MINUTES

OF THE

SPECIAL COUNCIL MEETING

HELD ON

TUESDAY 17 DECEMBER 2019
The purpose of this meeting is to discuss the following:

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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.

WELCOME

The Mayor welcomed those present to the meeting and advised the Chamber that the meeting was being recorded for teaching and training purposes.
PRESENT: Her Worship the Mayor (H Holmes-Ross)
Crs J Bange, S Fisher, K Hockley, D Kruse, D Munro, J Sanderson, L Taeuber, and Y Todd

10:14pm Cr Steele left the meeting.
10:17pm Cr McCarthy left the meeting.

APOLOGIES: Crs J Berry, A Christopoulos, A Tilley

LEAVE OF ABSENCE: Nil

ABSENT: Nil

STAFF IN ATTENDANCE: Chief Executive Officer (M Pears), General Manager Development Services & Community Safety (C Harrison), General Manager Organisational & Community Development (K O'Neill), Team Leader Environmental Health (A Mackay), Minute Secretary (D Horton)

BUSINESS

1. ELECTED MEMBERS’ DECLARATIONS OF INTERESTS

The Mayor asked if any Member wished to disclose an interest in relation to any item being considered at the meeting.

No Declarations of Interest were recorded.

2. NOTICES OF MOTION

2.1 CR LINDY TAEUBER - INFORMAL GATHERINGS MEETING SCHEDULE

MOVED Cr Taeuber

1. Rescinds Decision 2 of Item 8.3 of 28 May 2019 in relation to Informal Gatherings Meeting Schedule, being:

That Council does not endorse the inclusion of an additional informal gathering to be included in the meeting schedule, during the 2019/20 financial year.

2. Adds an additional informal gathering to the Informal Gathering Meeting Schedule, ongoing as required, on the first Tuesday of the month.

3. That the Chief Executive Officer be delegated authority to amend the Informal Gathering meeting schedule in consultation with the Mayor.

SECONDED Cr Bange
AMENDMENT

MOVED Cr Hockley

Paragraph 2 be amended to read:

Adds an additional informal gathering to the Informal Gathering Meeting Schedule, ongoing as required, on the first Tuesday of the month until the 30 June 2020.

SECONDED Cr Kruse

CARRIED

SUBSTANTIVE MOTION WAS PUT

MOVED Cr Taeuber

1. Rescinds Decision 2 of Item 8.3 of 28 May 2019 in relation to Informal Gatherings Meeting Schedule, being:

That Council does not endorse the inclusion of an additional informal gathering to be included in the meeting schedule, during the 2019/20 financial year.

2. Adds an additional informal gathering to the Informal Gathering Meeting Schedule, ongoing as required, on the first Tuesday of the month until the 30 June 2020.

3. That the Chief Executive Officer be delegated authority to amend the Informal Gathering meeting schedule in consultation with the Mayor.

SECONDED Cr Bange

TIED

The Mayor used her casting vote to declare the motion CARRIED

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

For the motion: Cr Bange, Cr Hockley, Cr Kruse, Cr McCarthy, Cr Steele, Cr Taeuber, Cr Todd

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

THE CHAIR DECLARED THE MOTION CARRIED
2.2 CR KAREN HOCKLEY - CATASTROPHIC FIRE DAYS

MOVED Cr Hockley

That Administration report to Council on the best way to open a Community Centre / public place for residents and their domestic pets on Catastrophic Fire Days.

SECONDED Cr McCarthy

LOST

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

For the motion: Cr Hockley, Cr Kruse, Cr McCarthy
Against the motion: Cr Bange, Cr Fisher, Cr Munro, Cr Sanderson, Cr Steele, Cr Taeuber, Cr Todd

THE CHAIR DECLARED THE MOTION LOST

2.3 CR YVONNE TODD - FEEDBACK ON THE DRAFT CONCEPT PLANS FOR THE WOMEN'S MEMORIAL PLAYING FIELDS

MOVED Cr Todd

1. That Council writes to Ms Carolyn Power MP Elder to acknowledge her letter and the response from the Minister for Recreation and Sport, Hon Corey Wingard (Attachment B)

2. That Council writes to the Department of Sport and Recreation (with copy to Ms Carolyn Power MP Elder, Mr Stephen Murray MP Davenport and Mr Samuel Duluk MP Waite) to provide formal feedback on concept design and issues that council has with the Women's Memorial Playing Fields (Attachment A) some of which the Minister for Recreation and Sport has already addressed in his letter to Ms Carolyn Power MP dated 7 November 2019 (Attachment B) with minor changes to the feedback delegated to the Chief Executive Officer.

