



# **MINUTES**

of

## **COUNCIL MEETING**

held in the

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

on

**MONDAY 15 MAY 2017 AT 7.00PM**

KIKI MAGRO  
CHIEF EXECUTIVE OFFICER

**MINUTES**  
15 May 2017

The Mayor declared the meeting open at 7.00pm

**1. ATTENDANCE RECORD**

1.1 Present

Mayor R Grigg  
Councillor M Bishop – Left the meeting at 7.38pm  
Councillor G Busato  
Councillor E Fricker  
Councillor M Graham-King  
Councillor D Shetliffe  
Councillor G Webster  
Councillor D Whiting  
Councillor J Williams

Chief Executive Officer, K Magro  
General Manager, H Barclay  
Protocol, Compliance & Governance Officer, D Bria  
Manager Assets & Infrastructure, J Bowen  
Manager Community Development & Engagement, F Deckert  
Manager Customer Experience, L Allery  
Manager Planning & Environment, M Kwiatkowski  
Property & Contracts Officer, A Down

1.2 Apologies

Nil

1.3 Not Present / Leave of Absence

**MOVED: Councillor Fricker**

**SECONDED: Councillor Busato**

**CNC407/16-17**

That Councillor Bishop be granted leave of absence for the 19 June 2017 Ordinary Council meeting

and

Councillor Webster be granted leave of absence from 21 August to 1 October 2017.

**CARRIED**

**2. CONFIRMATION OF MINUTES**

**MOVED: Councillor Shetliffe**

**SECONDED: Councillor Bishop**

**CNC408/16-17**

That the minutes of the Council meeting held on the 18 April 2017 be confirmed as a true and accurate record of the proceedings.

**CARRIED**

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

Nil

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

4.1 Mayors Report

**MOVED: Councillor Bishop**  
**SECONDED: Councillor Williams**

**CNC409/16-17**

That Council receives and notes the Mayoral Diary from 13 April 2017 to 10 May 2017.

**CARRIED**

**5. QUESTIONS WITHOUT NOTICE**

5.1 Draft Town Movement Action Plan - Councillor Webster

Why would a draft working document included as attachment A to item 12.1.1 Draft Town Walkerville Traffic Plan, not yet supported by the SPDPC Committee, be published in the Council Agenda? Making an incomplete document publically available could cause confusion to members of the community.

Administration Response – General Manager

The intent of this agenda item was to ensure that all Council members were provided with the document as presented to members of the SPDPC. The SPDPC meetings are open to the public and agendas (inclusive of attachments) and minutes are publically available.

**6. QUESTIONS FROM THE GALLERY**

Nil

**7. QUESTIONS ON NOTICE**

7.1 Legal Expenses – Councillor Whiting

In the light of the recent press articles regarding the total expenditure of monies by SA Council's on legal advice, I ask that Administration detail Walkerville Council's expenditure on legal costs (advice and court cases) in the last 12 months on expenditure category areas, for example, planning appeals, general advice on policy or legislation issues, matters concerning elected members (code of conduct, conflict of interest) and staff re employment matters.

Administration Response – Chief Executive Officer

As members will recall, Council has undertaken a vigorous procurement process and has established a vendor panel enabling Administration to seek specialised advice from respective law firms. The following breakdown of legal expenditure for 2016/2017 by category is provided as follows:

Administration	\$ 7,282.53
Policy & Legislation	\$ 1,701.00
Regulatory Services	\$ 3,553.00
Property & Contracts	\$ 51,110.83
Planning & Development	\$ 16,323.55
Code of Conduct	\$ 2,001.40

## 8. PETITIONS

Nil

## 9. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

Nil

## 10. MOTIONS WITHOUT NOTICE

10.1 Ramsay Art Prize Evening

**MOVED: Councillor Whiting**

**SECONDED: Councillor Webster**

### CNC410/16-17

That Councillor David Whiting be approved to formally represent the Town of Walkerville at the Ramsay Art prize evening on Saturday 27 May 2017.

