



MINUTES
of
COUNCIL MEETING
held in the
COUNCIL CHAMBERS
on

MONDAY 19 JUNE 2023 AT 7:00PM

MINUTES
19 JUNE 2023

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 Melissa Jones
Deputy Mayor Liz Trotter
Cr Jay Allanson
Cr Aman Kaur
Cr James Nenke
Cr Anthony Vanstone
Cr James Williams
Cr John Zeppel

Staff in Attendance

Acting Chief Executive Officer, Scott Reardon
Group Manager Assets & Infrastructure, James Kelly
Group Manager Corporate Services, Vikki Purtle
Group Manager Public Relations & Community Services, Sarah Spencer
Group Leader Customer & Library Services, Lisa Cuculowskyj

1.2 Apologies

Cr Steven Rypp

1.3 Not Present / Leave of Absence

- 1.3.1 Cr Rypp will be on a leave of absence relating to Council Meetings from 20 June 2023 to 25 June 2023, inclusive (**CNC315/22-23**).
- 1.3.2 Mayor Jones will be on a leave of absence from from 1 July 2023 to 21 July 2023, inclusive (**CNC286/22-23**).
- 1.3.3 Cr Allanson will be on a leave of absence from from 1 August 2023 to 30 July 2024, inclusive (**CNC316/22-23**).

2. CONFIRMATION OF MINUTES

2.1 Ordinary Council meeting held on 15 May 2023

CNC320/22-23

Moved: Cr Trotter

Seconded: Cr Zeppel

That the minutes of the Ordinary Council meeting held on **15 May 2023** be confirmed as a true and accurate record of the proceedings.

CARRIED UNANIMOUSLY

2.2 Special Council meeting held on 5 June 2023

CNC321/22-23

Moved: Cr Vanstone

Seconded: Cr Williams

That the minutes of the Ordinary Council meeting held on **5 June 2023** be confirmed as a true and accurate record of the proceedings.

CARRIED UNANIMOUSLY

2.3 Special Council meeting held on 8 June 2023

CNC322/22-23

Moved: Cr Vanstone

Seconded: Cr Allanson

That the minutes of the Ordinary Council meeting held on **8 June 2023** be confirmed as a true and accurate record of the proceedings.

CARRIED UNANIMOUSLY

3. DECLARATIONS OF INTEREST

3.1 Cr Nenke declared a General conflict of interest in agenda item 14.3.1 *Inter Council Agreement – Stormwater Management Plan for the Torrens Upper North East (TUNE)* due to Employment with City of Port Adelaide Enfield. Cr Nenke advised that he would remain in the chamber and participate in the discussion and vote.

3.2 Cr Allanson and Cr Nenke both declared a General conflict of interest in agenda item 14.4.1 *Eastern Health Authority Charter Review* due to being a board member of the Subsidiary. Cr Allanson and Cr Nenke advised that they would remain in the chamber and participate in the discussion and vote.

3.3 Cr Williams declared a General conflict of interest in agenda item 19.1 *Strategic Property Leasing Review – Saints Gymnastics Club Inc.* due to owning neighbouring property to the 39 Smith St Site. Cr Williams advised that he would remain in the chamber and participate in the discussion and vote.

4. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

Nil.

5. PETITIONS

Nil.

6. MAYORS DIARY

6.1 Mayors Diary

CNC323/22-23

Moved: Cr Trotter

Seconded: Cr Allanson

That Council receives and notes the Mayoral Diary from 11 May 2023 to 16 June 2023, noting the following amendments:

- 17 May Heritage Plaques Photograph was hosted at Council Civic Centre, not at Walkerville Primary School.
- 26 May the Mayor was in attendance at the Walkerville Community Committee Information & Briefing Session.
- 2 June Mayors Michael Hewitson and Matt Larwood were not in attendance, but Deputy Mayor of Unley Monica Bronieki attended, as did the Lord Mayor of Adelaide Jane Lomax-Smith.
- 7 June the attending lawyer for the CEO recruitment process was Lincoln Smith.

