



MINUTES

of

ORDINARY COUNCIL MEETING

*Pursuant to the provisions of Section 84(1) of the
Local Government Act 1999*

HELD IN

**COUNCIL CHAMBERS
PLAYFORD CIVIC CENTRE
10 PLAYFORD BOULEVARD, ELIZABETH**

ON

**TUESDAY, 27 FEBRUARY 2024
AT 7:00PM**

The meeting commenced at 7:01 pm.

1 ATTENDANCE RECORD

1.1 Present

MAYOR GLENN DOCHERTY – PRINCIPAL MEMBER

Cr Akram Arifi	Cr Marilyn Baker	Cr Zahra Bayani
Cr Andrew Craig	Cr Shirley Halls	Cr David Kerrison
Cr Clint Marsh	Cr Misty Norris	Cr Jane Onuzans
Cr Gay Smallwood-Smith	Cr Tanya Smiljanic	Cr Katrina Stroet
Cr Rebecca Vandeppear		

Also in attendance for the meeting:

Chief Executive Officer	Mr Sam Green
General Manager City Assets	Mr Dale Welsh
General Manager Corporate Services	Mr Luke Culhane
Executive Strategic Advisor	Mr Greg Pattinson
Senior Manager City and Corporate Plans	Ms Sam Grieve
Senior Manager Community Engagement & Experience	Ms Bree Goodchild
Senior Manager Development Services	Mr Matt Dineen
Senior Manager Families and Young People	Ms Elena Casciano
Senior Manager Financial Services	Ms Trisca Price
Senior Manager Information, Technology & Governance	Ms Lara Matters
Senior Manager Assets & Delivery	Ms Janey Mitson
Senior Manager Regulatory & Community Safety	Mr Sean Teelow
Manager Governance	Ms Zoey Squires
Manager Marketing & Communications	Ms Shannon Siegele

Urban Policy Planner
Growth & Infrastructure Coordinator
Minute Taker
Governance Support
ICT Support Officer
ICT Support Officer

Mr Leif Burdon
Mr Ben Woodrow
Mrs Skye Nitschke
Ms Kiraly Gosnell
Mr Braden Hanberger
Mr Abdoulaye Barry

1.2 Apologies

Cr Chantelle Karlsen
Cr Peter Rentoulis

1.3 Not Present

Nil

2 CONFIRMATION OF MINUTES

COUNCIL RESOLUTION

5744

Moved: Cr Smallwood-Smith Seconded: Cr Marsh

The Minutes of the Ordinary Council Meeting held 23rd January 2024 be confirmed as a true and accurate record of proceedings.

CARRIED

3 DECLARATIONS OF INTEREST

Nil

4 MAYOR'S REPORT

The Mayor participated in the following activities:

- Rehearsal with Scouts for Australia Day Citizenship Ceremony
- City of Playford Australia Day Breakfast Event
- City of Playford 2024 Local Citizen Awards
- City of Playford Australia Day Citizenship Ceremony
- Australia Day Council of South Australia Aus Lights on the River 2024 VIP Event
- Australia Day Council of South Australia Aus Lights on the River 2024 Official Ceremony and Concert
- Meeting with the Elizabeth Life Saving Club/Councillor Engagement
- Northern Adelaide Transport Study Community Engagement Session at the Virginia Community Centre
- Northern Adelaide Transport Study Community Engagement Session at the Elizabeth Shopping Centre
- Central Districts Rugby League Club Community Try and Fun Day
- Policy Review Committee meeting
- Corporate Governance Committee meeting
- CEO Review Committee meeting
- Strategy and Services Committee meeting
- Information and Planning meeting for the Winter Shelter for the Homeless program – Playford Christian Network
- National Growth Areas Alliance (NGAA) Strategic Advisory Committee meeting
- Opening of Flinders University New City Campus
- Opened Day 1 Joe's Connected Garden

