



MINUTES

of

COUNCIL MEETING

held in the

**WALKERVILLE CIVIC CENTRE
COUNCIL CHAMBERS
66 WALKERVILLE TERRACE GILBERTON**

on

MONDAY 17 FEBRUARY 2020 AT 7PM

MINUTES
17 February 2020

The Meeting was declared open at 7.00pm.

1. ATTENDANCE RECORD

1.1 Present

Mayor Elizabeth Fricker
Cr Rob Ashby AM
Cr N Coleman OAM
Cr S Furlan
Cr J Joshi
Cr J Nenke
Cr C Wilkins
Cr J Williams

Staff in Attendance

Chief Executive Officer, K Cristol
Group Manager Assets & Infrastructure, J Bowen
Group Manager Corporate Services, K Bone
Group Manager Customer Experience, D Garvey
Group Manager Planning, Environment and Regulatory Services, A Caddy
Business Analyst (Property and Contracts), S Reardon
Council Secretariat, V Davidson

1.2 Apologies

1.3 Not Present / Leave of Absence

Moved: Cr Williams
Seconded: Cr Wilkins

CNC261/19-20

That Council grants Mayor Elizabeth Fricker a leave of absence from 9 March 2020 to 13 March 2020.

CARRIED

2. CONFIRMATION OF MINUTES

Moved: Cr Bishop
Seconded: Cr Coleman

CNC262/19-20

That the minutes of the Council meeting held on 20 January 2020 be confirmed as a true and accurate record of the proceedings.

CARRIED

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

Cr James Williams declared a perceived conflict of interest in Item 14.1.2 and Item 19.1 Strategic Property Review 39 Smith Street as he lives adjacent to the property. Cr Williams advised that he will remain in the room, participate in the debate and vote on the matter.

4. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

Nil.

5. MAYORS DIARY

5.1 Mayors Diary

Moved: Cr Bishop

Seconded: Cr Williams

CNC263/19-20

That Council receives and notes the Mayoral Diary from 17 January 2020 to 13 February 2020.

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 Cr MaryLou Bishop – ERA Water Board Meeting

8. QUESTIONS FROM THE GALLERY

8.1 Mr James Melliush

8.1.1 **Why is Cr Nenke's motion 13.1 to do community survey being considered now when it should have been done prior to any revocation motions, and does this invalidate council's current position applying for Ministerial land status change approval? According to LGA 1999 sect. 194(2)(a)(iv) (document page 169) Council needs "(iv) an assessment of how implementation of the proposal (to revoke Community land status) would affect the area and the local community;"**

Note that community feedback has been overwhelmingly negative towards revocation yet disregarded by majority of councillors.

Given rates were not impacted for Council Chamber redevelopment, it's spurious to propose raising rates for a different Council-owned site.

Response provided by Mayor Fricker

Council undertook an assessment of the perceived community impacts as part of the Community Land Management Plan adoption, which was deemed to be consistent with the provisions of the *Local Government Act 1999* and supported by Council at their January 2020 meeting. Upon formal submission, the Minister will make a final determination as to the validity of the process followed.

It is important to note that there is a difference between the term Community Land Status and Community Zone. While Council have previously resolved to revoke the Community Land Status from the building footprint under the *Local Government Act 1999*, under the Walkerville Council Development Plan (consolidated 6 October 2016) and the *Development Act 1993* the site retains its Community Zoning and the associated permitted use protections.

8.1.2 Given the new Walkerville oval redevelopment seeks to provide for multiple sports for the community, why has YMCA's gymnastics program with 650 current junior enrolments, (closer to 700 including casual participants PLUS a wait list) been overlooked, while other clubs in proposal have an average of 250 participants (chart on agenda p579)?

If Council's concern is that the current 39 Smith St building is needing repair/overhaul this number of participants ought to be considered in alternative development plans.

Additional funding may be sought through state and national sports development grant programs.