**CARRIED**

## 11. MOTIONS WITH NOTICE

11.1 Street Signage Upgrade – Councillor Bishop

**MOVED: Councillor Bishop**

**SECONDED: Councillor Whiting**

### CNC411/16-17

Members of Council request the Administration of The Town of Walkerville to investigate, for the 2018 –2019 budget, the cost and any issues that may arise around up grading the street signage, to better suit the historical appearance of the Town of Walkerville.

and

Members of Council request the Administration of The Town of Walkerville to investigate, for the 2018 – 2019 budget, the cost and any issues that may arise around hiring an historian to advise on the addition of Blue History plaques to appropriate buildings and infrastructure, and the cost of these plaques for the Town of Walkerville.

**CARRIED**

## **12. REPORTS REQUIRING DECISION OF COUNCIL**

### 12.1 Strategy

12.1.1 Draft Town of Walkerville Traffic Plan (A Movement Management Plan) Update

**MOVED: Councillor Shetliffe**  
**SECONDED: Councillor Fricker**

**CNC412/16-17**

Councillor Bishop left the Chamber at 7.38pm and did not return.

That Council note and receive the recommendation of the Strategic Planning & Development Policy Committee from their meeting on 5 May 2017, and note the change to the timetable for the final stages of the development of the Draft Town of Walkerville Traffic Plan (A Movement Management Plan).

**CARRIED**

### 12.2 Policy

12.2.1 Outdoor Dining Policy

**MOVED: Councillor Shetliffe**  
**SECONDED: Councillor Fricker**

**CNC413/16-17**

1. That Council receive and endorse the recommendations of the Strategic Planning and Development Policy Committee from the 5 May 2017 relating to the community consultation for the Outdoor Dining Policy.
2. That Council adopt the Outdoor Dining Policy contained in Attachment B, with no amendments.

**CARRIED**

12.2.2 Damage to Council Infrastructure Policy

**MOVED: Councillor Whiting**  
**SECONDED: Councillor Graham-King**

**CNC414/16-17**

That Council adopt the Damage to Council Infrastructure Policy contained in Attachment A, with no amendments.

**CARRIED**

## 12.3 Operational

### 12.3.1 2017-2018 Draft Budget and Draft Annual Business Plan

**MOVED: Councillor Whiting**

**SECONDED: Councillor Fricker**

#### **CNC415/16-17**

That the Council endorses the Draft Budget and Draft Annual Business Plan for the financial year 2017-18 (Attachment A) and releases it to the public for comment as a part of the Statutory Consultation Process, prescribed under the *Local Government Act (1999)*.

**CARRIED**

### 12.3.2 2016 2017 CAPEX Projects Status Report May 2017

**MOVED: Councillor Shetliffe**

**SECONDED: Councillor Webster**

#### **CNC416/16-17**

1. That the 2016/17 CAPEX Projects Program Status Report, May 2017, be received and noted.
2. That the Town of Walkerville, recommends to NPSP Council, that the Councils (Town of Walkerville and City of Norwood, Payneham and St Peters), invest in a communications strategy to be delivered forthwith, and within the existing budget framework, to effectively communicate the delays associated with the Gilberton Swing Bridge program of work, and;
3. That (notwithstanding, NPSP are the Construction Project Managers), Town of Walkerville formally offer to assist NPSP in Construction Project Management to expedite, the program.
4. That the program budget for the Gilberton Swing Bridge Refurbishment be 'carried forward' into 2017/18.

**CARRIED**

### 12.3.3 Adelaide and Mount Lofty Natural Management Board Proposed Levy Increase

**MOVED: Councillor Whiting**

**SECONDED: Councillor Shetliffe**

#### **CNC417/16-17**

That Council instructs Administration to write to the Adelaide and Mount Lofty Ranges Natural Resources Management Board (NRM) informing them that increases to the NRM Levy should be no more than 3%.

**CARRIED**

### 12.3.4 Lansdowne Terrace Road and Stormwater Drainage Project Update

**MOVED: Councillor Shetliffe**  
**SECONDED: Councillor Webster**

**CNC418/16-17**

1. That Council receives and notes the report titled '*Lansdowne Terrace Road and Stormwater Drainage Project Update*'.
2. Council authorises the Administration to commence the first round of community consultation with the Lansdowne Terrace community and surrounds, to seek community input into the road design prior to finalising the same.
3. Council acknowledges the Administration's ongoing discussions with adjoining Councils towards co-funding stormwater elements of the program associated with catchment responsibilities.

