Committee Special Meeting Minutes
18 August 2022

CNC78/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receive and note the CEO Performance Review Committee Special Meeting Minutes from Thursday 18 August 2022.

CARRIED

16.3.5 Women of Walkerville Committee Minutes 25 August 2022

CNC79/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the minutes of the Women of Walkerville Committee meeting held on 25 August 2022.

CARRIED

16.3.6 Audit Committee Minutes 30 August 2022

CNC80/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the minutes of the Audit Committee meetings convened on 30 August 2022.

CARRIED

16.3.7 Keep Clears and Blackspot Updates September 2022

CNC81/22-23

Moved: Cr Bishop

Seconded: Cr Williams

That Council receives and notes the report Keep Clears and Blackspot Updates September 2022.

CARRIED

16.4 Subsidiaries

16.4.1 East Waste Board Special Meeting Minutes 11 August 2022

CNC82/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the East Waste Board Minutes for the special meetings convened on 11 August 2022.

CARRIED

16.4.2 Eastern Health Authority Board Minutes 31 August 2022

CNC83/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the EHA Board Minutes for the meeting convened on 31 August 2022.

CARRIED

16.4.3 ERA Water Board Special Meeting Minutes 5 September 2022

CNC84/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the ERA Water Minutes from the Special Board Meeting convened on 5 September 2022.

CARRIED

16.5 Outstanding Council Resolutions & Actions

CNC85/22-23

Moved: Cr Nenke

Seconded: Cr Williams

That Council receives and notes the list of Council resolutions currently being processed as at 15 September 2022.

CARRIED

17 CORRESPONDENCE

CNC86/22-23

Moved: Cr Furlan

Seconded: Cr Joshi

That the correspondence listed below be received and noted.

17.1 Correspondence to Mayor Elizabeth Fricker from Hon Nick Champion MP

CARRIED

18 URGENT OTHER BUSINESS

18.1 Cr Ashby provided a verbal acknowledgement and thank you to Elected Members, Administration and the community as it is his last Council Meeting.

18.2 Cr Bishop provided a verbal acknowledgement and thank you to Elected Members, Administration and the community as it is her last Council Meeting.

19 CONFIDENTIAL ITEMS

19.1 Bancroft (Watson Car Park) Discretionary Rebate Application 2022/23

CNC87/22-23

Moved: Cr Ashby
Seconded: Cr Joshi

Recommendation (Public)

Pursuant to s90(3)(b)

Pursuant to Section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except the Acting Chief Executive Officer Scott Reardon, Group Manager Asset & Infrastructure James Kelly, Manager Finance & Information Management Vikki Purtle, Manager Public Relations & Customer Service Sarah Spencer, Manager Community Development & Engagement Fiona Deckert and Council Secretariat Danielle Edwards, be excluded from attendance at the meeting for Agenda Item 19.2 'Bancroft (Watson Car Park) Discretionary Rebate Application 2022/23'.

The Council is satisfied that, pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

CARRIED

The time being 7:56pm the meeting moved into confidence.

CNC88/22-23

Moved: Cr Bishop
Seconded: Cr Joshi

Recommendation (Confidential)

That Council accepts Mr Phil Bancroft's request for a discretionary rates rebate of \$1,293.00 for the 2022/2023 financial year.

CARRIED

CNC89/22-23

Moved: Cr Furlan
Seconded: Cr Joshi

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 'Bancroft (Watson Car Park) Discretionary Rebate Application 2022/23' in confidence under section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and attachments relevant to this Agenda Item be retained in confidence until the matter is resolved, excepting that the Council authorises the release of the Council resolution to those parties identified in the substantive resolution relating to this Agenda Item to enable enactment of the resolution and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the review and power to revoke this Order;

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

CARRIED

The time being 7:57pm the meeting moved out of confidence.

19.2 Donnelly (Watson Car Park) Discretionary Rebate Application 2022/23

CNC90/22-23

Moved: Cr Ashby
Seconded: Cr Bishop

Recommendation (Public)

Pursuant to s90(3)(b)

Pursuant to Section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except the Acting Chief Executive Officer Scott Reardon, Group Manager Asset & Infrastructure James Kelly, Manager Finance & Information Management Vikki Purtle, Manager Public Relations & Customer Service Sarah Spencer, Manager Community Development & Engagement Fiona Deckert and Council Secretariat Danielle Edwards, be excluded from attendance at the meeting for Agenda Item 19.2 'Donnelly (Watson Car Park) Discretionary Rebate Application 2022/23'.

The Council is satisfied that, pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

CARRIED

The time being 7:58pm the meeting moved into confidence.

CNC91/22-23

Moved: Cr Bishop
Seconded: Cr Ashby

Recommendation (Confidential)

That Council accepts Ms Louise Donnelly's request for a discretionary rates rebate of \$1,293.00 for the 2022/2023 financial year.

CARRIED

CNC92/22-23

Moved: Cr Joshi
Seconded: Cr Coleman

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 'Donnelly (Watson Car Park) Discretionary Rebate Application 2022/23' in confidence under section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and attachments relevant to this Agenda Item be retained in confidence until the matter is resolved, excepting that the Council authorises the release of the Council resolution to those parties identified in the substantive resolution relating to this Agenda Item to enable enactment of the resolution and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the review and power to revoke this Order;

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

CARRIED

The time being 7:59pm the meeting moved out of confidence.

20. CLOSURE

The Presiding Member declared the meeting closed at 7:59pm.