MINUTES

OF THE

COUNCIL MEETING

HELD ON

TUESDAY 9 JULY 2019
COUNCIL

MINUTES 9 JULY 2019

MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBERS, 131 BELAIR ROAD, TORRENS PARK ON TUESDAY, 9 JULY 2019 AT 7:00PM.

MEMBERSHIP:  Mayor (H Holmes-Ross)
Crs J Bange, J Berry, A Christopoulos, S Fisher, K Hockley, D Kruse, C McCarthy, D Munro, J Sanderson, K Steele, L Taeuber, A Tilley and Y Todd

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MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBERS, 131 BELAIR ROAD, TORRENS PARK ON TUESDAY, 9 JULY 2019 AT 7:00PM.

**MEMBERSHIP:**  
Mayor (H Holmes-Ross)  
Crs J Bange, J Berry, A Christopoulos, S Fisher, K Hockley, D Kruse, C McCarthy, D Munro, J Sanderson, K Steele, L Taeuber, A Tilley and Y Todd

**PLEDGE AND KAURNA ACKNOWLEDGEMENT**

The Mayor pledged:

*We acknowledge that this land we meet on is the traditional land of the Kaurna people. We respect their spiritual relationship with their country.*

*We, as a Council, welcome all members of the community and pledge honesty and good governance in all of our dealings.*
PRESENT: Her Worship the Mayor (H Holmes-Ross)  
Crs J Bange, A Christopoulos, S Fisher, K Hockley, D Kruse, C McCarthy, D Munro, J Sanderson, K Steele, L Taeuber, A Tilley and Y Todd

Y Todd left the meeting at 9.11pm.  
A Christopoulos left the meeting at 9.27pm.  
J Bange left the meeting at 10.24pm.

APOLOGIES:  
Cr J Berry

LEAVE OF ABSENCE:

ABSENT:

STAFF IN ATTENDANCE: Chief Executive Officer (M Pears), General Manager, Engineering & Horticulture (D Baker), General Manager Corporate Services and Innovation (W Reynolds), Acting General Manager Development Services & Community Safety (S Saffin), General Manager Organisational & Community Development (K O’Neill), Group Manager (M Romaine), Manager Property (T Vi-Alternetti), Acting Finance Manager (L Northcott) Business Partner – Strategic Planning and Projects (B Higgett), Senior Planner (C Byrne), Business Partner Finance (M Wildy), Rating Service Officer (B Griffen), Elected Member Support (J Barrett), Civic Events Officer (N Franklin), Community Development (U Fuat), Team Leader Community Wellbeing (K Head), Corporate Performance (V Fisher), Graduate Officer (D Arblaster), Business Partner Systems Analyst (N Molloy), Business Partner Procurement (J De Vries), Minute Secretary (D Horton),

WELCOME
The Mayor welcomed those present to the meeting and advised the Chamber that the meeting was being recorded for teaching and training purposes.

BUSINESS
1. ELECTED MEMBERS’ DECLARATIONS OF INTERESTS

Cr Todd and Cr Tilley indicated they would leave the meeting and not participate in the debate or decision on item 8.4 Tree Report July 2019, Decision 2 –Regulated Trees, to avoid breaches of the Assessment Panel Members - Code of Conduct adopted pursuant to Schedule 3 of the Planning, Development and Infrastructure Act 2016 (PDI Act).
2. CONFIRMATION OF MINUTES

2.1 FULL COUNCIL MEETING - 25 JUNE 2019

MOVED Cr Bange

That the Minutes of the Full Council Meeting held on 25 June 2019 be confirmed.

SECONDED Cr Christopoulos CARRIED

SUSPENSION OF PROCEEDINGS

MOVED Cr Hockley

There being approval of more than two-thirds of the members present, the Mayor suspended proceedings at 7:05 pm pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow Mr Mark Gregory, Vice President (Corporate Services) at Flinders University to present to Council on the Flinders Village.

