



MINUTES

of

COUNCIL MEETING

held in

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

on

MONDAY 18 JANUARY 2016 AT 7PM

KIKI MAGRO
CHIEF EXECUTIVE OFFICER

MINUTES
18 January 2016

The Mayor declared the meeting open at 7.00pm

1. ATTENDANCE RECORD

1.1 Present

Mayor R Grigg
Councillor M Bishop
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 Finance, G Lewis
Marketing & Communications Manager, S DeNicola
Manager Community Services, F Deckert
Manager Planning & Regulatory Services, B Willmott
Manager Assets & Infrastructure, J Bowen
Property and Contracts Manager, J Forde

1.2 Apologies

Nil

1.3 Not Present / Leave of Absence

Leave of Absence – Councillor Busato (Approved 21 December 2015)

2. CONFIRMATION OF MINUTES

MOVED: Councillor Fricker
SECONDED: Councillor Shetliffe

CNC252/15-16

That the minutes of the Council meeting held on the 21 December 2015 be confirmed as a true and accurate record of the proceedings.

CARRIED

3. DECLARATIONS OF INTEREST

Councillor Fricker declared an interest in Agenda item 13.3.4 Australian Institute of Company Directors Governance Summit and informed Members that the matter reflects her attendance at a conference.

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

4.1 Mayors Report

MOVED: Councillor Webster
SECONDED: Councillor Graham-King

CNC253/15-16

That the Mayoral Diary from 17 December 2015 to 13 January 2016 be received and noted.

CARRIED

5. QUESTIONS WITHOUT NOTICE

Nil

6. QUESTIONS FROM THE GALLERY

Nil

7. QUESTIONS ON NOTICE

Nil

8. PETITIONS

Nil

9. DEPUTATIONS / REPRESENTATIONS

Nil

10. MOTIONS WITHOUT NOTICE

10.1.1 Carparking Walkerville Tce Shopping Precinct - Councillor Graham-King

MOVED: Councillor Graham-King
SECONDED: Councillor Webster

CNC254/15-16

As part of the Council movement action plan a workshop be held to review the parking arrangements within the shopping precinct along Walkerville Terrace.

CARRIED

10.1.2 ERA Water – Councillor Webster

MOVED: Councillor Webster
SECONDED: Councillor Bishop

CNC255/15-16

That a report on the ERA Water project be presented to the February 2016 Ordinary meeting and that the report include:

1. The timing for completion of the wetland and injection/extraction infrastructure
2. The most recent budget review and whether costs will be affected by the delay in the construction timeline and by how much
3. Estimated delivery date of water to those clients who signed up last year

CARRIED

11. MOTIONS WITH NOTICE

Nil

12. IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION

MOVED: Councillor Fricker

SECONDED: Councillor Webster

CNC256/15-16

That items 13.3.4, 14.3.7, 14.3.8 & 14.3.9 be moved as per their recommendations.

CARRIED

13. STAFF REPORTS REQUIRING DECISION OF COUNCIL

13.1 Strategy

13.1.1 Review of the Strategic Plan 2012-2016

At 7.20pm

MOVED: Councillor Shetliffe

SECONDED: Councillor Webster

CNC257/15-16

That a suspension of standing orders be entered into for a period of 10 minutes to enable further discussion on the matter.

CARRIED

At 7.31pm

MOVED: Councillor Williams

SECONDED: Councillor Webster

CNC258/15-16

That a suspension of standing orders be entered into for an additional 10 minutes.

CARRIED

At 7.34pm

MOVED: Councillor Webster

SECONDED: Councillor Fricker

CNC259/15-16

That standing orders be resumed.

CARRIED

MOVED: Councillor Webster
SECONDED: Councillor Graham-King

CNC260/15-16

That Council endorse the draft framework for the 2016 – 2020 strategic community plan (formerly known as the Strategic Plan) as follows, to provide administration the guidance and direction in order to further develop the plan for Councils consideration:

| | |
|------------------------|--|
| TITLE | 2016 – 2020 Living in the Town of Walkerville: a strategic Community Plan |
| VISION | A Council that supports the aspirations and wellbeing of the community, by working alongside the community. |
| MISSION | This Council will make decisions and take actions that are shaped by the interest and values of the community. We respect our history that makes the Town of Walkerville unique. This Council will provide services that are equitable, responsible and sustainable |
| VALUES | We are a Council that is: transparent, accountable, fair, caring, honest, responsible, ethical, collaborative, adaptable, respectful, flexible, resilient, aspirational, empathetic, balanced decision makers |
| KEY FOCUS AREAS | <ol style="list-style-type: none"> 1. vibrant local culture, inspired by diversity and inclusivity 2. sustainable and resilient future, based on a sensitive approach to planning, heritage, economic development and the public realm 3. transparent and accountable local tier of Government that is respected for its forward thinking approaches and cross-Council collaborations 4. healthy, connected and inspired community 5. positive and respectful customer service experience delivered by professional, informed and cohesive work force |

CARRIED

13.2 Policy

13.2.1 Community Fund Sponsorship Policies

MOVED: Councillor Webster
SECONDED: Councillor Fricker

CNC261/15-16

1. That Council reviews the updated policies relating to the Community Fund Program and Sponsorship.
2. That these two draft policies with track changes as amended, included as Community Fund Program (Attachment A) and Sponsorship – accepting and provision of (Attachment B) in this report are adopted by the Council.