- Opened Day 2 Joe's Connected Garden
- Meeting with Aussie Druk Volleyball Club
- SANFL Women's League Trial Game – Central District vs Glenelg
- Vine and Dine Angle Vale
- Mark Oliphant College Governing Council meeting
- Playford International College 2024 Governing Council Annual General Meeting
- Elected Member Central District Football Club Tour and Vision Discussion
- Meeting with Eureka Group about Retirement Living in Northern Adelaide
- Australia Cup Preliminary Game – Elizabeth Downs vs Port Adelaide Pirates at Argana Park
- Mofflin Reserve Twilight Community Event
- Aussie Druk Volleyball Club and Bhutanese's Community Random Acts of Kindness Event at Elizabeth Railway Station
- Leadership talk with Playford College
- Elizabeth Church of Christ Homeless Project Meeting
- Information Session
- Northern Business Breakfast – Flying High in the North
- Playford International College Open Night
- Central District Football Club Bulldog Roundabout Women's team sign unveiling
- 2024 Citizen of the Year Awards Evening at Government House
- ANZAC Day 2024 Event Briefing

Summary of Media Engagements

23/01/2024	Interview with 891 ABC Radio Adelaide – light roofs in Playford Alive
24/01/2024	Monthly wrap up filming
26/01/2024	Interview with PBA FM – Australia Day event
31/01/2024	Interview with 891 ABC Radio Adelaide – north Adelaide traffic study
02/02/2024	Interview with 891 ABC Radio Adelaide – carpark façade
21/02/2024	Media call at Bulldog's roundabout
26/02/2024	Interview with The Bunyip – Healthy Food Co Service

TV, Radio and Print Engagements

21/01/2024	Full scale of Playford Sports Hub and ice arena revealed in new planning documents The Advertiser
21/01/2024	Playford sport entertainment venue 5AA Radio Adelaide
21/01/2024	Mofflin Reserve Playground review Play and Go Adelaide
22/01/2024	What are you doing this Australia Day? The Advertiser online
23/01/2024	Dark-coloured roofs banned from housing estate Playford Alive in future construction stages The Advertiser
23/01/2024	Playford Alive light roof initiative ABC 891 Radio Adelaide
23/01/2023	What's on and open this Australia Day Glam Adelaide
23/01/2024	Australia Day event The Advertiser
24/01/2024	What's on – Australia Day The Bunyip
24/01/2024	Playford's community grants open for applications Plains Producer
24/01/2024	Virginia rezoning proposes 150 new homes Plains Producer
26/01/2024	Australia Day event (various mentions) 5AA Radio Adelaide
31/01/2024	Amplifii inclusive music festival strikes a chord The Bunyip
31/01/2024	Sporting club scored big at Playford Australia Day awards The Bunyip
31/01/2024	Tributes flow for Riverlea property developer The Bunyip
31/01/2024	'Happiest guy you'll ever meet' takes young citizen of the year award The Bunyip
31/01/2024	From shed to spotlight: Men's Shed president wins citizen award The Bunyip
31/01/2024	Citizen of the Year serves up cups of kindness The Bunyip
31/01/2024	Playford community highlighted this Australia Day The Bunyip
31/01/2024	Virginia upgrades reach final stages Plains Producer
31/01/2024	Adelaide North Transport Study 891 ABC Radio

- 01/02/2024 Playford council's Windsor carpark closes for public parking as urgent repairs carried out | The Advertiser (online)
- 02/02/2024 Repair works on contentious project's 'defective elements' - \$8.6m carpark grounded | The Advertiser (print)
- 02/02/2024 Courage needed to cut number of local councils | The Advertiser (print)
- 02/02/2024 Carpark façade | 891 ABC Radio
- 21/02/2024 Fringe mania hits Playford | The Bunyip
- 21/02/2024 New reserve welcomes community | The Bunyip
- 21/02/2024 Aquadome weather cross | Channel 7 News

5 REPORTS OF REPRESENTATIVES OF COUNCIL ON OTHER ORGANISATIONS

Cr Clint Marsh

- Gawler River Flood Management Authority Board

Cr Shirley Halls

- Northern Adelaide Waste Management Authority BMCC Meeting

6 REPORTS BY COUNCILLORS

6.1 INFORMATION SESSION RECORD OF ATTENDANCE

Contact Person: Luke Culhane

The Information Session Record of Attendance for February 2024 is provided in the Council Agenda.