SECONDED Cr Todd CARRIED UNANIMOUSLY

PRESENTATION

MR MARK GREGORY, VICE PRESIDENT CORPORATE SERVICES (COO) – FLINDERS VILLAGE

Mr Mark Gregory, Vice President, Corporate Services (COO) at Flinders University has been granted permission to address the Council concerning Flinders Village and took questions from Elected Members.

RESUMPTION OF PROCEEDINGS

Following the completion of Mr Mark Gregory’s presentation, the Mayor determined that the period of suspension be brought to an end at 7:22 pm.

CHANGE TO ORDER OF BUSINESS

MOVED Cr Bange

That the deputations approved for Mr Young, Miss Hurley and Miss McGuire – Price Memorial Oval be dealt with at this time as they relate to Item 3.1 Price Memorial Oval - Stage 1 Female Facilities Change room project update.

SECONDED Cr Steele CARRIED UNANIMOUSLY
4.2 DEPUTATION - MR YOUNG, MISS HURLEY AND MISS MCGUIRE – PRICE MEMORIAL OVAL

Mr Young as Chairman of Sturt District Cricket Club, Miss Hurley as Captain of the Mitcham Hawks Women’ Team and Miss McGuire as a Member of the Sturt District Cricket Club, were granted permission to address the Council concerning Item 3.1 Adjourned Motion Price Memorial Oval – Stage 1 Female Friendly Facilities Change room project.

3. ADJOURNED MOTIONS

3.1 PRICE MEMORIAL OVAL - STAGE 1 FEMALE FACILITIES CHANGEROOM PROJECT UPDATE

MOVED Cr Bange

(1) That Council request the club to ask the Federal Government for re-allocation of the Community Sport Infrastructure Grant (Round 2) $385,000 towards the site services, electrical supply and infrastructure upgrades.

(2) If the Federal Government does not agree to the re-allocation of funds, Council approves a new capital expenditure of $150,000 from the 2019/2020 budget for the current unfunded portion of the site services, electrical supply and infrastructure upgrades at Price Memorial Oval, Hawthorn.

(3) That Administration ensures appropriate recognition is made of Council’s contribution to the project.

SECONDED Cr Steele

VARIATION

The Mover with the consent of the Seconder sought and was granted leave of the meeting to vary the motion as follows;

(1) As the Federal Government has not agreed to the re-allocation of grant funds towards site services, electrical supply and infrastructure upgrades, Council now approves a new capital expenditure of $150,000 from the 2019/2020 budget for the current unfunded portion of the site services, electrical supply and infrastructure upgrades at Price Memorial Oval, Hawthorn.

(2) That Administration ensures appropriate recognition is made of Council’s contribution to the project.

SUBSTANTIVE MOTION

MOVED Cr Bange

(1) As the Federal Government has not agreed to the re-allocation of grant funds towards site services, electrical supply and infrastructure upgrades,
Council now approves a new capital expenditure of $150,000 from the 2019/2020 budget for the current unfunded portion of the site services, electrical supply and infrastructure upgrades at Price Memorial Oval, Hawthorn.

(2) That Administration ensures appropriate recognition is made of Council’s contribution to the project.

SECONDED Cr Steele  CARRIED UNANIMOUSLY

4. DEPUTATIONS

7:40 pm Cr Todd left the meeting and returned at 7:45pm.

4.1 MR GLENN SPEAR - BUDGET

Mr Glenn Spear of Mitcham was granted permission to address the Council concerning Item 8.1 Declaration of rates for 2019/20 and adoption of the 2019/20 Annual Business Plan and Long Term Financial Projections and took questions from Elected Members.

7:41pm Leave of the meeting was sought and granted for Mr Spear to speak for an additional three (3) minutes.

7:44pm Cr Hockley left the meeting.

4.2 MR YOUNG, MISS HURLEY AND MISS MCGUIRE – PRICE MEMORIAL OVAL

This deputation was made prior to 3.1.

7:47pm Cr Hockley returned to the meeting.

7:47 pm Cr Kruse and Cr McCarthy left the meeting and returned at 7:48pm.

4.3 MR RON BELLCHAMBERS – TOM PRICE MEMORIAL

Mr Ron Bell Chambers was granted permission to address the Council concerning Item 15.2 Cr Tilley – Tom Price Memorial.

