



MINUTES

of

COUNCIL MEETING

held in the

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

on

MONDAY 18 MARCH 2019 AT 7:00PM

MINUTES
18 March 2019

1. ATTENDANCE RECORD

1.1 Present

Mayor Elizabeth Fricker
Cr R Ashby
Cr M Bishop
Cr N Coleman
Cr S Furlan
Cr J Joshi
Cr J Nenke
Cr C Wilkins
Cr J Williams

Staff in Attendance

Chief Executive Officer, K Magro
Administrative Officer, Heather Prasad
Group Manager Assets & Infrastructure, J Bowen
Group Manager Corporate Services, K Bone
Group Manager Customer Experience, D Garvey
Manager Community Development & Engagement, F Deckert
Manager Marketing and Communications, S DeNicola

1.2 Apologies

Nil

1.3 Not Present / Leave of Absence

Nil

2. CONFIRMATION OF MINUTES

Moved: Cr Nenke

Seconded: Cr Williams

CNC280/18-19

That the minutes of the Council meeting held on the 18 February 2019 be confirmed as a true and accurate record of the proceedings.

CARRIED

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

Cr Williams declared a perceived interest in Item 19.1 – *Master Planning Strategic Sites* as his home borders one of the properties. Cr Williams advised that he will remain in the room and participate in the debate and vote.

Cr Coleman declared a conflict of interest in relation to Item 14.3.2 – *Walkerville RSL*

Sponsorship Request as he is a Committee Member of the Walkerville RSL. Cr Coleman advised that he will not participate in the debate and excuse himself when the item is being discussed.

4. MAYORS DIARY

4.1 Mayors Diary

Moved: Cr Wilkins
Seconded: Cr Nenke

CNC281/18-19

That Council receives and notes the Mayoral Diary from 15 February 2019 to 14 March 2019.

CARRIED

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

5.1 Adelaide Airport Consultancy Committee Meeting – Cr Bishop

Moved: Cr Furlan
Seconded: Cr Williams

CNC282/18-19

That Council receive and note the Adelaide Airport Consultancy Committee Meeting Report provided by Councillor Bishop for the meeting held on Friday 22 February 2019.

CARRIED

6. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED SUBSIDIARY BOARD MEETINGS

6.1 Eastern Health Authority Board Meeting – Cr Joshi

Moved: Cr Bishop
Seconded: Cr Ashby

CNC283/18-19

That Council receives and notes the Eastern Health Authority Subsidiary Board Meeting Report provided by Councillor Joshi for the meeting held on Wednesday 20 February 2019.

CARRIED

6.2 East Waste Board Meeting – Cr Ashby

Moved: Cr Bishop
Seconded: Cr Williams

CNC284/18-19

That Council receives and notes the East Waste Subsidiary Board Meeting Report provided by Councillor Ashby for the meeting held on Thursday 21 February 2019.

CARRIED

7. QUESTIONS FROM THE GALLERY

Nil.

8. QUESTIONS WITHOUT NOTICE

8.1 Walkerville Oval Irrigation – Cr Williams

Would Administration be able to comment on the irrigation at Walkerville Oval and explain why there are number of dry brown patches?

Administrations Response

The Group Manager Assets & Infrastructure advised that staff are aware of the issues and are looking to make changes to the irrigation layout. The current irrigation spray patterns were changed after the installation of the new BBQ.

8.2 ICAC & Conflict of Interests – Cr Williams

Would Administration be able to clarify if Elected Members, who have declared a conflict of interest in relation to a confidential item, are allowed to know the resolution of that item?

Administrations Response

The Chief Executive Officer advised that the Local Government Act 1999 does not prevent or exclude any Elected Member from receiving confidential reports, minutes or resolutions in relation to said confidential reports, irrespective of whether they may have declared a conflict of interest.

9. QUESTIONS ON NOTICE

9.1 Community infrastructure – Cr Furlan

Would Administration be able to comment on whether they see any opportunities for Walkerville to participate/access funding for the Community Infrastructure programs as per the LGA Circular and what projects would be suitable?

Administrations Response

Walkerville is an automatic participant of the Supplementary Road Funding Program for which received \$38,000 last financial year. This amount is based on the Council size and expenditure spent of road maintenance.

Local Government Community Infrastructure Program is an ALGA initiative that called on all political parties to work in partnership with Local Government to delivery initiatives for local communities. The previous program was a partnership with the LGA and the previous State Government. Information is not available in relation to criteria however traditionally these types of programs require shovel ready projects with Council approved funding (in the Long Term Financial Plan,

LTFP) that can be brought forward for construction should a funding application be accepted. The Sporting Hub whilst meets parts of the criteria Administration feels that the Council and the community are not ready to fast track this important community project.