CARRIED

7. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED TRAINING, CONFERENCES, SEMINARS OR EXTERNAL MEETINGS

7.1 Mayor Jones attendance at ALGA Conference in Canberra from 13 – 16 June 2023 and provided a verbal update including the following;

- Attendance was interesting and worthwhile.
- Consideration should be given to allowing other Elected Members attend in the future.
- Governor General welcomed all and encouraged Council's to systemise recognition of recipients of honours in the community. The Governor General also encouraged Council's to collate and share problems that have been solved, and to not "reinvent the wheel".
- Hon Catherine King MP Minister for Local Government announced \$200mil Thriving Suburbs Grants, with EOI later this year.
- President of ALGA Cr Linda Scott said ALGA continued to advocate for 1% of Commonwealth taxation revenue to be provided to local government as untied grant funding (it is currently at 0.5%)

- Youth Council Pilot Program in Eastern States – 10 Councils for 11-17 year olds, investigate further.
- CEO KPIs, innovation – e.g. digitisation of Sec 7 Searches, Biodiversity corridor, Solar and Battery Scheme.
- PM Albanese – Financial Assistance Grants being brought forward in full (not 75%).
- \$750mil Roads and Infrastructure Grants (including for community centres, sports grounds), \$100mil Community Energy Upgrade Fund LG to de-carbonise e.g. sportsground lighting.
- Minister Chris Bowen, discussion on Solar batteries scheme, invitation to visit ToW.
- Grants being awarded and under review, Federal Gov request to ensure that projects are ready to commence.
- Motions debated.

7.2 IPWEA Conference Meeting - Cr Nenke provided a verbal update, potential conference run for Elected Members in future, unable to attend subsidiary meeting

8. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED SUBSIDIARY BOARD MEETINGS

8.1 EHA Meeting - Cr Allanson provided a brief verbal update

9. QUESTIONS FROM THE GALLERY

Nil.

10. QUESTIONS WITHOUT NOTICE

10.1 Cr Kaur

Question

“Signs on roads – Is that a Council process ‘Keep Clear’”

Administration Response

“Signs are the responsibility of DIT or Council depending on where they are located. Funded through operational budgets”

11. QUESTIONS ON NOTICE

Nil.

12. MOTIONS WITHOUT NOTICE

12.1 Cr Nenke

Motion

CNC324/22-23

Moved: Cr Nenke

Seconded: Cr Allanson

That Mayor Jones and/or the Deputy Mayor as delegate attend all meetings and discussions between the administration and the South Australian Financial Authority for the Walkerville Oval Redevelopment.

CARRIED

Motion

CNC325/22-23

Moved: Cr Nenke

Seconded: Cr Kaur

That administration provide further information and advice to the Council at the Special Meeting of Council on Monday 26 June 2023 with specific regard to the Mayor Jones and/or the Deputy Mayor as delegate attending all meetings and design discussions between the administration, the architects and their design team for both the Walkerville Oval Redevelopment and 39 Smith Street Projects.

The Presiding Member called to suspend standing orders of the meeting until 7:30pm.

Majority Supported

The Presiding Member called to further suspend standing orders of the meeting until 7:35pm.

Majority Supported

The Presiding Member called to further suspend standing orders of the meeting until 7:40pm.

Majority Supported

The Presiding Member called to further suspend standing orders of the meeting until 7:45pm.

Majority Supported

CARRIED

13. MOTIONS ON NOTICE

13.1 Cr Allanson

Background

The aim and purpose of this motion is to enable a better understanding of the impacts associated with food organics and garden organics (FOGO) bins being collected weekly instead of fortnightly in order to reduce organic waste to landfills, reduce associated greenhouse gas emissions, increase food recycling, and create more bin space - particularly for those who have gardens.

While noting a number of metropolitan Council have embarked on such pilot programs, I feel this motion will allow for Administration to undertake the requested preliminary works in a reasonable timeframe, to report back to the Sustainability Committee and in turn Council ahead of the 2024-25 Project Budget Bid process.