7:50pm Leave of the meeting was sought and granted for Mr Bellchambers to speak for an additional three (3) minutes.

5. ADJOURNED BUSINESS

Nil

6. GALLERY QUESTION TIME
7. PETITIONS

Nil

8. DECISION REPORTS

8.1 DECLARATION OF RATES FOR 2019/20 AND ADOPTION OF THE 2019/20 ANNUAL BUSINESS PLAN AND LONG TERM FINANCIAL PROJECTIONS

Report Author/Manager: Matthew Pears & Wade Reynolds
General Manager: Matthew Pears
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

MOVED Cr Bange

(1) Annual Business Plan / Long Term Financial Plan

(a) That in line with previous Council decisions the average residential rate be increased by 2.95% ($50) (covering existing services (0.96%) new services (1.16%) cost shifting (0.27%) and accelerating the backlog (0.56%) plus an additional 0.72% ($12) (total 3.67%) ($62) to cover the increase to the waste levy announced by the State Government on 17 June 2019 and pursuant to sections 123(1)(a) and 122(1a)(a) of the Local Government Act 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011 and having considered all submissions in accordance with section 123(6) of the Local Government Act 1999, Council resolves to adopt the attached 2019/20 Annual Business Plan and Long Term Financial Plan (Attachment D), amended to reflect a rate rise of 3.67% ($62) (Attachment D).

(b) That the Chief Executive Officer be authorised to make any necessary changes to the text and formatting of the 2019/20 Annual Business Plan and Long Term Financial Plan prior to formal publication.

(2) Annual Budget

(a) That pursuant to section 123(7) of the Local Government Act 1999 (and the provisions of Regulation 7 of the Local Government (Financial Management) Regulations 2011, and having adopted the 2019/20 Annual Business Plan and Long Term Financial Plan, Council adopts an annual budget for the year ending 30 June 2020 as laid before this meeting by reference to the following financial statements within the attached 2019/20 Annual Business Plan and Long Term Financial Plan:
- Budgeted Financial Indicators 2019/20 (Attachment D)
- Budgeted Statement of Comprehensive Income 2019/20 (Attachment D);
- Budgeted Balance Sheet 2019/20 (Attachment D);
- Budgeted Cash Flow Statement 2019/20 (Attachment D);
- Budgeted Statement of Changes in Equity 2019/20 (Attachment D) and
- Budgeted Uniform Presentation of Finances 2019/20 (Attachment D)

(b) That in accordance with (2)(a) above, new borrowings of up to $8,318,000 be authorised prior to 30 June 2020 in a manner complying with the Local Government Act 1999.

(c) That the Mayor and the Chief Executive Officer be authorised to execute / attest any relevant documentation in relation to the above borrowings (up to $8,318,000) for and on behalf of Council in accordance with Sections 37 and 134 of the Local Government Act 1999.

(d) That the Chief Executive Officer is delegated the power under section 36(1)(c) of the Local Government Act 1999 to transfer funds between budget lines for the purpose of reallocating resources, managing the budget and managing Council operations provided that, in the opinion of the Chief Executive Officer, the following is upheld:

- the budgeted operating result is not deteriorated;
- existing service levels are maintained and no new / improved services (with a budgetary impact) are introduced;
- operating projects, as prioritised by Council, are delivered within the total project budget allocated by Council;
- budgeted borrowings are not exceeded;
- capital projects, as prioritised by Council on the capital works program, are delivered within the total capital budget allocated by Council; and
- Full-Time Equivalent staffing (contracts greater than 12 months) does not exceed 257 without approval of the Council.

(3) Adoption of Valuations

That pursuant to section 167(2)(a) of the Local Government Act 1999, Council adopts for rating purposes for the year ending 30 June 2020 the capital valuations supplied by the Valuer-General, being $19,050,075,300 in relation to the whole area of the Council of which $17,885,673,247 represents rateable land.