Administration does not have any other significant shovel ready projects that could be considered at this point in time.

10. PETITIONS

Nil.

11. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

11.1 Presentation - SA Power Network (Ms Alex Lewis)

11.2 ERA Water Chairman Bryan Jenkins and General Manager Robin English will be in attendance to speak to item 14.4.1

Moved: Cr Williams

Seconded: Cr Wilkins

CNC285/18-19

That Item 14.4.1 be brought forward.

CARRIED

14.4.1 ERA Water Bore Capacity and Funding requirements

Moved: Cr Wilkins

Seconded: Cr Nenke

CNC286/18-19

1. That Council receive and note the information presented by ERA Water Board appearing as Attachments A, B, C, D, E, F, G, H and the Boards recommendations contained therein.
2. That Council having considered the information presented by ERA Water Board (Attachment D) in relation to the system capacity and the financial evaluation of options, accepts the Board's recommendation to:
 - additional bore capacity be provided to achieve the original design capacity of the water harvesting and aquifer storage and recovery scheme.
3. That Council endorses the recommendations from ERA Water Board (Attachment A) that:
 - the historical approach of using debt by borrowing from the

Local Government Financing Authority be used to meet ERA Water's funding requirements; and

- Council provide ERA Water with authority to increase the debt limit by \$2.3 million.

4. That Council having considered the information presented by ERA Water Board and BRM Holdich (Attachments A – H), request that the Board further explore the 'third party investment or purchase' option and report back to Councils.

CARRIED UNANIMOUSLY

12. MOTIONS WITHOUT NOTICE

Nil.

13. MOTIONS WITH NOTICE

13.1 Weed Control – Cr Joshi

Moved: Cr Joshi

Seconded: Cr Coleman

CNC287/18-19

That Administration investigate the use of hot water steam to remove weeds on Council owned parks, gardens and reserves and in so doing, assess its effectiveness and potential costs.

CARRIED

13.2 Community Garden – Cr Joshi

Moved: Cr Joshi

Seconded: Cr Williams

CNC288/18-19

That Council consider introducing community gardens as part of the 2019/20 annual business plan & budget process.

CARRIED UNANIMOUSLY

13.3 Park Benches – Cr Bishop

Moved: Cr Bishop

Seconded: Cr Joshi

CNC289/18-19

1. That Council request that Administration investigate the cost of unique park benches and in so doing identify suitable locations around the township for Councils consideration; and

2. That Administration present a project bid as part of the 2019/20 draft budget and business plan for the installation of unique park benches for Councils consideration.

CARRIED

REPORTS REQUIRING DECISION OF COUNCIL

14.1 Strategy

13.3.1 Urban Forest Strategy

Moved: Cr Ashby

Seconded: Cr Williams

CNC290/18-19

1. That the Council receive the draft Urban Forest Strategy (UFS) report; and
2. That the Council approve the UFS to be released for public consultation; and
3. That a further report be presented to the Strategic Planning and Development Policy Committee (SPDPC) following the conclusion of the public consultation outlining the community feedback received.

The time being 9.20 pm Cr Wilkins left the Chamber.

CARRIED

14.2 Policy

14.2.1 (Draft) Heritage Plaques Policy

The time being 9.22 pm Cr Wilkins reentered the Chamber.

Moved: Cr Williams

Seconded: Cr Joshi

CNC291/18-19

1. That Council release the (Draft) Heritage Plaques Policy for public consultation with a final report to be presented to Council (through SPDPC) for its consideration, prior to final adoption in accordance with the *Local Government Act 1999*;
2. That Council agree to Administration preparing a separate 'Integrated Open Space and Public Art Strategy' for Councils consideration.

CARRIED

14.3 Operational

14.3.1 Community Fund

Moved: Cr Williams

Seconded: Cr Wilkins

CNC292/18-19

1. That Council allocates the following funds to the Community Fund applicant from the 2018/19 Community Fund budget:
 - a. Hannah Goodes – \$ 150.00
2. That Administration writes to the applicant for the Community Fund grant and advises them of the Council resolution.
3. That the successful applicant is invited to attend the ordinary meeting of Council to be held on 15 April 2019 to formally receive the funds from Her Worship Mayor Fricker at the beginning of the Council Meeting.

CARRIED

14.3.2 Walkerville RSL Sponsorship Request

The time being 9.26 pm Cr Coleman having declared a conflict of interest in Item 14.3.2 as he is a Committee Member of the Walkerville RSL left the Chamber.

