MINUTES

of

COUNCIL MEETING

pursuant to the provisions of Section 91 of the
Local Government Act 1999

held at

WALKERVILLE COUNCIL CIVIC CENTRE
COUNCIL CHAMBERS
66 WALKERVILLE TERRACE GILBERTON

on

MONDAY 16 DECEMBER 2024 AT 7.00PM

PLEASE NOTE: While every attempt has been made to ensure the accuracy of these minutes they are still subject to confirmation at the next meeting of Council and as such cannot be construed as an official record of this meeting pursuant to Section 91(11) of the Local Government Act until endorsed at the next meeting.

MINUTES

16 DECEMBER 2024

The Presiding Member declared the meeting open at 7.00pm.

1. OPENING, WELCOME AND ACKNOWLEDGEMENT OF COUNTRY

Town of Walkerville would like to acknowledge the Kaurna 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 Kaurna people have provided to this land, and respect that their cultural heritage and beliefs are as important today as they were for their ancestors.

2. ATTENDANCE RECORD

2.1 Present

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

Staff in Attendance

Acting Chief Executive Officer, Muhammad Jawad
Group Manager Assets & Infrastructure, James Kelly
Acting Group Manager Public Relations, Lisa Cuculowskyj
Team Leader People, Governance and Risk, Jim Dickens
Governance Officer, Yazmin King

2.2 Apologies

Nil.

2.3 Not Present / Leave of Absence

Cr Kaur is on a leave of absence from 12 December 2024 to 11 January 2025, inclusive, **(CNC060/04/24).**

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3. CONFIRMATION OF MINUTES

3.1 Ordinary Council meeting held on 18 November 2024

CNC285/12/24

Moved: Cr Zeppel
Seconded: Deputy Mayor Allanson

That the minutes of the **Ordinary Council** meeting held on 18 November 2024 be confirmed as a true and accurate record of the proceedings.

CARRIED

3.2 CEO Performance Review Committee meeting held on 25 November 2024

CNC286/12/24

Moved: Cr Trotter
Seconded: Cr Rypp

That the minutes of the **CEO Performance Review Committee** meeting held on 25 November 2024 be received and noted.

CARRIED

3.3 CEO Performance Review Committee meeting held on 5 December 2024

CNC287/12/24

Moved: Cr Trotter
Seconded: Deputy Mayor Allanson

That the minutes of the **CEO Performance Review Committee** meeting held on 5 December 2024 be received and noted.

CARRIED

3.4 Special Audit and Risk Committee meeting held on 9 December 2024

CNC288/12/24

Moved: Cr Trotter
Seconded: Cr Rypp

That the minutes of the **Special Audit and Risk Committee** meeting held on 9 December 2024 be received and noted.

CARRIED

3.5 East Waste Board meeting held on 21 November 2024

CNC289/12/24

Moved: Deputy Mayor Allanson
Seconded: Cr Zeppel

That the minutes of the **East Waste Board** meeting held on 21 November 2024 be received and noted.

CARRIED

3.6 Highbury Landfill Authority Audit Committee meeting held on 28 November 2024

CNC290/12/24

Moved: Cr Rypp
Seconded: Cr Williams

That the minutes of the **Highbury Landfill Authority Audit Committee** meeting held on 28 November 2024 be received and noted.

CARRIED

3.7 Highbury Landfill Authority Board meeting held on 28 November 2024

CNC291/12/24

Moved: Cr Rypp
Seconded: Cr Zeppel

That the minutes of the **Highbury Landfill Authority Board** meeting held on 28 November 2024 be received and noted.

CARRIED

4. DECLARATIONS OF INTEREST BY COUNCIL MEMBERS

4.1 Councillor Trotter declared a general conflict of interest in agenda item 17.3, due to nominating an individual for a Walkerville Citizen of the Year Award. Cr Trotter advised that she will remain in the chambers, participate in the discussion and will vote.