Motion

CNC326/22-23

Moved: Cr Allanson

Seconded: Cr Williams

1. That Administration commence the development of a business case and recommended service model to identify the potential costs that will be incurred by Council, as well as any identifiable benefits and/or risks that might be involved with introducing a 'Sustainable Kerbside Service' whereby food organics and garden organics (FOGO) bins are collected weekly instead of fortnightly.
2. That as part of the business case, Administration also consider the level (if any) of incentives that could be provided to the community to stay with or keep 'opting in' to the 'Sustainable Kerbside Service'.
3. That as part of the process, Administration consult with those organisations that are industry experts in such programs, including but not restricted to: East Waste, Green Industries SA, and the City of Holdfast Bay; with the intention that the business case be submitted back to the Sustainability Committee by no later than December 2023, so that the Sustainability Committee can further consider the matter and make recommendations to Council ahead of the 2024-25 Project Budget Bid process.

CARRIED UNANIMOUSLY

14. REPORTS REQUIRING DECISION OF COUNCIL

14.1 Strategy

Nil.

14.2 Policy

14.2.1 Plaques Policy – Consultation Feedback

CNC327/22-23

Moved: Cr Trotter

Seconded: Cr Vanstone

1. That Council adopts the Plaques Policy appearing as Attachment A to this report.
2. That Administration be authorised to make changes to the Plaques Policy of a minor technical and formatting nature.

CARRIED UNANIMOUSLY

14.2.2 Draft Rating Policy Review – Consultation Feedback

CNC328/22-23

Moved: Cr Trotter

Seconded: Cr Allanson

1. That Council adopts the Rating Policy appearing as Attachment A to this report.
2. That Council authorises Administration to make any necessary minor technical or formatting amendments to the Rating Policy.

CARRIED UNANIMOUSLY

14.3 Operational

14.3.1 Inter Council Agreement – Stormwater Management Plan for the Torrens Upper North East (TUNE)

CNC329/22-23

Moved: Cr Allanson

Seconded: Cr Williams

1. That Council receives and notes the report Inter Council Agreement – Stormwater Management Plan for the Torrens Upper North East (TUNE).

2. The Council provide its commitment to this project only if 50% of the funding is provided by the Stormwater Management Authority (SMA) and subject to all Council funding partners contributing their funding towards the project
3. That if this project is approved and jointly funded by the SMA then Council grants the Chief Executive Officer authority to sign the agreement provided in Attachment A that would commit Council to 7% of the overall cost to develop the Stormwater Management Plan over an anticipated four (4) year period, paid to the project lead – City of Port Adelaide Enfield
4. As per part 3 of this recommendation commit Council to a total of \$35,000 paid to the City of Port Adelaide Enfield as the lead Council over a four year period (ie \$8,750 per annum) based on an estimated \$500,000 total project value.

CARRIED UNANIMOUSLY

14.3.2 Transport Strategy Community Engagement Results

CNC330/22-23

Moved: Cr Williams

Seconded: Cr Allanson

1. That Council endorse the draft Transport Strategy Community Engagement Report for June 2023 as prepared by Stantec, provided in Attachment A of this report, allowing Administration to undertake minor formatting and technical amendments as required.
2. That Council grant permission for the Acting Chief Executive Officer to write to the City of Port Adelaide Enfield to gauge interest on a potential joint application for a 40km/hr joint precinct from the area bounded by Ascot Avenue, North East Road, OG Road and the River Torrens.

CARRIED UNANIMOUSLY

14.3.3 Budget Review Three 2022-23

CNC331/22-23

Moved: Cr Trotter

Seconded: Cr Zeppel

That Council adopts Budget Review Three for the 2022-23 financial year and the variances contained within it as the amended and current budget for the period ending 30 June 2023.

CARRIED UNANIMOUSLY

14.3.4 Community Fund Application - Gabrielle

CNC332/22-23

Moved: Cr Trotter

Seconded: Cr Kaur

1. That Council allocates the following funds to the respective Community Fund applicant from the 2022/23 Community Fund budget:
 - a. Gabrielle – \$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 UNANIMOUSLY

14.3.5 Community Fund Application – St Andrew's Church

CNC333/22-23

Moved: Cr Trotter

Seconded: Cr Kaur

1. That Council allocates the following funds to the respective Community Fund applicant from the 2022/23 Community Fund budget:
 - a. St Andrew's Church – \$675 as determined by Council
2. That Administration writes to the applicant for the Community Fund grant and advises them of the Council resolution.