(4) Declaration of General Rate
(a) That pursuant to the provisions of Sections 150, 153(1)(b), 153(5) and 156(1)(a) of the Local Government Act 1999, the Council declares the following differential general rates based on capital values to apply to all rateable land within the Council area and varied according to the use of the land for the financial year ending 30 June 2020:

(i) 0.285333 cents in the dollar on rateable land of categories:
- Residential;
- Primary Production; and
- Other.

(ii) 0.590634 cents in the dollar on rateable land of categories:
- Commercial - Shop;
- Commercial - Office;
- Commercial - Other;
- Industrial - Light;
- Industrial - Other; and
- Vacant Land.

(b) That pursuant to section 153(3) of the Local Government Act 1999, Council determines that a maximum increase (rates cap) of 12.5% will apply to rateable land constituting the principal place of residence of a ratepayer and any amount over that cap will be remitted; however the cap shall not apply where:

(i) any such increase in general rates is due or partly due to an increase in valuation of the land in the assessment because improvements worth more than $25,000 have been made to it; or

(ii) any such increase in general rates is due in full or part to the applicable land use category of the land being different for rating purposes on the date the Council declared its general rates for the 2019/20 financial year than on the date Council declared its general rates for the 2018/19 financial year; or

(iii) the ownership of the land has changed since 1 July 2018.

(c) That pursuant to Section 166(1)(l)(i) and (ii) of the Local Government Act 1999, for the purposes of providing relief against what would otherwise amount to a substantial change in rates payable by ratepayers due to a redistribution of the rates burden within the community arising from a change to the basis or structure of Council’s rates and / or rapid changes in valuation and / or anomalies in valuations, the Council grants a discretionary rebate of rates for the 2019/20 financial year to the principal ratepayer of land either by the Council of its own initiative or otherwise on application to the Council, where the amount of any increase in general rates in respect of that land for the 2019/20 financial year and the amount of general rates payable for the 2018/19 financial year is greater than 12.5% for all land use categories prescribed in Regulation 14 of the Local
Government (General) Regulations 2013 provided, however, that the rebate shall not apply where:

(i) any such increase in general rates is due or partly due to an increase in valuation of the land in the assessment because improvements worth more than $25,000 have been made to it; or

(ii) the land is vacant land and the land has not been rated as a separate vacant parcel (assessment) previously (i.e., due to a new land division); or

(iii) any such increase is due in full or part to the applicable land use category of the land being different for rating purposes on the date the Council declared its general rates for the 2018/19 financial year than on the date the Council declared its general rates for the 2018/19 financial year; or

(iv) the ownership of the land has changed since 1 July 2018.

The amount of the rebate to be granted in accordance with this paragraph 4(c) is the difference between the amount of the general rates in monetary terms imposed for the 2018/19 financial year and the amount of general rates in monetary terms plus 12.5% payable (prior to deducting any concessions) for the 2019/20 financial year.

(5) Minimum Rate

That pursuant to Section 158(1)(a) of the *Local Government Act 1999*, Council fixes a minimum amount payable by way of general rates of $1,077.00 in respect of all rateable land in its area for the financial year ending 30 June 2020.

(6) Separate Rate (Natural Resources Management Levy)

That pursuant to the provisions of Section 95 of the Natural Resources Management Act 2004 and Section 154 of the *Local Government Act 1999*, a separate rate on the capital valuation of all rateable land in the Council area be declared at 0.009883 cents in the dollar for the year ending 30 June 2020, on behalf of the State Government to pay the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy of $1,732,697.

(7) Method of Payment of Rates

That pursuant to Section 181 of the *Local Government Act 1999*, Council rates imposed with respect to the 2018/19 financial year will fall due in four instalments payable on:

- 15 September 2019;
- 19 December 2019;
- 15 March 2020; and
15 June 2020

(8) Rating Policy Statement

That pursuant to Section 123(2)(d) of the Local Government Act 1999 and in accordance with the above, the Council adopts the Rating Policy, as shown on (Attachment B).

SECONDED Cr Fisher

The Mayor used her casting vote to declare the motion CARRIED

A DIVISION WAS CALLED BY CR MUNRO AND THE DECISION WAS SET ASIDE.