4.2 Mayor Jones has declared a general conflict of interest in agenda item 17.3, due to nominating an individual for a Walkerville Citizen of the Year Award. Mayor Jones advised that she will remain in the chambers, participate in the discussion and will only vote in the case of using her casting vote, should it be required.

4.3 Councillor Rypp has declared a general conflict of interest in agenda item 17.3, due to knowing an individual being nominated for a Walkerville Citizen of the Year Award. Cr Rypp advised that he will remain in the chambers, participate in the discussion will vote.

5. BUSINESS ADJOURNED

Nil.

6. DEPUTATIONS

Nil.

7. PETITIONS

Nil.

8. MAYORS DIARY

8.1 Mayors Diary Report – December 2024

CNC292/12/24

Moved: Cr Trotter
Seconded: Cr Rypp

That Council receives and notes the Mayoral Diary from 12 November 2024 to 9 December 2024.

CARRIED

9. COUNCIL MEMBER UPDATES

Nil.

10. QUESTIONS FROM THE GALLERY

Nil.

11. QUESTIONS WITHOUT NOTICE

Nil.

12. QUESTIONS WITH NOTICE

Nil.

13. MOTIONS WITHOUT NOTICE

Nil.

14. MOTIONS WITH NOTICE

Nil.

15. DECISION REPORTS

15.1 Council Resolution Register

CNC293/12/24

Moved: Cr Rypp
Seconded: Cr Vanstone

That Council receives and notes the Council Resolution Register dated 9 December 2024, as a true and correct record, and confirms that it is satisfied that decisions marked as 'complete' have been fully enacted to the satisfaction of Council.

CARRIED

The presiding member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 15.2 Dutton Terrace, Hawkers Road, Herbert Street – Parking Management Plan 2025.

Formal meeting procedures were suspended at 7.06pm.

Formal meeting procedures resumed at 7.17pm

15.2 Dutton Terrace, Hawkers Road, Herbert Street – Parking Management Plan 2025

CNC294/12/24

Moved: Cr Rypp
Seconded: Cr Vanstone

1. That Council endorses the proposed parking management plan shown in Attachment C for the 2025 school year, including the additional 4 properties that have signed the petition.

2. That Council directs Administration to write to the head petitioner and impacted properties, informing them of the proposed parking management plan for the 2025 school year.

3. That Council direct Administration to provide a Council report by it July 2025 Ordinary Meeting to provide an update on Stage 1 of the parking management plan and whether Stage 2 is required.

CARRIED

15.3 Council Assessment Panel Membership

CNC295/12/24

Moved: Cr Trotter
Seconded: Cr Vanstone

1. That Councillor Zeppel be appointed as a Member of the Council Assessment Panel for a term commencing on 19 December 2024 until the end of the council term.

2. That Councillor Rypp be appointed as a Deputy Member of the Council Assessment Panel a term commencing on 19 December 2024 until the end of the council term.

4. That the Councillor appointed as Deputy Member of the Council Assessment Panel will only be invited to meetings when the Council Member appointed to the Panel is unable to attend.

5. That the Independent Member appointed as Deputy Member of the Council Assessment Panel will be invited to meetings when any Independent Member of CAP is unable to attend.

6. In the event the Council Member is unavailable to attend the CAP Meeting, the Deputy Council Member will be invited to attend. If both are absent, the Independent Deputy Member may be invited.

CARRIED

15.4 Eastern Health Authority (EHA) Board Membership

CNC296/12/24

Moved: Cr Rypp
Seconded: Cr Vanstone

That Council appoint Councillor Allanson and Nenke as Members of the Eastern Health Authority Board for a term commencing on 19 December 2024 until the end of the council term.

CARRIED

15.5 Eastern Region Alliance (ERA) Water Board Membership

CNC297/12/24

Moved: Cr Rypp
Seconded: Cr Trotter

1. That Councillor Vanstone be appointed as a Member of the Eastern Region Alliance Water Board for a term commencing on 19 December 2024 until the end of the council term.

2. That Chief Executive Officer be appointed as a Deputy Member of the Eastern Region Alliance Water Board for a term commencing on 19 December 2024 until the end of the council term.