SECONDED Cr Bange

CARRIED UNANIMOUSLY

2.4 CR KATARINA STEELE - GREEN WASTE BINS

MOVED Cr Steele

1) That a report come to Council investigating the costs and benefits of Council providing green collecting bins for organic materials to households that don’t have the bin and from now on to all new households.
2) That this report be presented to Council to enable this initiative to be considered as part of the 2020/2021 Annual Business Plan and Budget.

SECONDED Cr Bange  CARRIED
A DIVISION WAS CALLED BY CR TODD AND THE DECISION WAS SET ASIDE.

For the motion:  Cr Bange, Cr Kruse, Cr Munro, Cr McCarthy, Cr Sanderson, Cr Steele, Cr Taeuber, Cr Todd

Against the motion:  Cr Fisher, Cr Hockley

THE CHAIR DECLARED THE MOTION  CARRIED

3. DECISION REPORTS

3.1 CITY OF MITCHAM CODE OF PRACTICE MEETING PROCEDURES

Report Author/Manager: Deb Horton
General Manager: Kate O'Neill
(Meeting Date: 17 December 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

DECISION 1 - MEETING FINISH TIMES

MOVED Cr Taeuber

1. That no change to Full Council meeting times as provided in the current City of Mitcham – Code of Practice (Meeting Procedures) be made.

SECONDED Cr Fisher  LOST
A DIVISION WAS CALLED BY CR FISHER AND THE DECISION WAS SET ASIDE.

For the motion:  Cr Bange, Cr Fisher, Cr Taeuber, Cr Todd

Against the motion:  Cr Hockley, Cr Kruse, Cr Munro, Cr McCarthy, Cr Sanderson, Cr Steele

THE CHAIR DECLARED THE MOTION  LOST

DECISION 1 - MEETING FINISH TIMES

MOVED Cr McCarthy

1. That Full Council meeting times conclude at 10.00pm with the ability to extend the meeting to 10.30pm as resolved by an ordinary majority of members. Extensions beyond 10:30pm can be approved by resolution
supported by a two thirds majority of those present.

2. The only new motion which can be considered after the scheduled finished time of a Council or Committee meeting is a motion to extend the meeting.

3. That the City of Mitcham – Code of Practice (Meeting Procedures) at Attachment A of this report be updated where relevant to reflect this position.

SECONDED Cr Munro CARRIED
A DIVISION WAS CALLED BY CR FISHER AND THE DECISION WAS SET ASIDE.

For the motion: Cr Hockley, Cr Kruse, Cr Munro, Cr McCarthy, Cr Sanderson, Cr Steele, Cr Taeuber
Against the motion: Cr Bange, Cr Fisher, Cr Todd

THE CHAIR DECLARED THE MOTION CARRIED

DECISION 2 – SETTING PRIORITY TO SPEAK TO THE MOTION

MOVED Cr Taeuber

1. That Elected Members wishing to move an item should register their interest via email to the Presiding Member and CC other Elected Members between 5pm the next business day after the agenda is released to 2pm the day of the meeting.

2. That the City of Mitcham – Code of Practice (Meeting Procedures) at Attachment A of this report be updated where relevant to reflect this position.

SECONDED Cr Fisher

9:24 pm Cr Munro left the meeting and returned at 9:27pm during discussion on this item.

AMENDMENT

MOVED Cr Hockley

That paragraph 2 be altered to read:

That Elected Members wishing to move an item should register their interest via email to the Presiding Member and CC other Elected Members between 2pm the Saturday following the publishing and release of the Agenda and 2pm the day of the meeting.

SECONDED Cr Kruse CARRIED
9:32pm Cr Sanderson left the meeting and returned during discussion on this item.

SUBSTANTIVE MOTION WAS PUT

MOVED Cr Taeuber

1. That Elected Members wishing to move an item should register their interest via email to the Presiding Member and CC other Elected Members between 2pm the Saturday following the publishing and release of the agenda and 2pm the day of the meeting.

2. That the City of Mitcham – Code of Practice (Meeting Procedures) at Attachment A of this report be updated where relevant to reflect this position.

SECONDED Cr Fisher

LOST

MOVED Cr McCarthy

That no change to setting the priority to speak to the motion as provided within the current code of Practice – Meeting Procedures be made.

SECONDED Cr Bange

AMENDMENT

MOVED Cr Taeuber

That the following be added;

Except that Elected Members wishing to move an item must register their interest via email to the Presiding Member and CC other Elected Members.