Also note that building redevelopment plans from YMCA have been proposed to and rejected by Council previously - obviously subject to lease extension to make capital expenditure worthwhile long-term. Glad to see the idea now somewhat back on the table.

Also given the State Liberal government is wanting Jobs and Growth, not renewing the YMCA lease- especially before any alternative site or site use is available- means a loss of jobs in the area as well as significant reduction in traffic and nearby spending eg. shops near roundabout (see previously discussed statistic of >60,000 site visits per year).

Response provided by Mayor Fricker

The chart appearing on page 579 of the Council agenda reflects the actual responses received from the community groups, who chose to participate and provided their submissions. These groups were:

1. Walkerville Sports Club
2. Walkerville Junior Football Club
3. Walkerville Bowling Club
4. Walkerville Netball Club
5. Walkerville Softball Club.

Had INEA YMCA provided a submission in response to the Community Organisation survey, that data would have been included in the Consultation Report prepared by One Eighty Sport & Leisure Solutions.

8.2 Mr Colin Organ

The paper for the Agenda Item 14.1.2 – Strategic Property Review – 39 Smith St Asset, incorrectly references concrete cancer which is not mentioned in the G-Force building report which states that ‘The building is of solid construction, mainly concrete block work with some brick sections and upper level light weight cladding with an iron clad roof. There is minimal movement through out with the majority of the block work in good condition other than a section to the west adjacent the kitchen store and female toilets that has been noted in this report. Floor structures are sound with little to no movement noted during the investigation... General condition throughout, although sound and solid, is of a worn and aged nature which is expected of a building of this age.’ In addition, financial estimates in the paper appear excessive, for example the YMCA sanded and resealed the entire stadium for approximately \$2k, while the report quotes \$8k to do the same for a small program room. Will Council request the Administration to correct this paper to ensure that councillors are provided with accurate information on which to make their decisions?

Response provided by Mayor Fricker

Following the receipt of the G-Force report, and acknowledging that the report suggested that the building was of solid construction, Administration sought clarification as to why there was notable cracking occurring in the walls and roof. It was suggested that the cracking and deterioration was likely a sign of concrete cancer; particularly as the damage has occurred adjacent to wet areas (toilets and shower area) and areas where poor external draining was identified.

The G-Force report, in relation to photograph numbers 76, 77 and 78 states that *‘if cracks reappear or open up, have an Engineer investigate possible causes and recommendations’*. This is consistent with Recommendation 2 of Agenda Item 14.1.2.

With regard to the costs, G-Force Building & Consultants have provided indicative costs based on their professional expertise, as such, Council will be guided by their advice.

8.3 Mr Llew Jones

I consider the approach of the Town of Walkerville in relation to the Community Services offered at 39 Smith Street to be manipulative, misleading, biased and opaque.

Are the Elected Members satisfied that they have interrogated information provided to them by the Administration in relation to:

- the proposed revocation of community land status
- the Sports Precinct
- the proposed termination of the lease over 39 Smith Street,

to a sufficient extent to support their actions in any future regulatory reviews available to residents and other stakeholders (possible reviews include reviews by the Premiers Office, and relevant Ombudsman and Commissioners)?

Response provided by Mayor Fricker

Having considered the question put by Mr Jones I refer to clause 14.1 of the Council's Public Questions Time Policy which states:

'The Presiding Member may reject a question, if in the view of the person presiding, the question:

- *is offensive or defamatory in nature*
- *relates to the competence or personal affairs of an Elected Member or a member of the Administration.'*

Given the nature and tone of the question I have determined that the question will not be answered.

8.4 Ms Jule Strefford

Currently the Council is considering development of a Rec Centre if it received substantial funding. Tonight there is a recommendation being put to Council to not renew the YMCA lease.

What contingency plans does the Council have/ considered to cater for the 60, 000 elderly and families and youth who currently use the YMCA if neither centres go ahead/ remain?