Cr Marilyn Baker

- Acknowledged Mr Tyson Roling, City of Playford employee, on being awarded the joint winner of the Active Citizenship of the Year at the City of Salisbury Australia Day Awards

Cr Shirley Halls

- City of Playford Australia Day Breakfast
- Girl Guides of Playford BBQ at Bunnings
- One Tree Hill Market
- Cos We Care handing out food to the people of Playford
- Pink Stumps Day, Eastern Park Football Club
- Playford Bowling Club
- Northern Business Breakfast
- Meeting with Jay Walker, Manager Business & Industry Growth, Stretton Centre
- Central Districts Football Club engagement and tour
- Funeral of Josie Allery, Carry on Guides SA
- Over 60's event at Central Districts

Cr David Kerrison

- City of Playford Australia Day Breakfast
- Twilight Vine & Dine and Moonlight Cinema
- Central Districts Football Club engagement and tour
- One Tree Hill Markets
- One Tree Hill Progress Association
- Meeting with residents at One Tree Hill Cemetery

Cr Clint Marsh

- City of Playford Australia Day Breakfast
- Elizabeth Life Saving Club engagement
- Policy Review Committee
- Twilight Vine & Dine and Moonlight Cinema
- CEO Review Committee

- Central Districts Football Club engagement and tour

Cr Misty Norris

- City of Playford Australia Day Breakfast
- City of Playford Australia Day Citizenship Ceremony
- One Tree Hill Country Markets
- Vine & Dine, Virgara Winery
- Meeting with CDFC CEO & President
- Elizabeth Downs Soccer Club Australia Cup Prelim R3 vs Port Adelaide Pirates
- Craigmores Community Markets
- Pink Stumps Day, Eastern Park Football Club

Cr Jane Onuzans

- City of Playford Australia Day Breakfast
- City of Playford Australia day Citizenship Ceremony
- Munno Para West residents meeting regarding bus stop.

Cr Gay Smallwood-Smith

- City of Playford Australia Day Breakfast & Citizenship Ceremony
- Meeting with Elizabeth Life Saving Club
- 100 years of Rotary in SA luncheon
- Strategy & Services Committee
- Meeting with residents regarding school bus stop on Andrews Road, Munno Para
- Meeting with CDFC CEO & President

Cr Tanya Smiljanic

- 10/02/24 Writing workshop with Victoria Purman (Council organised)
- Multiple resident catch-ups/follow-ups
- 13/02/24 Strategy & Services Committee meeting
- 16/02/24 Central Districts Football Club engagement and tour

Cr Katrina Stroet

- City of Playford Australia Day Breakfast
- Elizabeth Life Saving Club meeting
- Twilight Vine & Dine and Moonlight Cinema

7 REPORTS OF REPRESENTATIVES (CONFERENCES & TRAINING PROGRAMS)

Nil

8 QUESTIONS WITHOUT NOTICE**8.1 TREE MANAGEMENT (Cr Zahra Bayani)**

Question:	Can Council staff advise if they plan to conduct an audit of the large trees overhanging particularly near playgrounds and if not, can the CEO consider appropriate measures to review large trees overhanging near playgrounds?
Answer:	Mr Welsh advised that Council are not planning on undertaking this type of work currently and that there are risk management tools available to staff to assess the risk that trees pose and have practices to trim limbs that do pose safety risks.

8.2 TREE CANOPY MAINTENANCE (Cr Katrina Stroet)

Question: How often to staff visit each suburb to perform tree canopy maintenance work? e.g. trees and shrubs in and nearby roundabouts.

Answer: Mr Welsh took the question on notice.

COUNCIL RESOLUTION**5745****Moved: Cr Stroet****Seconded: Cr Bayani****That the questions without notice from:**

- **Cr Stroet**
- **Cr Bayani**

and the accompanying responses be recorded in the minutes**CARRIED****9 QUESTIONS ON NOTICE****Cr Baker | European Wasps and stray Cats and Dogs in the City of Playford****Question**

There have been numerous sightings of European wasps and stray cats and dogs in Playford over the Christmas/New Year break. Could the Administration please inform the Council of the procedures and legislative requirements taken to address the following:

1. Actions taken when European wasps are reported
2. Actions taken when stray cats/dogs are reported
3. Playford's relationship with RSPCA and Animal Welfare

Answer**1. Actions taken when European wasps are reported**

If European wasps are reported in the public realm, City Operations will attend and identify the location of the nest. In some instances, if the wasps are posing a risk to community safety, pest controllers are engaged to implement a management strategy.

When reported on private property, it is the responsibility of the landowner/occupier to engage a pest controller. In the unlikely event that the wasps are being encouraged to nest on private property, Council may take enforcement action under the Local Nuisance and Litter Control Act.