For the motion: Cr Hockley, Cr Kruse, Cr Taeuber, Cr Fisher, Cr Steele, Cr Bange

Against the motion: Cr Munro, Cr Todd, Cr Tilley, Cr Sanderson, Cr McCarthy, Cr Christopoulos

THE CHAIR DECLARED THE MOTION TIED

The Mayor used her casting vote to declare the motion CARRIED

8.2 SCHEDULE OF FEES AND CHARGES FOR 2019/20

Report Author/Manager: Leta Northcott
General Manager: Kate O’Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

MOVED Cr Hockley

That the Schedule of Fees and Charges for 2019/20 as provided at Attachment A of this report be adopted.

SECONDED Cr McCarthy

CARRIED
8.3 PLANNING REFORMS - HERITAGE AND CHARACTER
Report Author/Manager: Ben Hignett / Marc Duncan
General Manager: Craig Harrison
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $0)

MOVED Cr Taeuber

(1) That Council endorse the Statement of Intent for the Special Residential Character Areas Development Plan Amendment in the form presented to Elected Members as attached to this report.

(2) That Council delegates to the Chief Executive Officer all necessary powers to execute and make amendments to that document deemed necessary to ensure agreement of it with the Minister for Planning.

(3) That, subject to the Minister for Planning’s approval of the Statement of Intent, a further report be brought to Council for the endorsement of a project plan and funding arrangements.

SECONDED Cr Fisher CARRIED UNANIMOUSLY

8:42pm Cr Munro left the meeting and returned at 8:44pm.

8.4 TREE REPORT JULY 2019
Report Author/Manager: Tim Johnson / Rick Hennig
General Manager: Daniel Baker
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

DECISION 1 – NON-REGULATED TREES

MOVED Cr Todd

That Council approves removal of the following non-regulated trees, being:

Boorman Ward
(1) 8 Leonard Terrace Torrens Park, SA blue gum

Overton Ward
(2) 8 Jose Street Melrose Park, SA blue gum

SECONDED Cr Bange CARRIED UNANIMOUSLY
Cr Todd and Cr Tilley indicated they would leave the meeting and not participate in the debate or decision on item 8.4 Tree Report July 2019, Decision 2 – Regulated Trees, to avoid breaches of the Assessment Panel Members - Code of Conduct adopted pursuant to Schedule 3 of the Planning, Development and Infrastructure Act 2016 (PDI Act) and left the meeting at 8:51pm.

DECISION 2 – REGULATED TREES

MOVED Cr Fisher

That Council does not approve removal of the following regulated tree:

Overton Ward
(3) 6 Margaret Court Melrose Park, River red gum, noting that further growth of this tree will damage Council’s infrastructure and private property at this site.

SECONDED Cr Sanderson

MOVED Cr Bange

That Council approves removal of the following regulated tree, subject to development approval:

Overton Ward
(3) 6 Margaret Court Melrose Park, River red gum

SECONDED Cr Hockley

ADJOURNMENT OF MEETING

THE MEETING ADJOURNED AT 8:59 pm.

9:00pm Cr Todd and Cr Tilley returned to the meeting.

9:11pm Cr Todd left the meeting.

RESUMPTION OF MEETING

THE MEETING RECONVENEDED AT 9:12 pm.
8.5 DELEGATIONS REGISTER UPDATE
Report Author/Manager: Matthew Spinelli / Deb Horton
General Manager: Kate O'Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

MOVED Cr Hockley

In exercise of the powers contained in Section 44 of the Local Government Act 1999, the Council hereby this 25th day of June 2019 delegates the following powers and functions under the Local Government Act 1999 to the person occupying the office of the Chief Executive Officer of the Council set out in the Council’s 12 February 2019 Delegations Register (Head Delegations) as follows:

1.1.1. Delegating to the Chief Executive Officer, the powers, functions and duties pursuant to Sections 28(1), 28(3), 31(2) and 31(10), of the Local Government Act 1999 as set out in column 3 of Attachment A (annexed to the Report to Council dated 25 June 2019 entitled Delegations Register Update) with the effect that the powers, duties and functions contained therein are delegated to the Chief Executive Officer and incorporated into the Head Delegations.