Response Provided by Mayor Fricker

Should the Council support the recommendation as presented in Agenda Item 14.1.2, the Council will be going out to public tender in the near future to seek expressions of interest for the site and INEA YMCA will be able to participate in this process.

9. QUESTIONS WITHOUT NOTICE

9.1 Dragon Tree at Hawkers Reserve - Cr MaryLou Bishop

The remaining Dragon Tree at Hawkers Reserve appears to be in very poor condition. Has an arborist looked at the tree?

Administration Response

Administration have been monitoring the health of the tree since removal of the 'other' tree. It has been up and down and it is noted that the tree is currently in decline. Administration will seek updated advice from its arborist and seek guidance from other experts as was done previously. We will report back to Council.

9.2 Various Questions - Cr James Nenke

9.2.1 **Will Council undertake the Walkerville Oval redevelopment works / Community Hub, without securing Government Funding?**

Response provided by Mayor Fricker

This will be a decision of Council.

9.2.2 **Has the Community Land revocation been approved by the State Government, and has Administration considered the risk exposure to Council should the revocation be rejected and the current tenant relocates?**

Response provided by Mayor Fricker

Should the State Government reject the Community Land revocation the land would still be able to be leased with a maximum lease of 42 years.

9.2.3 **As per agenda item 14.1.2 and with regard to the stated 5-10% increase in Council rates for the 2020/21 Financial Year:**

9.2.3(a) **what would the ongoing annual depreciation rate and operating expense be to Council for the Walkerville Oval Community Hub if constructed (assuming the useful life of most buildings is approximately 60 years), and**

9.2.3(b) **what impact did the Herbert St Medindie reconstruction cost add to the 2019/20 Council rates, and how many other roads in Medindie with slate Kerbing require similar logistics with reconstruction?**

9.2.3(c) **Is it possible to defer other Upgrade or New projects in the 2020/21 financial year to reduce such an increase to rates?**

Administration Response

(a) *The question set out in 9.2.3(a) was taken on notice and accordingly the response is provided below.*

The ongoing annual depreciation rate and operating expense to Council for the Walkerville Oval Community Hub would be difficult to determine without knowing the actual cost and components of the building. However, based on a value of \$10,000,000 over 60 years the depreciation would be approximately \$166,667.

- (b) *The question set out in 9.2.3(b) was taken on notice and accordingly the response is provided below.*

The impact on rates for Herbert Street reconstruction was 0.001%. There are a number of roads within Medindie, Walkerville and Gilberton that have bluestone kerb and/or guttering. There are currently no planned full road reconstructions in the next 5 years that contain bluestone kerb, rather isolated sections as part of kerb renewal works and the road reseal program.

- (c) The deferral of projects in 2020 / 2021 financial year is a decision of Council and cannot be pre-empted by Administration.

9.2.4 With regard to the LTFP agenda item 14.1.4 - how can Council's Asset Sustainability Ratio be 100%, when depreciation is consistently higher than our renewal budget, and the majority of our Building assets appear to have had very little capital replacement works over the years?

Administration Response

The Asset Sustainability Ratio calculation is the net asset renewals divided by the Infrastructure & Asset Management Plan expenditure. This is in line with the model financial statements as recommended by SALGFMG and approved by LGA. Using depreciation as a measure of renewal has not been used for some years as it is not a reliable measure.

9.3 Large Gum Tree - Cr James Williams

A large gum tree limb in INEA car park has recently dropped a limb. Has a safety audit been conducted on that tree?

Administration Response

There was a tree report carried out by an external arborist back in September 2017. In summary, the river red gum is a significant tree worthy of preservation. It is in good health and poses a low risk to the users of the site. The limb failure was due to extreme heat and Council's arborist believes that there is no elevated risk as a result.

Administration is seeking guidance from our Insurer to determine if an updated tree report is required and / or the above information is satisfactory.

10. QUESTIONS ON NOTICE

Nil.