2. Actions taken when stray cats/dogs are reported**Stray dogs**

During business hours (including weekend Officer times) Council patrols/responds to requests for wandering/stray dogs in public. The dog is either returned home when possible or impounded at a facility approved by the Dog and Cat Management Board (Animal Welfare League).

Outside of business hours (5.00pm to 11.00pm), Council will only attend to wandering/stray dogs if they are posing a risk to community safety, e.g. aggressive, on a main road or in close proximity to a community event etc. The dog is either returned home when possible or impounded at a facility approved by the Dog and Cat Management Board (Animal Welfare League).

Stray cats

If the complainant can identify the offending cat and it is causing a nuisance, Council may exercise its powers under the Local Nuisance and Litter Control Act to investigate an offence and educate the cat owner. Given the nature of cats, this is often very difficult compared to dogs as traps are often required to catch cats.

If it is a stray/unowned cat, we refer our customers to the AWL who provides a cat trapping service (subject to capacity limits at Animal Welfare League).

3. Playford's relationship with RSPCA and Animal Welfare

Council has a strong working relationship with the Animal Welfare League and our staff communicate regularly with the Edinburgh North Shelter employees given our contract arrangements.

Council interactions with the RSPCA are infrequent due to different roles we play in relation to animal management. Council does engage with the RSPCA to gather information during investigations or to report animal cruelty matters.

10 PETITIONS

Nil

11 DEPUTATION / REPRESENTATIONS**11.1 DEPUTATION - MAKING MONEY FOR COUNCIL BY IMPROVING ELIZABETH - MR CONRAD ISTERLING**

Mr Isterling addressed the Chamber.

12 MOTIONS WITHOUT NOTICE**COUNCIL RESOLUTION****5746****Moved: Cr Vandeppear****Seconded: Cr Arifi****That this Council:**

- 1. Notes in 2020, the Strategic Planning Committee endorsed a plan for the Curtis and Peachey Road intersection, that implemented a "controlled" right-turn traffic light phase during off-peak times only, leaving a "filtered" right-turn phase during peak times.**
- 2. Acknowledges that the intersection of Curtis and Peachey Road has risen from the ninth to the third most dangerous intersection in South Australia, as reported by the RAA; and**
- 3. Requests that the Mayor write to the Minister for Transport, the Hon Tom Koutsantonis MP to request a review of sequencing at this intersection, including the implementation of a "controlled" right-turn throughout peak times**

CARRIED**Cr Vandeppear called for a DIVISION.****The motion was set aside.****A division was taken with:**

- Crs J Onuzans, A Arifi, R Vandeppear, S Halls, Z Bayani, T Smiljanic and A Craig voting FOR the motion.**
- Crs C Marsh, D Kerrison, M Baker, M Norris, G Smallwood-Smith and K Stroet voting AGAINST the motion.**

CARRIED

13 MOTIONS ON NOTICE

Nil

14 COMMITTEE REPORTS**Policy Review Committee***Matters which cannot be delegated to a Committee or Staff***14.1 INTERNAL REVIEW OF A COUNCIL DECISION PROCEDURE**

Responsible Executive Manager: Luke Culhane

COUNCIL RESOLUTION**5747**

Moved: Cr Baker

Seconded: Cr Onuzans

1. Council endorse the proposed Internal Review of a Council Decision Procedure (Attachment 1).
2. Council authorise the CEO to make further minor amendments to the Internal Review of a Council Decision Procedure (Attachment 1) that do not alter the intent of the document.

CARRIED**14.2 COMPLAINTS HANDLING POLICY AND PROCEDURE**

Responsible Executive Manager: Luke Culhane

COUNCIL RESOLUTION**5748**

Moved: Cr Smiljanic

Seconded: Cr Norris

1. Council endorse the proposed Complaints Handling Policy (Attachment 1) and Complaints Handling Procedure (Attachment 2).
2. Council authorise the CEO to make further minor amendments to the Complaints Handling Policy (Attachment 1) and Complaints Handling Procedure (Attachment 2) that do not alter the intent of the document.

CARRIED**14.3 BUILDING UPGRADE FINANCE (BUF) POLICY**

Responsible Executive Manager: Sam Green

COUNCIL RESOLUTION**5749**

Moved: Cr Baker

Seconded: Cr Bayani

1. Council endorse the proposed Building Upgrade Finance (BUF) Policy (Attachment 1) subject to the following amendments:
 - The building owner has no overdue debts to the Organisation, or its subsidiaries and is not in dispute with the Organisation or its subsidiaries regarding any matter.
2. Council authorise the CEO to make further minor amendments to the Building Upgrade Finance Policy (Attachment 1) that do not alter the intent of the document.