The powers and functions delegated by the Council to the Chief Executive Officer in paragraph 1.1.1 above may be further delegated by the Chief Executive Officer in accordance with Section 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Head Delegations.

SECONDED Cr Taeuber

CARRIED UNANIMOUSLY

8.6 PUBLIC INTEREST DISCLOSURE ACT 2018
Report Author/Manager: Deb Horton
General Manager: Kate O'Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

MOVED Cr Fisher

1. That Council adopts the Public Interest Disclosure Policy provided at Attachment A of this report, with minor amendments delegated to the Chief Executive Officer.

2. That Council revokes the now obsolete City of Mitcham Whistleblower Protection Policy provided at Attachment B.

SECONDED Cr Sanderson

CARRIED UNANIMOUSLY
9. CONFIDENTIAL REPORTS

Nil

10. DISCUSSION ITEMS FOR FUTURE DECISION

10.1 COMMUNITY TREE PLANTING OPPORTUNITIES

Report Author/Manager: Tim Johnson / Rick Hennig
General Manager: Daniel Baker
(Meeting Date: 9 July 2019)
(Location: Council Wide)

MOVED Cr Bange

That the report be received for information only.

SECONDED Cr Fisher CARRIED UNANIMOUSLY

10.2 CITY OF MITCHAM EVENTS

Report Author/Manager: Kate O’Neill
General Manager: Kate O’Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)

MOVED Cr Hockley

That the report be received for information only.

SECONDED Cr Bange CARRIED

11. INFORMATION ONLY REPORTS

11.1 FEDERAL ELECTION PRIORITY PROJECTS

Report Author/Manager: Kate O’Neill
General Manager: Kate O’Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

MOVED Cr Fisher

That the report be received for information only.

SECONDED Cr McCarthy CARRIED UNANIMOUSLY
INFORMATION ONLY REPORTS

RECOMMENDATIONS ADOPTED EN BLOC

MOVED Cr Christopoulos

That the recommendations for Items 11.2 to 11.6 be adopted en bloc.

SECONDED Cr Sanderson    CARRIED UNANIMOUSLY

11.2 CORRESPONDENCE FOR INFORMATION ONLY
(Meeting Date: 9 July 2019)
(Location: Council Wide)

That the report be received for information only.

11.3 COUNCIL RESOLUTIONS REPORT
Report Author/Manager: Deb Horton
General Manager: Kate O’Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

That the report be received for information only.

11.4 2020 REPRESENTATION REVIEW
Report Author/Manager: Kate O’Neill
General Manager: Kate O’Neill
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

That the report be received for information only.

11.5 TRANSFORMATIVE CITIES COOPERATIVE RESEARCH CENTRE
Report Author/Manager: Tim Johnson / Rick Hennig
General Manager: Daniel Baker
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

That the report be received for information only.

11.6 SMART WATER MANAGEMENT
Report Author/Manager: Tim Johnson / Rick Hennig
General Manager: Daniel Baker
(Meeting Date: 9 July 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

That the report be received for information only.
12. RECOMMENDATIONS FROM COMMITTEES

12.1 Audit Committee Selection Panel Committee.

Nil.

13. COUNCIL ASSESSMENT PANEL

13.1 COUNCIL ASSESSMENT PANEL MEETING - 4 JULY 2019

MOVED Cr Tilley

That the Minutes of the Council Assessment Panel Meeting held on 4 July 2019 be received.

SECONDED Cr Fisher CARRIED UNANIMOUSLY

14. REPORTS FROM REGIONAL SUBSIDIARIES

Nil

15. NOTICES OF MOTION

15.1 CR DARREN KRUSE - PARKING AT MITCHAM LIBRARY CARPARK

MOVED Cr Kruse

That staff prepare a report back to council within 6 months covering;

- the potential commercial opportunity for monetising the City of Mitcham Library car parks;
- the options to implement the likely costs of those options;
- a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr Fisher

9:27pm Cr Christopoulos left the meeting.