11. PETITIONS

Nil.

12. MOTIONS WITHOUT NOTICE

12.1 Motion – Cr Nenke – Strategic Sites

Moved: Cr Nenke
Seconded: Cr Ashby

CNC264/19-20

That Administration engage BRM Advisory to prepare a Prudential Report that will provide a strategic direction to Council by assessing risk and financial modelling of both the 39 Smith Street and Walkerville Oval redevelopment sites. The report is to consider:

- How the two sites relate to each other in both a strategic financial sense – for example using the commercial opportunity at 39 Smith Street to fund the future Oval masterplan.
- The impact on the community by losing the current services provided by INEA and to consider how or if the proposed Community Hub at the Oval redevelopment could replicate these services.
- The potential of investing into the 39 Smith Street building and what commercial return could be realised.
- The likely cost of a new building at the Oval site, with expected operational costs including annual depreciation expense.
- What financial return to Council could be realised from the Oval redevelopment.
- The management model needed for each of the sporting clubs to share the facility.

The CEO to find opportunity in the 2019/20 operational budget to fund this project through budgetary savings or deferral of projects.

LOST

13. MOTIONS WITH NOTICE

13.1 Motions with Notice – Cr James Nenke

Moved: Cr Nenke
Seconded: Cr Ashby

Administration to engage a Research Marketing Company to conduct a statistically relevant survey of only Walkerville residents. The selected company to assist in developing a fair and balanced survey that will capture the resident's views regarding the following:

- Do they, have they, or would they use the facilities available under the current YMCA management?

- Their perception of the importance and satisfaction of the services provided at the site currently occupied by the YMCA.
- Level of support for the site to continue to provide similar services.
- What type of future use the community would support with options provided that are approved under the current zoning of the land. {options presented}?
- Does the community want best financial return on Council land to reduce their rates or willing to share the cost for regional services?
- Are they willing to support a regional facility that is not just for Walkerville residents?

Administration to fund this survey by using \$10,000 by deferring an operational projects to 2020/21.

Amendment to Motion

Moved: Cr Williams

Seconded: Cr Furlan

CNC265/19-20

That the motion:

'Administration to engage a Research Marketing Company to conduct a statistically relevant survey of only Walkerville residents. The selected company to assist in developing a fair and balanced survey that will capture the resident's views regarding the following:

- *Do they, have they, or would they use the facilities available under the current YMCA management?*
- *Their perception of the importance and satisfaction of the services provided at the site currently occupied by the YMCA.*
- *Level of support for the site to continue to provide similar services.*
- *What type of future use the community would support with options provided that are approved under the current zoning of the land. {options presented}?*
- *Does the community want best financial return on Council land to reduce their rates or willing to share the cost for regional services?*
- *Are they willing to support a regional facility that is not just for Walkerville residents?*

Administration to fund this survey by using \$10,000 by deferring an operational projects to 2020/21.'

be deferred to be considered at an informal gathering to be held prior to the March

Council meeting and the motion (above) be put at the Ordinary Council meeting to be held in March 2020.

CARRIED

The Amendment having been put and carried, became the substantive motion which was put by the Mayor and carried.

14. REPORTS REQUIRING DECISION OF COUNCIL

14.1 Strategy

14.1.1 Draft Phase Three – Planning and Design Code Submission

Moved: Cr Furlan

Seconded: Cr Joshi

CNC267/19-20

1. Council authorises the Chief Executive Officer to finalise the Walkerville Council Planning and Design Code Phase 3 Submission appearing as Attachment A to this report, with the following inclusions, and submit to the State Planning Commission by 28 February 2020:
 - To minimise building massing at the interface with residential development outside of the zone (where the zone boundary is not along a street), buildings should be constructed within a building envelope provided by a 30 degree plane, measured from a height of 3 metres above natural ground level at the allotment boundary of a residential allotment within a residential zone.
2. That Council writes to the Minister for Planning and the State Planning Commission, providing Council's support in delaying the implementation of the Code and request that any amendments to the draft Phase Three Planning and Design Code be further consulted on with the community prior to its implementation date.