CARRIED

Strategy and Services Committee

Matters which cannot be delegated to a Committee or Staff

14.4 AMENDMENT TO DELEGATIONS REGISTER

Responsible Executive Manager: Luke Culhane

COUNCIL RESOLUTION**5750****Moved:** Cr Stroet**Seconded:** Cr Onuzans

That Council makes the following amendments to its Delegations Register:

1. In accordance with the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for Transport and Infrastructure (the 'General Approval') (Attachment 1) the Council authorises the following persons pursuant to Clause A.7 of the General Approval to endorse Traffic Impact Statements for the purposes of Clause A of the General Approval provided that such persons shall take into account the matters specified in Clause A.7 of the General Approval in respect of Traffic Impact Statements:
 - Najibullah Mozaffari
 - Susheel Chimnani
 - Neil Langley
 - Kean Fai Lau
 - Kym Ashby
 - Wahidullah Yousafzai
 - Aravinthan Udayak
 - Adithya Joshy
2. In accordance with Clause A.7 of the General Approval, the Council is of the opinion that the following persons are experienced traffic engineering practitioners for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the General Approval:
 - Najibullah Mozaffari
 - Susheel Chimnani
 - Neil Langley
 - Kean Fai Lau
 - Kym Ashby
 - Wahidullah Yousafzai
 - Aravinthan Udayak
 - Adithya Joshy
3. In accordance with Clause E.2 of the General Approval, the Council is of the opinion that the following persons have an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:
 - Najibullah Mozaffari
 - Susheel Chimnani
 - Neil Langley
 - Kean Fai Lau
 - Kym Ashby
 - Wahidullah Yousafzai
 - Aravinthan Udayak
 - Adithya Joshy
4. Council's previous authorisation to Derek Langman and Jason Yii pursuant to clause A.7 of the General Approval to endorse Traffic Impact Statements for the purpose of clause A of the General Approval is hereby revoked.

CARRIED**14.5 STRATEGIC PLAN 2025-28 - COMMUNITY ENGAGEMENT PLAN**

Responsible Executive Manager: Luke Culhane

COUNCIL RESOLUTION**5751**

Moved: Cr Smallwood-Smith Seconded: Cr Smiljanic

1. Council endorses the Draft Community Engagement Plan (included in Attachment 1) for the development of the Strategic Plan 2025-2028.
2. Council authorise the CEO to make further minor amendments to the submission that do not alter the intent of the document.

CARRIED

Matters which can be delegated to a Committee or Staff but the Council has decided not to delegate them

14.6 STATE-WIDE BUSHFIRE HAZARDS OVERLAY CODE AMENDMENT

Responsible Executive Manager: Sam Green

COUNCIL RESOLUTION**5752**

Moved: Cr Halls Seconded: Cr Stroet

That Council endorse:

1. The City of Playford's submission provided as Attachment 1 that responds to the State-Wide Bushfire Hazard Overlay Code Amendment out on consultation.
2. Council authorise the CEO to make further minor amendments to the submission that do not alter the intent of the document.

CARRIED**15 STAFF REPORTS**

Matters which cannot be delegated to a Committee or Staff

15.1 CORPORATE GOVERNANCE COMMITTEE - INDEPENDENT MEMBER APPOINTMENT

Responsible Executive Manager: Luke Culhane

COUNCIL RESOLUTION**5753**

Moved: Cr Onuzans Seconded: Cr Halls

Council reappoints Mr Mark Labaz and Mr Martin White as Independent Member representatives on the Corporate Governance Committee for a two-year term commencing 1 April 2024 until 31 March 2026.

CARRIED

15.2 REPRESENTATIVES FOR THE 2024 LGA AND ALGA MEETINGS**Responsible Executive Manager:** Luke Culhane**Local Government Association Ordinary General Meeting, 23 – 24 May 2024****COUNCIL RESOLUTION****5754****Moved:** Cr Smallwood-Smith **Seconded:** Cr Onuzans

1. Council appoints the Mayor and Cr Halls as Council's attendees at the LGA Ordinary General Meeting to be held in Adelaide from 23 – 24 May 2024.