Moved: Cr Williams

Seconded: Cr Wilkins

CNC293/18-19

1. That Council receive and note the request for additional sponsorship from the Walkerville RSL for the Anzac Day and Remembrance Day services.
2. That Council allocate \$2,200 to the Walkerville RSL for the Anzac Day service for 2019.
3. That Administration write to the RSL advising of Councils' decision.
4. That Administration investigate the removal of fence between the Memorial Garden, Memorial Reserve and the drive way at the rear of the Walkerville Sports Club in consultation with the Bowling and Sports Clubs.
5. That Administration work with the RSL to coordinate the closure of Church Terrace for the Anzac Day service at the RSL's cost.

CARRIED

The time being 9.42 pm Cr Coleman reentered the Chamber.

14.3.3 Election of Greater Adelaide Regional Organisations of Councils (GAROC) Representatives (2 casual vacancies)

Moved: Cr Furlan

Seconded: Cr Bishop

CNC294/18-19

1. That Council instructs the Mayor to mark the "Ballot Paper" with an "X" next to the names of the two (2) following candidates, that it wishes to elect, for the two (2) casual vacancies on GAROC:

- a. Mayor Coxon – City of West Torrens
 - b. Mayor Holmes-Ross – City of Mitcham
2. That the Mayor submit the completed “Ballot Paper” in line with the requirements set out 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 5pm on Thursday 11 April 2019.

CARRIED

14.3.4 Strategic Planning and Development Policy Committee Terms of Reference

Moved: Cr Williams

Seconded: Cr Furlan

CNC295/18-19

That Council endorse the amended Terms of Reference for the Strategic Planning and Development Policy Committee as included within Attachment A.

CARRIED

14.4 Subsidiaries

14.4.1 ERA Water Bore Capacity and Funding requirements

This item was dealt with earlier in the meeting.

14.4.2 East Waste Draft Budget and Annual Business Plan 2019/20

Moved: Cr Ashby

Seconded: Cr Coleman

CNC296/18-19

1. That Council endorses the 2019/20 East Waste Draft Budget and Annual Business Plan; and
2. That Administration write to East Waste advising of Council’s decision.

CARRIED

14.4.3 Eastern Health Authority (EHA) Budget Review

Moved: Cr Williams

Seconded: Cr Bishop

CNC297/18-19

That Council endorses the Eastern Health Authority’s Budget Review Report as at December 2018 and amendments made to the Budgeted Financial Statements for the year ended 30 June 2019 as detailed in Attachment A.

CARRIED**15 IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION**

Moved: Cr Nenke
Seconded: Cr Bishop

CNC298/18-19

That items 16.3.1, 16.3.2, 16.3.3, 16.4.1, 16.4.2, 16.4.3, 16.5.1 be moved as per their recommendations.

CARRIED**16 REPORTS PRESENTED FOR INFORMATION**16.1 Strategy

Nil.

16.2 Policy

Nil

16.3 Operational

16.3.1 Works Report

Moved: Cr Nenke
Seconded: Cr Bishop

CNC299/18-19

That Council receives and notes the Works Report for February 2019.

CARRIED

16.3.2 2017/18 CAPEX Projects Status Report

Moved: Cr Nenke
Seconded: Cr Bishop

CNC300/18-19

That Council receive and note the 2018/19 CAPEX Projects Status Report, March 2019.

CARRIED

16.3.3 Monthly Finance Report

Moved: Cr Nenke
Seconded: Cr Bishop

CNC301/18-19

That Council receives and notes the Monthly Financial Report as at 28 February 2019.

CARRIED

16.3.4 Strategic Planning and Development Policy Committee Minutes

Moved: Cr Williams**Seconded:** Cr Bishop**CNC302/18-19**

That Council receives and notes the Strategic Planning and Development Policy Committee minutes for the meeting convened on 4 March 2019.

CARRIED

16.3.5 Wesleyan Cemetery Advisory Committee Minutes

Moved: Cr Williams**Seconded:** Cr Wilkins**CNC303/18-19**

That Council receives and notes the Wesleyan Cemetery Advisory Committee Minutes for the meeting convened on 6 March 2019.

CARRIED16.4 Subsidiaries

16.4.1 East Waste Board Minutes

Moved: Cr Nenke**Seconded:** Cr Bishop**CNC304/18-19**

That Council receives and notes the East Waste Board minutes for the ordinary meeting convened on 21 February 2019 and the special meeting convened on 21 February 2019.

CARRIED

16.4.2 Eastern Health Authority Minutes

Moved: Cr Nenke**Seconded:** Cr Bishop**CNC305/18-19**

That Council receives and notes the Eastern Health Authority Board Minutes for the meeting convened on 20 February 2019.

CARRIED

16.4.3 Eastern Health Authority (EHA) Delegates Report

Moved: Cr Nenke
Seconded: Cr Bishop

CNC306/18-19

That Council receive and note the Eastern Health Authority Delegates Report for the period 1 October 2018 to 31 December 2018 appearing as Attachment A to this report.

