



MINUTES
of
SPECIAL COUNCIL MEETING
held in the
COUNCIL CHAMBERS
on
MONDAY 5 SEPTEMBER 2022 AT 6:30PM

MINUTES
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The Presiding Member declared the meeting open at 6:30pm.

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 Norm Coleman OAM
Cr Stephen Furlan
Cr Jennifer Joshi
Cr James Nenke – arrived at 6:32pm
Cr James Williams

Staff in Attendance

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

1.2 Apologies

Cr MaryLou Bishop

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. DECLARATIONS OF INTEREST (material, actual, perceived)

- The Acting Chief Executive Officer, Scott Reardon, declared a s120 interest in Item 4.2 Appointment of Interim CEO Performance Review Committee Consultant as the item relates to the review of the Acting CEO. The Acting CEO advised that he will leave the room when agenda item 4.2 Appointment of Interim CEO Performance Review Committee Consultant is discussed.
- Mayor Fricker declared a perceived conflict of interest in item 3.1 2022 Local Government Election Signage. Mayor Fricker advised that she will remain in the room and participate in the debate/vote.
- Cr Furlan declared a perceived conflict of interest in item 3.1 2022 Local Government Election Signage. Cr Furlan advised that he will remain in the room and participate in the debate/vote.
- Cr Williams declared a perceived conflict of interest in item 3.1 2022 Local Government Election Signage. Cr Williams advised that he will remain in the room and participate in the debate/vote.
- Cr Nenke declared a perceived conflict of interest in item 3.1 2022 Local Government Election Signage. Cr Nenke advised that he will remain in the room and participate in the debate/vote.

3. REPORTS REQUIRING DECISION OF COUNCIL

3.1 2022 Local Government Election Signage

CNC55/22-23

Moved: Cr Joshi

Seconded: Cr Coleman

1. That Council receive and note the 2022 Local Government Elections Signage report;
2. That Council endorses the Town of Walkerville's proposed 'Guidelines for the Display of Local Government Election Signage', appearing as Attachment A to this report;
3. That Council issues a blanket General Approval for **local government election signage** (excluding any/all signage made from plastic and/or corrugated metal) to be displayed on public roads and local government land (community land) during the four-week period between 13 October 2022 and 10 November 2022 subject to the regulation and management provisions of section 226 of the *Local Government Act 1999* (SA) and the Town of Walkerville's By-laws No.2 – *Local Government Land*, and No.4 – *Moveable Signs*;
4. That Council authorise Administration to undertake minor changes to the draft 'Guidelines for the Display of Local Government Election Signage' of a formatting and/or minor technical nature.

CARRIED

3.2 East Waste Revised Annual Business Plan and Budget 2022-23

CNC56/22-23

Moved: Cr Ashby

Seconded: Cr Furlan

1. That Council receive and endorse the revised East Waste Annual Business Plan & Budget 2022-23, appearing as Attachment B to this report.
2. That Administration write to East Waste advising of Council's decision.

CARRIED

4. CONFIDENTIAL ITEMS

4.1 Appointment of ERA Water Audit Committee Independent Member

CNC57/22-23

Moved: Cr Furlan

Seconded: Cr Nenke

Recommendation (Public)

Pursuant to s90(3)(a)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Acting Chief Executive Officer Scott Reardon, Group Manager Assets & 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 4.1 Appointment of Independent Member to ERA Water Audit Committee.

The Council is satisfied that, pursuant to section 90(3)(a) 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 a person (living or dead), being persons who expressed interest in being appointed as an Independent Member to the ERA Water Audit Committee.

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 disclosure of details may be released to the public before the successful applicant has been formally notified of their appointment.

CARRIED

The time being 6:40pm the meeting moved into confidence.

CNC58/22-23

Moved: Cr Furlan

Seconded: Cr Coleman

Recommendation (Confidential)

That Council approves the reappointment of Mr Michael Parkinson as the Town of Walkerville's Independent Member to ERA Water Audit Committee for a subsequent term of two years commencing on or after 1 October 2022.

CARRIED

CNC59/22-23

Moved: Cr Ashby

Seconded: Cr Nenke

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 19.1 Appointment of Independent Member to ERA Water Audit Committee in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, minutes and attachments relevant to this Agenda Item be retained in confidence until the matter has been finalised, excepting that Council authorises the release of the minutes to substantive party/parties 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* Council and re-admit the public.

CARRIED

The time being 6:41pm the meeting moved out of confidence.

4.2 Appointment of Interim CEO Performance Review Committee Consultant

CNC60/22-23

Moved: Cr Williams

Seconded: Cr Furlan

Recommendation (Public)

Pursuant to s.90(3)(b)

Pursuant to section 90(2) of the *Local Government Act 1999 (Act)* the Council orders that all members of the public, except the Council Secretariat, Danielle Edwards, be excluded from attendance at the meeting for Agenda Item 4.2 Appointment of Interim CEO Performance Review Committee Consultant.

The Council is satisfied that pursuant to section 90(3)(b) of the Act, the information to be received, discussed and considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business.

CARRIED

The time being 6:41pm the meeting moved into confidence.

The time being 6:42pm Acting Chief Executive Officer Scott Reardon, Group Manager Assets & Infrastructure James Kelly, Manager Finance & Information Management Vikki Purtle, Manager Public Relations & Customer Service Sarah Spencer, Manager Community Development & Engagement Fiona Deckert departed the meeting.

CNC61/22-23

Moved: Cr Williams

Seconded: Cr Joshi

Recommendation (Confidential)

That Council, appoint Richard Altman Consulting for an 12 month contract, commencing 1 July 2022 and concluding 30 June 2023, to both assist and provide guidance to the 2022 incoming Council and subsequently appointed CEO Performance Review Committee to conduct the CEO or Acting CEO Performance Review for 2022-23 financial year, as and where required.

CARRIED

Moved: Cr Furlan

Seconded: Cr Williams

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 4.2 Appointment of Interim CEO Performance Review Committee Consultant in confidence under section 90(2), 90(3)(b) of the Act, the Council, pursuant to section 91(7) of that Act orders that the report and minutes relevant to this Agenda Item be retained in confidence until the conclusion of the contractual obligations or for a period of two years, whichever is the greater, 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 6:48pm the meeting moved out of confidence.

5. CLOSURE

The Presiding Member declared the meeting closed at 6:48pm.