CARRIED

13.2.2 Plaques Policy

MOVED: Councillor Williams
SECONDED: Councillor Webster

CNC262/15-16

That the existing Memorial Plaques Policy marked as attachment A be replaced with the Plaques Policy, marked as Attachment B be amended to include;

- that Council include a map to identify the plaques location and information on the individual person or group is to be made electronically;
- information on the individual or group is to be made available by the applicant;
- if a structure or plaque is removed that Council consult with the donor to find an alternative location.

CARRIED

13.3 Operational

13.3.1 Waste Management Program

MOVED: Councillor Whiting
SECONDED: Councillor Webster

CNC263/15-16

1. Council instructs Administration to waive the 2015/2016 service charge for additional green bins and reimburse those who have already paid the fee.
2. That Council approves the proposed domestic "At-Call" hard waste service program for 2016/2017 and beyond and includes the expected costs in the 2016/2017 Draft Budget.

CARRIED

13.3.2 Liquor Licensing Discussion Paper

At 8.40pm Cr Whiting left the Chamber

At 8.45pm Cr Whiting re entered the Chamber

MOVED: Councillor Shetliffe
SECONDED: Councillor Webster

CNC264/15-16

That:

Council endorse the proposed response (Attachment B) to the State Governments Liquor Licensing Discussion Paper 'Issues for Consideration' and authorises the Administration to forward this response to Consumer and Business Affairs for consideration.

CARRIED

13.3.3 Walkerville Sports Club – Replacement Elevator and DDA Ramp Feasibility

MOVED: Councillor Whiting
SECONDED: Councillor Williams

CNC265/15-16

That Council instruct the Administration to defer any action relating to replacement elevator and DDA ramp feasibility at the Walkerville Sports Club and that the matter be remitted to Council for further consideration during its 2016/17 budget deliberations.

CARRIED

13.3.4 Australian Institute of Company Directors Governance Summit

MOVED: Councillor Webster
SECONDED: Councillor Graham-King

The report is received and noted.

Amendment

MOVED: Councillor Shetliffe
SECONDED: Councillor Whiting

That Council endorses Councillor Fricker's attendance at the Australian Institute of Company Directors Governance Summit being held from Thursday 3 March to Friday 4 March 2016, with 50% of the costs associated with the Summit being met by Councillor Fricker.

Amendment Lost

The Mayor put the original motion and upon being put was carried.

MOVED: Councillor Webster
SECONDED: Councillor Graham-King

CNC266/15-16

The report is received and noted.

CARRIED

14. STAFF REPORTS PRESENTED FOR INFORMATION

14.1 Strategy

Nil

14.2 Policy

Nil

14.3 Operational

14.3.1 2015 2016 CAPEX OPEX Projects Status Report January 2016

At 9.06pm Cr Graham-King left the Chamber

At 9.09pm Cr Graham-King re entered the Chamber

MOVED: Councillor Webster

SECONDED: Councillor Fricker

CNC267/15-16

That the 2015/16 CAPEX & OPEX Projects Program Status Report, January 2016, be received and noted.

CARRIED

14.3.2 Monthly Financials – Dec 2015

MOVED: Councillor Shetliffe

SECONDED: Councillor Webster

CNC268/15-16

That Council receives and notes the Monthly Financial Report for December 2015.

CARRIED

14.3.3 Credit Card Status Report July 2015 to Dec 2015

MOVED: Councillor Webster

SECONDED: Councillor Whiting

CNC269/15-16

That the Credit Card Status Report for the period July 2015 to December 2015 be received and noted and that the Credit Card Status Report is no longer required by Council.

CARRIED

14.3.4 Community Services Report

MOVED: Councillor Fricker

SECONDED: Councillor Webster

CNC270/15-16

That the Community Services Report for January 2016 be received and noted.

CARRIED

14.3.5 Works Report

MOVED: Councillor Webster
SECONDED: Councillor Bishop

CNC271/15-16

That the Works Report for December 2015 be received and noted.

CARRIED

14.3.6 Elected Member Training & Development Plan

MOVED: Councillor Webster
SECONDED: Councillor Williams

CNC272/15-16

That the Elected Members Training & Development Plan report be received and noted.