CARRIED

14.1.2 Strategic Property Review – 39 Smith Street Asset

Moved: Cr Williams

Seconded: Cr Coleman

CNC268/19-20

That the recommendation in item 14.1.2 Strategic Property Review – 39 Smith Street Asset as detailed below be deferred to an informal gathering to be held before the March Council meeting and that the original recommendation be presented to the Ordinary meeting of Council in March 2020:

1. That pursuant to the requirements of s 20J (1) (b) of the *Retail and Commercial Leases Act 1995*, Council officially advises the current Lessee (INEA YMCA) that at the end of the lease term (viz 31 December

2020) Council does not propose to offer a renewal or extension of the existing lease;

2. That Council engage Professional Service Contractors to further investigate the condition of the building, including the identified concrete cancer and general infrastructure on the land (for example, any of works and costs associated with further repairs and the installation of a suitable storm water drainage system);
3. That Council instructs Administration to undertake the following:
 - a. an open Expressions of Interest Tender process seeking out parties whom may have an interest in entering into a long-term lease over the whole or part of Certificates of Title 5651/912 (Fuller Street 1), 5274/937 (Fuller Street 2), 5796/887 (Fuller Street Works Depot), 5728/637 (Smith Street 1) and 5838/95 (Smith Street 2) for the purpose of potentially investing in and redeveloping the site/building for the benefit of the community; and
 - b. as part of the 2020/21 Annual Budget Review process Administration seek direct resident feedback as to whether a Rates increase of between 5% and 10% would be supported to fund the required capital and repair works to the building located at 39 Smith Street Walkerville;
4. That following the completion of Recommendation 1 to 3 a subsequent 'options' report be returned to Council for consideration and determination;
5. That Council does not grant any new lease, licence and/or occupancy rights to the building/site until such time that all reports and risks (including financial and legal) associated with the strategic direction of the site have been considered and determined.
6. That Council notes further information in relation to this matter is presented in confidence, pursuant to section 90(3)(h) of the *Local Government Act, 1999* as the information contained therein, is legal advice, provided to Council, which is subject to professional privilege.

CARRIED

14.1.3 Warwick Street Footpath and Traffic Movement Study

Moved: Cr Williams

Seconded: Cr Coleman

CNC269/19-20

That Council:

1. Note the report from GTA Consultants (Attachment A);

AND

2. Adopt the following recommendations as contained in Attachment A (Option1);
 - Retain two-vehicle movement along Warwick Street,
 - Installation of a footpath on the Walkerville Oval parallel to Warwick Street,
 - Installation of an emu (School) crossing south of Walkerville Primary School eastern gate entrance, to be installed at the same time as the work on the central section of footpath is undertaken.

AND

3. Authorise Administration in developing a budget bid for Council's consideration as part of the 2020/ 2021 Annual Business Plan and budgeting process.

CARRIED

14.1.4 Long Term Financial Plan

Moved: Cr Williams
Seconded: Cr Wilkins

CNC270/19-20

1. That the Council adopts the:
 - 10 Year Long Term Financial Plan (Attachment A)
 - Operating surplus ratio, to remain at 0 - 15%
 - Net financial liability ratio, to remain at 0 - 120%
 - Asset sustainability ratio, to remain at 90 - 110%.
2. That as part of the next review of the Long Term Financial Plan, Administration is to provide an analysis of the:
 - operating surplus ratio; and
 - net financial liability ratio, to reflect the maximum amount of borrowings.

CARRIED

14.2 Policy

14.2.1 Proposed Code of Practice – Procedures at Meetings

Moved: Cr Bishop
Seconded: Cr Wilkins

CNC271/19-20

That Council:

1. Adopts the proposed Code of Practice - Procedures at Meetings appearing as Attachment A to this report.

2. Authorises Administration to make minor changes of a technical or administrative nature to the Code of Practice – Procedures at Meetings.