CARRIED UNANIMOUSLY

14.3.6 Community Fund Application – Walkerville Sports Club

CNC334/22-23

Moved: Cr Trotter

Seconded: Cr Allanson

1. That Council allocates the following funds to the respective Community Fund applicant from the 2022/23 Community Fund budget:
 - a. Walkerville Sports Club \$1,000 as determined by Council
2. That Administration writes to the applicant for the Community Fund grant and advises them of the Council resolution.
3. That Council request a report from the Walkerville Sports Club within a 3 month period regarding the proposed scope of works and draft, which includes upgrade to accommodate female change rooms.

CARRIED UNANIMOUSLY

14.3.7 Community Memorandum of Understanding (MOU)

CNC335/22-23

Moved: Cr Williams

Seconded: Cr Vanstone

1. That Council receive and note the Community Memorandum of Understanding (MOU) report and the request for extension letters from the Walkerville Probus Club (Attachment A) and the Rotary Club of Walkerville (Attachment B).
2. That Council agree to enter into the below MOUs, until 30 June 2026, for:
 - a. The waiving of hire fees and coverage of security costs at the Civic and Community Centre for the Walkerville Probus Club's monthly meetings (Attachment C).
 - b. The waiving of hire fees and coverage of security costs at the Civic and Community Centre for the Rotary Club of Walkerville's Pleasant Sunday Afternoon Concerts (Attachment D).
 - c. The annual sponsorship of the Walkerville Art Show for the Rotary Club of Walkerville, capped at a cost of \$3,500 per year (Attachment E).
3. That Council authorise Administration to make changes to the MOUs of a minor technical or formatting nature.

CARRIED UNANIMOUSLY

14.4 Subsidiaries

14.4.1 Eastern Health Authority Charter Review

The Presiding Member called to suspend standing orders of the meeting until 8:20pm.

Majority Supported

The Presiding Member called to further suspend standing orders of the meeting until 8:30pm.

Majority Supported

CNC336/22-23

Moved: Cr Trotter

Seconded: Cr Zeppel

1. That Council receive and note the Eastern Health Authority Charter Review report.
2. That the revised Eastern Health Authority Charter, appearing as Attachment C to this report be endorsed and adopted by Council, with the exception of Clauses 2.2 and 2.5 the proposed reduction in Board Membership representation and the appointment of an independent member (including costing) and that administration further discuss these items with EHA and the ERA CEOs.

3. That Council direct Administration to write to the Eastern Health Authority informing them of Council's decision.

CARRIED UNANIMOUSLY

15. IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That items, , 16.3.3, 16.3.4, 16.3.5, 16.3.6, 16.4.1, 16.4.2 and 16.5 be moved as per their recommendations.

CARRIED UNANIMOUSLY

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 May 2023

CNC338/22-23

Moved: Cr Zeppel

Seconded: Cr Vanstone

That Council receives and notes the Works Report for May 2023.

CARRIED UNANIMOUSLY

16.3.2 Monthly Financial Report May 2023

CNC339/22-23

Moved: Cr Trotter

Seconded: Cr Kaur

That Council receives and notes the Monthly Financial Report 31 May 2023.

CARRIED UNANIMOUSLY

16.3.3 Decisions of Council Assessment Panel 13 June 2023

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council notes that the Council Assessment Panel did not meet on Tuesday, 13 June 2023 as no items were raised for consideration by Council Administration.

CARRIED UNANIMOUSLY

16.3.4 Audit Committee Special Meeting Minutes 25 May 2023

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receives and notes the minutes of the Special Audit Committee meeting convened on 25 May 2023.

CARRIED UNANIMOUSLY

16.3.5 Community Services Snapshot Report – April to May 2023

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receives and notes the community services snapshot report for the period of April to May 2023.

CARRIED UNANIMOUSLY

16.3.6 Community Survey 2023 Report

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receive and note the *Community Survey 2023 Report*, as well as the Community Survey Consultant Report (appearing at Attachment A) and Community Survey Infographic (appearing as Attachment B to this report).

CARRIED UNANIMOUSLY

16.4 Subsidiaries

16.4.1 East Waste Board Meeting Minutes 4 May 2023

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receives and notes the East Waste Minutes from the Board Meeting convened on 4 May 2023.