**CARRIED**

12.3.5 Transition from Development Assessment Panel to Council Assessment Panel

**MOVED: Councillor Shetliffe**  
**SECONDED: Councillor Graham-King**

**CNC419/16-17**

That Council endorse the current Independent Development Assessment Panel Members to the four Independent Member positions of the Council Assessment Panel (CAP) when the *Planning, Development and Infrastructure Act 2016* is enacted.

**CARRIED**

12.3.6 Parking Control Review, Medindie Phase 2 (March 2017) Parking Evaluation Survey

**MOVED: Councillor Busato**  
**SECONDED: Councillor Williams**

**CNC420/16-17**

That Council receives and notes the report, '*Parking Control Review, Medindie, Phase 2 (March 2017) Parking Evaluation Survey*'.

**CARRIED**

At 8.25 Councillor Whiting left the Chamber

12.3.7 ERA Water – Appointment of Deputy Member

At 8.28 Councillor Whiting re entered the Chamber

**MOVED: Councillor Whiting**  
**SECONDED: Councillor Busato**

**CNC421/16-17**

That Council appoints Councillor Whiting as Deputy Board Member to the ERA Water Board until the conclusion of the 2018 general Council Elections.

**CARRIED**

12.3.8 Sponsorship Agreement Extension for Neighbourhood Watch

**MOVED: Councillor Shetliffe**  
**SECONDED: Councillor Williams**

**CNC422/16-17**

That Council endorses the extension of the current Sponsorship Agreement with the Walkerville Neighbourhood Watch until June 2018.

**CARRIED**

### **13. IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION**

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC423/16-17**

That items 14.2.1, 14.3.1, 14.3.2, 14.3.5, 14.3.7, 14.3.8 & 14.3.10 be moved as per their recommendations.

**CARRIED**

### **14. REPORTS PRESENTED FOR INFORMATION**

#### 14.1 Strategy

Nil

#### 14.2 Policy

14.2.1 Major Development Status – Retirement Villages and Residential Care Facilities Update

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC424/16-17**

That the Council receive and note the update in relation to the Major Development Status for Retirement Villages and Residential Care Facilities.

**CARRIED**

#### 14.3 Operational

14.3.1 Monthly Financial Report

**MOVED: Councillor Fricker**



**SECONDED: Councillor Busato**

**CNC425/16-17**

That Council receives and notes the Monthly Financial Report as at 30 April 2017.

**CARRIED**

14.3.2 Strategic Planning & Development Policy Committee (SPDPC) Minutes – May 2017

**MOVED: Councillor Fricker**

**SECONDED: Councillor Busato**

**CNC426/16-17**

That Council receive and note the minutes of the Strategic Planning & Development Policy Committee meeting held on 5 May 2017.

**CARRIED**

14.3.3 Customer Experience Service Report

**MOVED: Councillor Shetliffe**

**SECONDED: Councillor Williams**

**CNC427/16-17**

That Council receives and notes the Customer Experience Service Report for April 2017.

**CARRIED**

14.3.4 Works Report

**MOVED: Councillor Graham-King**

**SECONDED: Councillor Busato**

**CNC428/16-17**

That Council receives and notes the Works Report for April 2017.

**CARRIED**

14.3.5 East Waste Management Authority Tonnage Rates

**MOVED: Councillor Fricker**

**SECONDED: Councillor Busato**

**CNC429/16-17**

That the report provided by the Eastern Waste Management Authority (trading as East Waste), showing the monthly tonnages collected for the period July 2016 – June 2017 and the monthly recycling statistics for March 2017 be received and noted.

**CARRIED**

14.3.6 East Waste Board Minutes

**MOVED: Councillor Busato**  
**SECONDED: Councillor Webster**

**CNC430/16-17**

That Council receives and notes the East Waste Board Minutes for the meeting convened on 27 April 2017.

**CARRIED**

14.3.7 Murray Darling Association Board Meeting Minutes

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC431/16-17**

That Council receives and notes the Murray Darling Association Board Minutes convened on 21 April 2017.

**CARRIED**

14.3.8 Eastern Health Authority Delegates Report

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC432/16-17**

That Council receives and notes the Eastern Health Authority Delegates Report.