CARRIED

14.2.2 Procurement Policy Review

Moved: Cr Wilkins
Seconded: Cr Ashby

CNC272/19-20

That Council adopts the Procurement Policy appearing as Attachment A to this report, acknowledging that the amendments are of minor significance: subject to:

- the process for amounts over \$100, 000 be clarified throughout the policy.

CARRIED

14.2.3 Fraud and Corruption Prevention Policy

Moved: Cr Ashby
Seconded: Cr Furlan

CNC273/19-20

That Council adopts the Fraud and Corruption Prevention Policy appearing as Attachment A to this report, acknowledging that the amendments are of minor significance.

CARRIED

14.2.4 GST Class Ruling – Fees and Charges 2019 / 20

Moved: Cr Wilkins
Seconded: Cr Joshi

CNC274/19-20

That Council adopts the amended Fees and Charges Schedule for 2019/20 in order to incorporate the ATO GST Class Ruling - CR2019/61 as it relates to the treatment of GST on Council's fees and charges schedule.

CARRIED

14.2.5 Draft General On-Street Parking Policy Report

Moved: Cr Furlan
Seconded: Cr Joshi

CNC275/19-20

1. That Council endorse the General On-Street Parking Policy, as set out in Attachment A.
2. That Council authorise Administration to make amendments of a formatting and or minor technical nature to the General On-Street Parking.

CARRIED

14.2.6 Privately Funded Development Plan Amendment Policy

Moved: Cr Bishop
Seconded: Cr Williams

CNC276/19-20

1. That Council, having undergone public consultation in accordance with the *Local Government Act 1999* endorses the Privately Funded Development Plan Amendment Policy, appearing as Attachment A to this report.
2. That Council authorise Administration to make amendments of a formatting and or minor technical nature to the Privately Funded Development Plan Amendment Policy.

CARRIED

14.3 Operational

14.3.1 Budget Review 2 2019 / 20

Moved: Cr Williams
Seconded: Cr Furlan

CNC277/19-20

That Council adopts Budget Review two (2) for the 2019/20 financial year and the variances contained within as its amended and current budget for the period ending 30 June 2020.

CARRIED

14.4 Subsidiaries

14.4.1 ERA Water Budget Review One

Moved: Cr Bishop

Seconded: Cr Joshi

CNC278/19-20

1. That Council:
 - seek that a meeting occur between the Chairman of ERA Water and the Mayor's and CEO's of the Constituents Councils in order to consider the short term (3 years) strategic direction of ERA Water as a matter of urgency;
 - request an update on the proposal for third party investment from ERA Water that was requested in October 2019;
 - approves the ERA Water budget review 1 as detailed in Attachment A and notes the impact to Council.
2. That Administration write to ERA Water advising of Council's decision.

CARRIED

14.4.2 Appointment to ERA Water Audit Committee

Moved:Cr Bishop

Seconded: Cr Furlan

CNC279/19-20

1. That Council requests that Administration conduct an expression of interest process, for the nomination of a suitable person to the ERA Water Audit Committee for a two year term commencing 28 May 2020.
2. That at the conclusion of the expression of interest period a report shortlisting suitable candidates be presented to Council in order for Council to select the preferred nominee.
3. That Council notes that in accordance with the ERA Water Charter all appointments to the ERA Water Audit Committee must be approved unanimously by the Constituent Councils.

CARRIED

14.4.3 Eastern Health Authority Budget Review One

Moved:Cr Joshi

Seconded:Cr Coleman

CNC280/19-20

That Council:

1. authorise Administration to undertake an independent review of EHA services to determine if Council is receiving value for money.