CARRIED UNANIMOUSLY

16.4.2 ERA Water Board Meeting Minutes 18 May 2023

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receives and notes the ERA Water Minutes from the Board Meeting convened on 18 May 2023.

CARRIED UNANIMOUSLY

16.5 Outstanding Council Resolutions and Actions

CNC337/22-23

Moved: Cr Nenke

Seconded: Cr Vanstone

That Council receives and notes the list of Council resolutions currently being processed as at 19 June 2023.

CARRIED UNANIMOUSLY

17 **CORRESPONDENCE**

Nil.

18 **URGENT OTHER BUSINESS**

Nil.

19 CONFIDENTIAL ITEMS

19.1 Strategic Property Leasing Review – Saints Gymnastics Club Inc.

CNC340/22-23

Moved: Cr Zeppel

Seconded: Cr Allanson

Recommendation (Public)

Pursuant to s90(3)(h)

Pursuant to section 90(2) of the Act the Council orders that all members of the public except, Acting Chief Executive Officer Scott Reardon, Group Manager Assets & Infrastructure James Kelly, Group Manager Public Relations & Community Services, Group Manager Corporate Service Vikki Purtle, and Group Leader Customer & Library Services Lisa Cuculowskyj, be excluded from attendance at the meeting for Agenda Item 19.1 Strategic Property Leasing Review – Saints Gymnastics Club Inc.

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 Agenda Item is legal advice provided by Council's Lawyers in relation to Council's position relevant to a possible legal action.

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 Council has not yet made a decision in relation to this advice which is subject to professional privilege.

CARRIED

The time being 8:29pm the meeting moved into confidence.

The Presiding Member called to suspend standing orders of the meeting until 8:45pm.

Majority Supported

The Presiding Member called to further suspend standing orders of the meeting until 8:55pm.

Majority Supported

CNC342/22-23

Moved: Cr Zeppel

Seconded: Cr Vanstone

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 19.1 Strategic Property Leasing Review – Saints Gymnastics Club Inc. 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 the report and attachments relevant to this Agenda Item be retained in confidence for a period of 12 months and that the minutes relevant to this Agenda Item be retained in confidence for a period of 12 months or until either a leasing contract has been signed or 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 Act the Council delegates to the Chief Executive Officer the power to review and 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 8.51pm the meeting moved out of confidence.

19.2 CEO Performance Review Committee Special Meeting Minutes

CNC343/22-23

Moved: Cr Trotter

Seconded: Cr Allanson

Recommendation (Public)

Pursuant to section 90(3)(a)&(d)

Pursuant to section 90(2) of the *Local Government Act 1999* (the **Act**) the Council orders that all members of the public, except the Acting Chief Executive Officer Scott Reardon and Group Leader Customer and Library Services, Lisa Cuculowskyj be excluded from attendance at the meeting for Agenda Item 19.2 CEO Performance Review Committee Special Meeting Minutes, and that the Council is satisfied that pursuant to section 90(3)(a)&(d) of the Act, the information to be received, discussed and considered in relation to this Agenda Item is both information pertaining to the personal affairs of a person (living or dead) and information that could confer a commercial advantage on a third party.

CARRIED UNANIMOUSLY

The time being 8.51pm the meeting moved into confidence.

CNC344/22-23

Moved: Cr Vanstone

Seconded: Cr Allanson

Recommendation (Public)

That Council receive and note the CEO Performance Review Committee Special Meeting Minutes from 30 May 2023 and 7 June 2023.

CARRIED UNANIMOUSLY

CNC345/22-23

Moved: Cr Zeppel

Seconded: Cr Nenke

Recommendation (Public)

Pursuant to section 91(7)

That having considered Agenda Item 19.2 CEO Performance Review Committee Special Meeting Minutes in confidence under section 90(3)(a)&(d) of the Act, 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 for a period of 12 months, and that pursuant to section 91(9)(c) of the Act the the Council delegates to the Chief Executive Officer the review and power to revoke this Order;

and

That the the Council resolves to end its confidential deliberations pursuant to section 90(2) of the Act and re-admit the public.

CARRIED UNANIMOUSLY

The time being 8.52pm the meeting moved out of confidence.

20 CLOSURE

The Presiding Member declared the meeting closed at 8.53pm.