SECONDED Cr Kruse

LOST

DECISION 2 – SETTING PRIORITY TO SPEAK TO THE MOTION

MOVED Cr McCarthy

That no change to setting the priority to speak to the motion as provided within the current code of Practice – Meeting Procedures be made.

SECONDED Cr Bange

CARRIED

DECISION 3 – DEPUTATION TIMES

MOVED Cr Fisher

1. That Full Council meetings allow deputations five (5) minutes, with one (1) minute extension to be granted at the discretion of the Presiding Member, with a maximum of 10 minutes (including questions) without leave of the meeting.
SECONDED Cr Bange

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

For the motion: Cr Bange, Cr Fisher, Cr McCarthy, Cr Steele

Against the motion: Cr Hockley, Cr Kruse, Cr Munro, Cr Sanderson, Cr Taeuber, Cr Todd

THE CHAIR DECLARED THE MOTION LOST

DECISION 3 – DEPUTATION TIMES

MOVED Cr Munro

1. That no change to Deputation times be made to the Code of Practice – Meeting Procedure be made.

SECONDED Cr Sanderson CARRIED

10:00pm Cr Hockley left and returned to the meeting during discussion on this item.

DECISION 4 – ADOPT THE CODE OF PRACTICE

MOVED Cr Fisher

1. That Council adopts the revised City of Mitcham – Code of Practice (Meeting Procedures) as provided at Attachment A of this report (effective as at 18 December 2019), with amendments to ensure that all Full-Council resolutions in relation to this item are given effect.

2. That the Chief Executive Officer be given delegated authority to make minor amendments, with the following additional amendments:
   • page 28, preamble explanation provided with questions will be recorded in the minutes or future agenda.
   • M18, “This interest must be copied to all Elected Members” not should.

SECONDED Cr Bange LOST

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

For the motion: Cr Bange, Cr Fisher, Cr Kruse, Cr Munro, Cr Sanderson

Against the motion: Cr Hockley, Cr McCarthy, Cr Steele, Cr Taeuber, Cr Todd

THE CHAIR DECLARED THE MOTION LOST
MOVED Cr Todd

1. That Council adopts the revised *City of Mitcham – Code of Practice (Meeting Procedures)* as provided at Attachment A of this report (effective as at 18 December 2019), with amendments to ensure that all Full-Council resolutions in relation to this item are given effect.

2. That the Chief Executive Officer be given delegated authority to make minor amendments, with the following additional amendments:
   • M18, “This interest must be copied to all Elected Members” not ‘should’.

SECONDED Cr Munro  CARRIED

10:14pm Cr Steele left the meeting during discussion on this item.

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

For the motion: Cr Bange, Cr Hockley, Cr Kruse, Cr Munro, Cr McCarthy, Cr Sanderson, Cr Taeuber, Cr Todd

Against the motion: Cr Fisher

THE CHAIR DECLARED THE MOTION CARRIED

3.2 2020 LOCAL GOVERNMENT ASSOCIATION ORDINARY GENERAL MEETING - DEPUTY VOTING DELEGATES AND PROPOSED ITEMS OF BUSINESS

Report Author/Manager: Matthew Spinelli / Deb Horton
General Manager: Kate O'Neill
(Meeting Date: 17 December 2019)
(Location: Council Wide)
(Consultant Used: $Nil)

DECISION 1 – VOTING DEPUTY DELEGATE

MOVED Cr Bange

1) That Council nominates Cr Todd as the City of Mitcham’s voting deputy delegate for the Local Government Association’s Ordinary General Meeting on 3 April 2020.

2) That Council advises the Local Government Association of this appointment by Friday 7 February 2020 using the official form enclosed in Attachment A.

SECONDED Cr Munro  CARRIED UNANIMOUSLY

10:17pm Cr McCarthy left the meeting during discussion on this item.
10:17pm Cr Fisher left the meeting during discussion on this item and returned 10:19pm.
DECISION 2 – PROPOSED ITEMS OF BUSINESS

The motion lapsed for want of a Mover.

3.3 FINAL ENDORSEMENT OF RENEWED 'LIVING WELL' PUBLIC HEALTH AND WELLBEING PLAN 2020 – 2025 FOR THE CITY OF MITCHAM
Report Author/Manager: Cathy Isbester / Stephen Saffin
General Manager: Craig Harrison
(Meeting Date: 17 December 2019)
(Location: Council Wide)
(Consultant Used: $12 000)

MOVED Cr Bange

Council endorses the renewed 'Living Well' Public Health and Wellbeing Plan 2020 – 2025 for the City of Mitcham.

SECONDED Cr Munro

CLOSE: 10:20PM