**CARRIED**

14.3.9 Correspondence

**MOVED: Councillor Graham-King**  
**SECONDED: Councillor Busato**

**CNC433/16-17**

That Correspondence marked as attachment A be noted.

**CARRIED**

14.3.10 Outstanding Council Resolutions / Action Report

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC434/16-17**

That Council receives and notes the list of Council resolutions currently being processed as at 15 May 2017.

**CARRIED**

**15. URGENT OTHER BUSINESS**

Nil

**16. CONFIDENTIAL ITEM**

16.1.1 Strategic Property – Master Planning Framework

**MOVED: Councillor Whiting**

**SECONDED: Councillor Fricker**

**CNC435/16-17**

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 the Council's Chief Executive Officer, Kiki Magro, General Manager, Heather Barclay, Manager Assets & Infrastructure, Joshua Bowen, Manager Community Development & Engagement, Fiona Deckert, Manager Customer Experience, Linda Allery, Property & Contract Officer, Allison Down and Protocol Compliance & Governance Officer, Deb Bria be excluded from attendance at the meeting for the report titled '*Strategic Property – Masterplanning Framework*'.

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 confer a commercial advantage on a third party that would, on balance, be contrary to the public interest.

**CARRIED**

16.1.1 Strategic Property – Master Planning Framework (cont)

**MOVED: Councillor Williams**

**SECONDED: Councillor Fricker**

**CNC436/16-17**

That Council:

1. receive and note the report and its Attachments, titled *Strategic Property – Masterplanning Framework*;
2. review, amend and endorse the notes prepared from the Elected Member Workshop held on Wednesday 29 March 2017 appearing as Attachment B;
3. instruct administration to proceed with masterplanning the Levi Caravan Park (and Levi Park) as the first priority within the timeline set out in slide 2 of Ekistics powerpoint presentation and appearing at Attachment A;
4. instruct administration to proceed with masterplanning the Smith St / Fuller St site as the second priority within the timeline set out in slide 2 of Ekistics powerpoint presentation and appearing at Attachment A ;
5. instruct administration to treat the Walkerville Oval Precinct plan as the third priority within the timeline set out in slide 2 of Ekistics powerpoint presentation and appearing at Attachment A;

AND

That administration provide update reports to Council as and when they become available.

**CARRIED**

16.1.1 Strategic Property – Master Planning Framework (cont)

**MOVED: Councillor Whiting**  
**SECONDED: Councillor Graham-King**

**CNC437/16-17**

Pursuant to s.91(7)

That having considered Agenda Item '*Strategic Property – Masterplanning Framework*' 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 entitled '*Strategic Property – Masterplanning Framework*' 15 May 2017, relevant to this Agenda Item be retained in confidence until 31 December 2020 or 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 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**

16.1.2 Leases and Licences Up-Date

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Busato**

**CNC438/16-17**

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 the Council's Chief Executive Officer, Kiki Magro, the General Manager, Heather Barclay, Property and Contract Officer, Allison Down, Protocol, Compliance & Governance Officer, Deb Bria, Manager Assets & Infrastructure Joshua Bowen, Manager Community Development & Engagement, Fiona Deckert Manager and Customer Experience Linda Allery be excluded from attendance at the meeting for the report on Lease and Licences.

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 information that is commercial information of a confidential nature the disclosure of which could reasonably expected to prejudice the commercial position of the person who supplied the information or that would confer a commercial advantage on a third party and that would, on balance, be contrary to the public interest.

**CARRIED**

16.1.2 Leases and Licences Up-Date (cont)

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Williams**

**CNC439/16-17**

That the Lease and Licence Up-Date Report, 15 May 2017, be received and noted.

**CARRIED**

**MOVED: Councillor Fricker**  
**SECONDED: Councillor Graham-King**

**CNC440/16-17**

Pursuant to s.91(7)

That having considered the Agenda Item, Lease and Licence Up-Date Report, 15 May 2017 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 entitled Lease and Licence Up-Date Report, 15 May 2017 relevant to this Agenda Item be retained in confidence (excepting that Council authorises the release of the resolution / minutes) until the matters are resolved 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**

**CLOSURE**

The meeting closed at 9.27pm

Presiding Member Signature:.....

Date:.....