2. approves the Eastern Health Authority's Budget Review Report as at September 2019 and amendments made to the Budgeted Financial Statements for the year ended 30 June 2020 as detailed in Attachment B.
3. requests information from EHA regarding the lack of revenue from fines, the change to cash flow of \$109, 000 and expresses concern about the reference to the legal advice about budget reporting.

CARRIED

14.4.4 ERA Strategic Plan 2020-2024

Moved:Cr Bishop

Seconded:Cr Ashby

CNC281/19-20

That Council adopts the revised ERA Strategic Plan 2020 – 24 appearing as Attachment A to this report. Subject to the map being amended to remove the Adelaide City Council area.

CARRIED

15 IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION

Moved:Cr Bishop

Seconded:Cr Furlan

CNC282/19-20

That items 16.1.1, 16.2.1, 16.3.1, 16.3.4, 16.3.5, 16.3.6, 16.3.7, 16.3.8,16.3.9, 16.4.1, 16.4.2, 16.4.3, 16.5.1 be moved as per their recommendations.

CARRIED

REPORTS PRESENTED FOR INFORMATION

16.1 Strategy

16.1.1 SA Productivity Commission – Inquiry into Local Government Costs & Efficiency Final Report

Moved: Cr Bishop

Seconded: Cr Furlan

CNC285/19-20

That Council receives and notes the SA Productivity Commissions inquiry into Local Government costs and efficiency final report, appearing at Attachment A

CARRIED

16.1.2 Walkerville Oval Masterplan – Proposed Redevelopment

Moved:Cr Furlan
Seconded:Cr Wilkins

CNC283/19-20

That Council receives and notes the community and stakeholder feedback received from the community consultation process in relation to the proposed redevelopment of the Walkerville Oval Sports Hub, which was conducted from 22 October 2019 to 6 January 2020.

CARRIED

16.2 Policy

16.2.1 Contributory Items Review Project Update

Moved: Cr Bishop
Seconded: Cr Furlan

CNC286/19-20

That Council receives and notes the Contributory Items Review Project update report.

CARRIED

16.3 Operational

16.3.1 Monthly Financial Report

Moved Cr Bishop
Seconded: Cr Furlan

CNC287/19-20

That Council receives and notes the Monthly Financial Report as at 31 January 2020.

CARRIED

16.3.2 2020 / 21 Budget Timetable

Moved Cr Bishop
Seconded: Cr Nenke

CNC284/19-20

That Council receives and notes the proposed Annual Business Plan & Budget Process Timetable for the 2020 / 2021 financial year with the following amendments:

- Easter is in April not March as indicated
- budget workshop date 3 March 2020 to be amended to 2 March 2020.

CARRIED

16.3.3 CAPEX Report

Moved:Cr Furlan
Seconded:Cr Ashby

CNC288/19-20

That Council receive and note the 2019/20 CAPEX Projects Status Report, as at the end of January 2020.

CARRIED

16.3.4 Women of Walkerville Proceeds from Raffle Held at the Walkervillage Christmas Fair

Moved: Cr Bishop
Seconded:Cr Furlan

CNC289/19-20

That the information on proceeds raised by the Women of Walkerville (WOW) at the Walkervillage Christmas Fair be received and noted.

CARRIED

16.3.5 Walkerville Library 2018 /2019 Australian Library and Information Association (ALIA) Standards Report

Moved: Cr Bishop
Seconded: Cr Furlan

CNC290/19-20

That Council receives and notes the Walkerville Library 2018/2019 Australian Library and Information Association (ALIA) Standards Report.

CARRIED

16.3.6 Audit Committee Meeting Minutes

Moved: Cr Bishop
Seconded: Cr Furlan

CNC291/19-20

That Council receives and notes the Audit Committee minutes for the meeting convened on 3 February 2020.

CARRIED

16.3.7 Women of Walkerville Committee Minutes

Moved: Cr Bishop
Seconded: Cr Furlan

CNC292/19-20

That Council receives and notes the minutes of the Women of Walkerville Committee meeting held on 3 February 2020.