CARRIED16.5 Outstanding Council Resolutions

16.5.1 Outstanding Council Resolutions

Moved: Cr Nenke
Seconded: Cr Bishop

CNC307/18-19

That Council receive and note the list of Council resolutions currently being processed as at 14 March 2019.

CARRIED**17 CORRESPONDENCE**

Nil

18 URGENT OTHER BUSINESS

Nil

19 CONFIDENTIAL ITEM

19.1 Masterplanning Strategic Sites

The time being 9.52 pm Cr Ashby left the Chamber.

Moved: Cr Bishop
Seconded: Cr Joshi

CNC308/18-19**Recommendation (Public)**

Pursuant to s.90(3)(b)

Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public, except the Chief Executive Officer, Kiki Magro, Group Manager Asset & Infrastructure Josh Bowen, Group Manager Corporate Services Katy Bone, and Council Administration Officer Heather Prasad be excluded from attendance at the meeting for Agenda Item 'Masterplanning Strategic Sites'.

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 could reasonably be expected to confer a commercial advantage on a person with whom the Council may propose to conduct business and would therefore prejudice the commercial position of the Council.

In addition, Council has further considered that the information would on balance be contrary to the public interest because the disclosure of Council's commercial position may severely prejudice Council's ability to negotiate an outcome for the benefit of the Council and the community in this matter.

CARRIED

The time being 9.56 pm Cr Ashby reentered the Chamber.

The time being 9.56 pm the meeting moved into Confidence.

Moved: Cr Bishop

Seconded: Cr Wilkins

CNC309/18-19

Recommendation (Confidential)

1. That Council receives and notes the Oryx Property & Ekistics 'confidential – Walkerville Strategic Project – Fuller & Smith Street' report, appearing as Attachment A.
2. That Council authorises the Chief Executive Officer to undertake informal confidential market testing with the Retirement Accommodation Industry and indoor recreation providers to identify if there is market interest in developing the entire combined Smith Street and Fuller Street site as an integrated complex and report back to a future Council meeting with interest shown; *and*
3. That Council authorises the Chief Executive Officer to meet with relevant State Government Agencies to confidentially ascertain future economic development plans that may be suitable for the entire combined Smith Street and Fuller Street site and report back to a future Council meeting.

CARRIED

Moved: Cr Bishop
Seconded: Cr Joshi

CNC310/18-19

Recommendation (Public)

Pursuant to s.91(7)

That having considered Agenda Item 'Masterplanning Strategic Sites' 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 relevant to this Agenda Item be retained in confidence for a period of 4 years or until the matter has been finalised, excepting that Council authorises the release of the minutes to substantive parties to enable enactment of the resolution and further, 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 10.12 pm the meeting moved out of confidence.

19.2 Cemetery Management Options Report

Moved: Cr Nenke
Seconded: Cr Ashby

CNC311/18-19

Recommendation (Public)

Pursuant to s90 (3) (d)

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 Magro, Group Manager Corporate Services Katy Bone, Group Manager Assets & Infrastructure Joshua Bowen and Council Administration Officer Heather Prasad, be excluded from attendance at the meeting for Agenda Item 'Cemetery Management Options'.

The Council is satisfied that, pursuant to section 90(3) (d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of Council and to confer a commercial advantage on a third party as financial details and the resources will be disclosed.

In addition, the Council has further considered that the information would on balance be contrary to the public interest because the disclosure of his

information may result in a competitor receiving the information to the detriment of the Council.

CARRIED

The time being 10.12 pm the meeting moved into confidence.

Moved: Cr Williams
Seconded: Cr Ashby

CNC312/18-19

Recommendation (Confidential)

That Council approves:

1. Administration undertaking a community survey in 2019/20 regarding the communities expectations and future use of the Wesleyan Cemetery site;
2. Administration undertaking an Audit of the interment records received from Doug Dick Co;
3. Administration taking over the operational and maintenance management of the Wesleyan Cemetery site from 1 June 2019, which may include the engagement, on an interim basis, of a suitable Cemeteries Authority, such as the Adelaide Cemeteries Authority, until such time as the community survey is completed, the Committee has received and reviewed the feedback and made a subsequent recommendation to Council;
4. funding to be considered in the 2019/20 draft budget for the preservation of interments (\$50,000), maintenance of the site (\$50,000) and community survey (\$25,000).

CARRIED

Moved: Cr Wilkins
Seconded: Cr Williams

CNC313/18-19

Recommendation (Public)

Pursuant to s.91 (7)

That having considered Agenda Item Cemetery Management Options in confidence under section 90(2) and (3)(d) 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 or until Council has made a determination on the management of the site.

And

That the 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 10.27 pm the meeting moved out of confidence.

20 CLOSURE

The meeting was closed at 10.27 pm.