AMENDMENT

MOVED Cr Hockley

That the following motion be amended to read:

That staff prepare a report back to council within 6 months covering;

- the potential commercial opportunity for monetising the City of Mitcham car
parks;
- the options to implement the likely costs of those options;
- a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr McCarthy

LOST

SUBSTANTIVE MOTION

MOVED Cr Kruse

That staff prepare a report back to council within 6 months covering;

- the potential commercial opportunity for monetising the City of Mitcham Library car parks;
- the options to implement the likely costs of those options;
- a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr Fisher

AMENDMENT

MOVED Cr Taeuber

That staff prepare a report back to council within 6 months covering;

- the potential commercial opportunity for monetising the City of Mitcham Library car parks as a case study;
- the options to implement the likely costs of those options;
- a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr Bange

LOST

10:01pm Cr Hockley called a point of order stating Cr Kruse is in breach of the Code of Conduct for Council Members Part 2 – Behavioural Code (2.4 Show respect for others if making comments publicly) and Regulation 15(5) (not relevant to the subject matter being debated, which was the amendment) of the Local Government (Procedures at Meetings) Regulations 2013. The Mayor ruled in favour of the point of order.

SUBSTANTIVE MOTION

MOVED Cr Kruse

That staff prepare a report back to council within 6 months covering;

- the potential commercial opportunity for monetising the City of Mitcham Library car parks;
• the options to implement the likely costs of those options;
• a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr Fisher

FORMAL MOTION - QUESTION BE PUT

MOVED Cr Sanderson

That the question be put.

SECONDED Cr Fisher CARRIED

SUBSTANTIVE MOTION WAS PUT

MOVED Cr Kruse

That staff prepare a report back to council within 6 months covering;

• the potential commercial opportunity for monetising the City of Mitcham Library car parks;
• the options to implement the likely costs of those options;
• a discussion of these options (strengths, weaknesses, risks);

so that council can then make an informed decision to proceed to a tender or not.

SECONDED Cr Fisher TIED

The Mayor used her casting vote to vote in the negative. LOST

A DIVISION WAS CALLED BY CR HOCKLEY AND THE DECISION WAS SET ASIDE.

For the motion: Cr Tilley, Cr Kruse, Cr Fisher

Against the motion: Cr Munro, Cr Hockley, Cr Taeuber, Cr Steele, Cr Sanderson, Cr Bange, Cr McCarthy

THE CHAIR DECLARED THE MOTION LOST

15.2 CR ANDREW TILLEY - TOM PRICE MEMORIAL

MOVED Cr Tilley

That Administration consult with the Brown Hill Creek Association to determine the scope, role of the City of Mitcham and cost of the unveiling of a plaque to Tom Price by the Premier the Hon. Stephen Marshall on the stone pillar at the entrance to Brownhill Creek Tourist Park and provide a brief report back to Council. This event is scheduled to be held on September 17th at 10:00am.
15.3 CR YVONNE TODD - RECORDING OF MEETINGS

MOVED Cr Hockley

That a report providing advice on the most useful and dependable process to implement recording of meetings be brought to council to guide potential changes to the Code of Practice - Meeting Procedures around the issue of recording meetings. The report should seek to address issues such as known best practices, how council will ensure the integrity and security of the material, period of time that recordings must be maintained, where the recordings should be made available and advice on the best material to use i.e. audio versus video versus live streaming. Associated costs in recording meetings and displaying material, should also be provided.

SECONDED Cr McCarthy

10:24pm Cr Fisher and Cr Bange left the meeting.
10:26pm Cr Fisher returned to the meeting.

AMENDMENT

MOVED Cr Kruse

1. That a report providing advice on the most useful and dependable process to implement recording of meetings be brought to council to guide potential changes to the Code of Practice - Meeting Procedures around the issue of recording meetings. The report should seek to address issues such as known best practices, how council will ensure the integrity and security of the material, period of time that recordings must be maintained, where the recordings should be made available and advice on the best material to use i.e. audio versus video versus live streaming. Associated costs in recording meetings and displaying material, should also be provided.