CARRIED

16.3.8 Community Development & Engagement Report

Moved: Cr Bishop
Seconded: Cr Furlan

CNC293/19-20

That Council receive and note the Community Development & Engagement Report for the period July 2019 to 31 January 2020.

CARRIED

16.3.9 Works Report for January 2020

Moved: Cr Bishop
Seconded: Cr Furlan

CNC294/19-20

That Council receives and notes the Works Report for January 2020.

CARRIED16.4 Subsidiaries

16.4.1 ERA Water Operations Progress Report

Moved: Cr Bishop
Seconded: Cr Furlan

CNC295/19-20

That Council receives and notes the ERA Water Operations Progress Reports appearing as Attachment A to this report.

CARRIED

16.4.2 ERA Water Board Minutes

Moved:Cr Bishop
Seconded:Cr Furlan

CNC296/19-20

That Council receives and notes the ERA Water Board Minutes for the meeting convened on 31 January 2020.

CARRIED

16.4.3 East Waste Special Board Meeting Minutes

Moved:Cr Bishop
Seconded:Cr Furlan

That Council receives and notes the East Waste Board minutes of the special meeting convened on 4 February 2020.

CARRIED16.5 Outstanding Council Resolutions

Moved:Cr Bishop
Seconded:Cr Furlan

CNC297/19-20

That Council receive and note the list of Council resolutions currently being processed as at 13 February 2020.

CARRIED**16 CORRESPONDENCE**

Moved:Cr Williams
Seconded:Cr Bishop

CNC298/19-20

That the correspondence as listed below be received and noted:

- 17.1 Correspondence to Mayor Fricker from COTA SA
- 17.2 Correspondence to Mayor Fricker from Mr Peter Lorimer
- 17.3 Correspondence from the Chair of the State Planning Commission to the Mayor and Councillors.
- 17.4 Correspondence to Mayor Fricker from the Australian Radiation Protection and Nuclear Safety Agency

CARRIED

17 URGENT OTHER BUSINESS

Nil.

18 CONFIDENTIAL ITEMS

19.1 Strategic Property Review – 39 Smith St – Attachment C

Moved: Cr Bishop

Seconded: Cr Joshi

CNC299/19-20**Recommendation (Public)**

Pursuant to s90(3)(h)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public except, Chief Executive Officer Kiki Cristol, Group Manager Corporate Services Katy Bone, Group Manager, Planning, Environment & Regulatory services Andreea Caddy, Group Manager Assets and Infrastructure Joshua Bowen, Group Manager Customer Experience Danielle Garvey, Business Analyst (Property & Contracts) Scott Reardon and Council Secretariat Vanessa Davidson, be excluded from attendance at the meeting for Agenda Item 19.1 – Strategic Property Review – 39 Smith Street – Attachment C.

The Council is satisfied that, pursuant to section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Item is legal advice provided by Council's Lawyers, which is subject to professional privilege and relates to Agenda Item 14.1.2.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the advice provided is subject to professional privilege.

CARRIED

The time being 9.13pm the meeting moved into confidence.

Moved: Cr Furlan

Seconded: Cr Joshi

CNC300/19-20

That Council receive and note Confidential Attachment C.

CARRIED

Moved: Cr Joshi

Seconded: Cr Bishop

CNC301/19-20**Recommendation (Public)**

Pursuant to

s.91(7)

That having considered Agenda Item 19.1 – Strategic Property Review – 39 Smith Street in confidence under section 90(2) and (3)(h) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that 'Attachment C' relevant to this Agenda Item be retained in confidence and reviewed in 12 months' time, excepting that Council authorises the release of the minutes 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 power to review and revoke this Order as and when required.

and

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

CARRIED

The time being 9.26pm the meeting moved out of confidence.

20. CLOSURE

The meeting was declared closed at 9.26pm.