CARRIED

14.3.7 Eastern Waste Management Authority Tonnage Rates

MOVED: Councillor Fricker
SECONDED: Councillor Webster

CNC273/15-16

That the report provided by the Eastern Waste Management Authority (trading as East Waste), showing the monthly tonnages collected for the period July 2015 – June 2016 and the monthly recycling statistics for the period July 2015 to November 2015 be received and noted.

CARRIED

14.3.8 Correspondence

MOVED: Councillor Shetliffe
SECONDED: Councillor Fricker

CNC274/15-16

That Correspondence marked as attachment A & B be noted.

CARRIED

14.3.9 Outstanding Council Resolutions / Action Report

MOVED: Councillor Fricker
SECONDED: Councillor Webster

CNC275/15-16

That the attached list of outstanding Council resolutions as at 18 January 2016 be received and noted.

CARRIED

15. URGENT OTHER BUSINESS

Nil

16. CONFIDENTIAL ITEMS

16.1.1 Lease and Licence for Community Land and Buildings Policy

MOVED: Councillor Whiting

SECONDED: Councillor Shetliffe

CNC276/15-16

That pursuant to Section 90(2) of the Local Government Act 1999 Council order that the public be excluded, with the exception of members of Council staff, namely the Chief Executive Officer, Kiki Magro, the General Manager, Heather Barclay, the Property and Contracts Manager, James Forde and the Protocol, Compliance & Governance Officer, Deb Bria from being present at the meeting on the basis that the matter contained in this report is information of the nature specified in subsections 90(3)(b) and (d) of the Act.

CARRIED

MOVED: Councillor Webster
SECONDED: Councillor Shetliffe

CNC277/15-16

That Council resolve that:

1. the Strategic Planning and Development Policy Committee to:
 - 1.1 review the “Town of Walkerville’s Community Land Management Plans” (dated 2004);
 - 1.2 review the “Lease and Licence Community land and Buildings Policy” and the “Use of Council Reserves, Parks, Garden and Open Spaces Policy”; and
 - 1.3 make recommendations to Council with suggested amendments (if any) for in principle approval prior to the public consultation process;
2. concurrently with paragraph 1, the Administration:
 - 2.1. obtain independent legal advice in relation to:
 - 2.1.1 the question of whether management contracts fall within the ambit of section 202 of the Local Government Act 1999 (SA); and
 - 2.1.2 in light of the above and the upcoming legislative amendment, the implications (if any) upon the following existing community land arrangements:
 - 2.1.2.1 Walkerville Bowling Club;
 - 2.1.2.2 INEA YMCA;
 - 2.1.2.3 Walkerville Sports Club;
 - 2.1.2.4 Walkerville Tennis Club;
 - 2.1.2.5 Levi Caravan Park;
 - 2.1.2.6 Walkerville Pre-Kindy; and
 - 2.1.2.7 St Andrew’s Walkerville and Levi Oval licenses;
 - 2.2 subject to the legal advice referred to above, prepare a suite of template documents including leases, licenses and / or management contracts for use across Council’s community land portfolio;
3. having received the legal advice referred to above and having the benefit of the new suite of template documents, the Strategic Planning and Development Policy Committee to:
 - 3.1 review the community land agreements set out in paragraph 2.1.2 above; and
 - 3.2 make recommendations to Council relating to those agreements for Council’s consideration.

4. adopt the following indicative timeline in respect of the matters set out in paragraphs 1 to 3 above:

| Task | Expected Completion Date |
|---|---------------------------------|
| Strategic Planning and Development Policy Committee Community Land Management Plan and Policy review – paragraphs 1.1 and 1.2 | 6 weeks (29 February 2016) |
| Strategic Planning and Development Policy Committee Community Land Management Plan and Policy review recommendations to Council - paragraph 1.3 | 21 March 2016 (Council Meeting) |
| Public Consultation (if required) - paragraph 1.3 | April 2016 |
| Independent Legal Advice – paragraph 2.1 | 29 February 2016 |
| Prepare Suite of Template Documents – paragraph 2.2 | 31 March 2016 |
| Strategic Planning and Development Policy Committee final review and recommendations to Council – paragraph 3.2 | 16 May 2016 (Council Meeting) |

5. that the Administration take no further action in relation to Resolution CNC348/14-15 relating to the Walkerville Pre-Kindy until such time as the indicative timetable set out in this resolution is completed or until otherwise directed by Council.

CARRIED

MOVED: Councillor Whiting

SECONDED: Councillor Webster

CNC278/15-16

That Council, having considered the said information or matter in confidence under Part 3 of Chapter 6 of the Local Government Act 1999, orders, pursuant to Section 91(7) of the Local Government Act 1999, that the Report titled “Lease and Licence for Community land and Buildings Policy Review” in relation to this Agenda Item No 16.1.1 and minutes relating to this Agenda Item No 16.1.1 be kept confidential until the issues identified in this Report have been 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

17. CLOSURE

The meeting closed at 9.39pm

Presiding Member Signature:.....

Date:.....