2. That Council publish on the website any existing recordings.

The Mayor did not allow the amendment.

SUBSTANTIVE MOTION

MOVED Cr Hockley

That a report providing advice on the most useful and dependable process to implement recording of meetings be brought to council to guide potential changes to the Code of Practice - Meeting Procedures around the issue of recording meetings. The report should seek to address issues such as known best practices, how council will ensure the integrity and security of the material, period of time that recordings must be maintained, where the recordings should be made available
and advice on the best material to use i.e. audio versus video versus live streaming. Associated costs in recording meetings and displaying material, should also be provided.

SECONDED Cr McCarthy

FORMAL MOTION - QUESTION BE PUT

MOVED Cr Fisher

That the question be put.

SECONDED Cr McCarthy CARRIED

SUBSTANTIVE MOTION WAS PUT

MOVED Cr Hockley

That a report providing advice on the most useful and dependable process to implement recording of meetings be brought to council to guide potential changes to the Code of Practice - Meeting Procedures around the issue of recording meetings. The report should seek to address issues such as known best practices, how council will ensure the integrity and security of the material, period of time that recordings must be maintained, where the recordings should be made available and advice on the best material to use i.e. audio versus video versus live streaming. Associated costs in recording meetings and displaying material, should also be provided.

SECONDED Cr McCarthy CARRIED

A DIVISION WAS CALLED BY CR HOCKLEY AND THE DECISION WAS SET ASIDE.

For the motion: Cr Munro, Cr Tilley, Cr Hockley, Cr Kruse, Cr Taeuber, Cr McCarthy

Against the motion: Cr Fisher, Cr Steele, Cr Sanderson,

THE CHAIR DECLARED THE MOTION CARRIED

16. MOTIONS WITHOUT NOTICE

Nil
17. QUESTIONS ON NOTICE

17.1 CR HOCKLEY - TREES

QUESTION

In the current financial year:

1. How many mature trees have had preventative maintenance pruning to maintain the balance and health of the tree?

2. How many requests to remove a mature tree have been rejected?

3. How many mature trees have been removed?

ANSWER

1. Council pruning records do not distinguish between mature trees, semi-mature and juvenile trees, however between 1 July 2018 and 15 June 2019 records show that Council staff have pruned in excess of 800 individual street trees as well as undertaking a proactive ‘block pruning’ program throughout the City.

The list below represents the streets that Council have block pruned as part of this program since 1 July 2018:

- Somerset Avenue, Cumberland Park
- Glenwood Drive, Bellevue Heights
- Halsbury Avenue, Kingswood
- Richmond Avenue, Melrose Park
- Martlesham Crescent, Colonel Light Gardens
- Birksgate Drive, Urrbrae (hedge)
- Balham Avenue (culdesac to Harrow Terrace)
- Halsbury Avenue (culdesac to Harrow Terrace)
- Kitchener Street, Netherby (south Side)
- William Street, Hawthorn
- Thorngate Drive, Belair
- Seafield Avenue (Rugby Street to Belair Road)
- Kyre Avenue (Rugby Street to Belair Road)
- Fitzgerald Road, Pasadena
- Richmond Avenue, Melrose Park
- Brook Street, Torrens Park
- Hope Street, Daw Park
- Kays Road, Torrens Park.

By the very nature of Councils current tree to stock, the majority of the 800+ individually pruned trees referred above and the multiple street trees pruned as part of Councils proactive ‘block pruning’ program, would be mature or semi-mature trees.

2. Whilst not recorded, Councils tree assessment staff have indicated that in the order of 70% of community tree removal requests result in the tree not being removed.
Tree removal is considered as a last resort, Council will only remove trees if other pruning options are not feasible and trees present an immediate threat to the community or to property of substantial value, or if the tree is dead or diseased and treatment is not feasible.


18. QUESTIONS WITHOUT NOTICE
   Nil

19. MAYORAL BUSINESS
   Nil

20. WRITTEN REPORTS BY ELECTED MEMBERS
   Nil

CLOSE:

There being no further business the meeting closed at 10.32pm.