CARRIED

15.6 Councillor Kaur Leave of Absence Request

CNC298/12/24

Moved: Cr Rypp
Seconded: Cr Trotter

That Council approves Cr Kaur's request for leave of absence from 12 December 2024 to 11 January 2025, inclusive.

CARRIED

16. INFORMATION REPORTS

16.1 2023/24 Financial Results Comparison Report

CNC299/12/24

Moved: Cr Rypp
Seconded: Cr Trotter

That Council receives and notes the 2023/24 Financial Results Comparison Report, which is provided in accordance with Regulation 10 of the *Local Government (Financial Management) Regulations 2011*.

CARRIED

16.2 Decisions of Council Assessment Panel 9 December 2024

CNC300/12/24

Moved: Cr Vanstone
Seconded: Deputy Mayor Allanson

That Council receive and note the Decisions of Council Assessment Panel 9 December 2024 report.

CARRIED

16.3 Monthly Financial Report - November 2024

CNC301/12/24

Moved: Cr Rypp
Seconded: Cr Trotter

That Council receive and note the Monthly Financial Report as of 30 November 2024.

CARRIED

16.4 Monthly Works Report - November 2024

CNC302/12/24

Moved: Cr Vanstone
Seconded: Cr Zeppel

That Council receive and note the Monthly Works Report for November 2024.

CARRIED

17. CONFIDENTIAL REPORTS

17.1 ERA Water Sustainability Report

CNC303/12/24

Moved: Cr Rypp
Seconded: Cr Zeppel

Pursuant to section 90(2) and 90(3)(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, Muhammad Jawad; Group Manager Assets & Infrastructure, James Kelly; Acting Group Manager Public Relations, Lisa Cuculowskyj; Team Leader, People, Governance & Risk, Jim Dickens; Dr Andrew Johnson, and Governance Officer, Yazmin King, be excluded from attendance at the meeting for Agenda Item 17.1 ERA Water Sustainability Report.

The Council is satisfied that pursuant to section 90(3)(d) of the Act, the information to be received, discussed and considered in confidence as the information in relation to this agenda item includes information of a confidential nature (not being a trade secret) the disclosure of which –

(i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

(ii) would, on balance, be contrary to the public interest.

The Council is satisfied the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.

CARRIED

The time being 7.26pm the meeting moved into confidence.

The presiding member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 17.1 ERA Water Sustainability Report.

Formal meeting procedures were suspended at 7.26pm.

Formal meeting procedures resumed at 7.31pm

CNC304/12/24

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CNC305/12/24

Moved: Cr Trotter
Seconded: Cr Zeppel

Pursuant to section 91(7)

That having considered Agenda Item 17.1 ERA Water Sustainability Review Update in confidence under section 90(2) & 90(3)(d) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act, orders that the report, minutes and all attachments to this Agenda Item be retained in confidence for a period of five (5) years 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.

CARRIED

The time being 7.32pm the meeting moved out of confidence.

17.2 Audit and Risk Committee Independent Membership

CNC306/12/24

Moved: Cr Rypp
Seconded: Cr Trotter

Pursuant to section 90(2) and 90(3)(a)

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 Muhammad Jawad, Group Manager Assets & Infrastructure James Kelly, Acting Group Manager Public Relations, Lisa Cuculowskyj, Team Leader People Governance and Risk, Jim Dickens, Dr Andrew Johnson and Governance Officer Yazmin King be excluded from attendance at the meeting for Agenda Item 17.2 Audit and Risk Committee Independent Membership.

The Council is satisfied that pursuant to sections 90(3)(a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being information regarding suitability for the position of Independent Audit and Risk Committee Member.

Accordingly, on this basis, the Council is satisfied that the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

CARRIED

The time being 7.32pm the meeting moved into confidence.

The presiding member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 17.2 Audit and Risk Committee Independent Membership.

Formal meeting procedures were suspended at 7.33pm.

Formal meeting procedures resumed at 7.48pm

CNC307/12/24

Moved: Cr Rypp
Seconded: Cr Zeppel

That Council appoint Michele Bennetts and Roberto Bria to the position of Audit and Risk Committee Independent Member for a term of three (3) years, commencing on 1 January 2025 until 31 December 2027.

CARRIED

CNC308/12/24

Moved: Cr Trotter
Seconded: Cr Zeppel

Pursuant to section 91(7)

That having considered Agenda Item 17.2 Audit and Risk Committee Independent Membership in confidence under section 90(2) & 90(3)(a) of the Act, the Council, pursuant to section 91(7) of that Act orders that the report and all attachments to this Agenda Item be retained in confidence for a period of five years and the minutes be retained until the successful candidate has been notified, and that pursuant to section 91(9)(c) of the Act the Council delegates to the Chief Executive Officer the review and power to revoke this Order.

CARRIED

The time being 7.48pm the meeting moved out of confidence.

Cr Vanstone left the Chamber at 7.49pm and did not return.

17.3 Walkerville Citizen of the Year Awards

CNC309/12/24

Moved: Cr Rypp
Seconded: Cr Zeppel

Pursuant to section 90(2) and 90(3)(o)

Pursuant to section 90(2) of the Local Government Act 1999 (the Act), the Council orders that all members of the public, except Council's Acting Chief Executive Officer, Muhammad Jawad; Acting Group Manager Public Relations, Lisa Cuculowskyj; Group Manager Assets & Infrastructure, James Kelly; Team Leader People, Governance & Risk, Jim Dickens; Dr Andrew Johnson and Governance Officer Yazmin King, be excluded from attendance at the meeting for Agenda Item 17.3 Walkerville Citizen of the Year Awards.

The Council is satisfied that, pursuant to section 90(3)(o) of the Act, the information to be received, discussed or considered is in confidence as the information in relation to this agenda item includes information relating to a proposed award recipient before the presentation of the award, being information relating to a proposed recipient of the Walkerville Citizen of the Year awards.

Accordingly, on this basis, the Council is satisfied that the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

CARRIED

The time being 7.50pm the meeting moved into confidence.

Cr Trotter having declared a general conflict of interest in item 17.3, due to nominating an individual for a Walkerville Citizen of the Year Award, remained in the chambers, participated in the discussion and voted.

Cr Rypp having declared a general conflict of interest in item 17.3, due to his wife having previously worked with a nominee for a Walkerville Citizen of the Year Award therefore being an acquaintance, remained in the chambers, participated in the discussion and voted.

Mayor Jones having declared a general conflict of interest in item 17.3, due to nominating an individual for a Walkerville Citizen of the Year Award, remained in the chambers, participated in the discussion but was not required to use her casting vote.

The presiding member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 17.3 Walkerville Citizen of the Year Awards.

Formal meeting procedures were suspended at 7.51pm.

Formal meeting procedures resumed at 7.56pm

The presiding member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 17.3 Walkerville Citizen of the Year Awards.

Formal meeting procedures were suspended at 7.57pm.

Formal meeting procedures resumed at 8.02pm

CNC310/12/24

[redacted]

- [redacted]

- [redacted]

[redacted]

Having participated in the meeting for Item 17.3 Cr Trotter voted in favour for the motion.

Having participated in the meeting for Item 17.3 Cr Rypp voted in favour for the motion.

Having participated in the meeting for Item 17.3 Mayor Jones did not exercise her casting vote.

CNC311/12/24

Moved: Cr Trotter
Seconded: Cr Zeppel

Pursuant to section 91(7)

That having considered Agenda Item 17.3 Walkerville Citizen of the Year Awards in confidence under section 90(2) and (3)(o) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, minutes and all attachments relevant to this Agenda Item be retained in confidence until the announcement of the Walkerville Citizen of the Year Award winners, 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.

CARRIED

The time being 8.03pm the meeting moved out of confidence.

18. CLOSURE

The Presiding Member declared the meeting closed at 8.03pm.

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