If required, the private ballot process outlined in the Code of Practice for Council and Committee Meetings – Section 16 be utilised to elect the Council attendees, with the results of the ballot becoming the outcome.

2. The Mayor is appointed as the Council Delegate for voting rights with an attending Council Member appointed by the Mayor as proxy Council Delegate in the event that the Mayor is unable to attend.

CARRIED

Cr Kerrison nominated Cr Smiljanic Cr Smiljanic respectfully declined

Cr Kerrison nominated Cr Stroet Cr Stroet respectfully declined

Cr Onuzans nominated Cr Halls Cr Halls accepted the nomination

Australian Local Government Association National General Assembly, 2 – 4 July 2024**COUNCIL RESOLUTION****5755****Moved:** Cr Smallwood-Smith **Seconded:** Cr Smiljanic

1. Council appoints the Mayor, Cr Halls and Cr Craig as Council's attendees at the ALGA National General Assembly to be held in Canberra from 2 – 4 July 2024.

If required, the private ballot process outlined in the Code of Practice for Council and Committee Meetings – Section 16 be utilised to elect the Council attendees, with the results of the ballot becoming the outcome.

2. The Mayor is appointed as the Council Delegate for voting rights with an attending Council Member appointed by the Mayor as proxy Council Delegate in the event that the Mayor is unable to attend.

CARRIED

Cr Smiljanic nominated Cr Craig

Cr Craig accepted the nomination

Cr Kerrison nominated Cr Norris

Cr Norris accepted the nomination

Cr Norris nominated Cr Halls

Cr Halls accepted the nomination

As there were more nominations for the positions than required, the Council undertook the private ballot process.

Mr Green announced the results of the private ballot process as follows:

Cr Craig 9

Cr Norris 5

Cr Halls 13

Local Government Association Annual General Meeting, 21 – 22 November 2024**COUNCIL RESOLUTION****5756****Moved: Cr Onuzans****Seconded: Cr Stroet**

1. Council appoints the Mayor, Cr Bayani and Cr Halls as Council's attendees at the LGA Annual General Meeting to be held in Adelaide from 21 – 22 November 2024.

If required, the private ballot process outlined in the Code of Practice for Council and Committee Meetings – Section 16 be utilised to elect the Council attendees, with the results of the ballot becoming the outcome.

2. The Mayor is appointed as the Council Delegate for voting rights with an attending Council Member appointed by the Mayor as proxy Council Delegate in the event that the Mayor is unable to attend.

CARRIED*Cr Stroet nominated Cr Norris**Cr Norris respectfully declined**Cr Onuzans nominated Cr Bayani**Cr Bayani accepted the nomination**Cr Norris nominated Cr Halls**Cr Halls accepted the nomination**Cr Kerrison nominated Cr Craig**Cr Craig respectfully declined**Cr Kerrison nominated Cr Stroet**Cr Stroet respectfully declined*

Matters which have been delegated to staff but they have decided not to exercise their delegation

15.3 NORTHERN ADELAIDE TRANSPORT STUDY (DIT) - COUNCIL SUBMISSION**Responsible Executive Manager: Luke Culhane****COUNCIL RESOLUTION****5757****Moved: Cr Marsh****Seconded: Cr Kerrison****That Council endorse:**

1. The submission provided at Attachment 2 that responds to the Department for Infrastructure and Transport (DIT) request for a Council response to the Northern Adelaide Transport Study.
2. The CEO is delegated to make minor amendments to the submission that do not change its intent.
3. Staff insert in the Playford submission to DIT Northern Adelaide Transport Study, under Section 3.4 East-West connection wording relevant to the need for DIT/Council to monitor and review traffic light sequences at intersections along Curtis Road.

CARRIED

*Matters for Information***15.4 CORPORATE GOVERNANCE COMMITTEE COMMUNIQUE - FEBRUARY 2024****Responsible Executive Manager:** Luke Culhane**COUNCIL RESOLUTION****5758****Moved:** Cr Stroet**Seconded:** Cr Onuzans

The Council notes the Communique (Attachment 1) provided by the Corporate Governance Committee for the February 2024 meeting.

CARRIED**15.5 BUDGET UPDATE REPORT****Responsible Executive Manager:** Luke Culhane**COUNCIL RESOLUTION****5759****Moved:** Cr Marsh**Seconded:** Cr Kerrison

Council notes the Budget Update report for the period ending 31 January 2024.

CARRIED**16 INFORMAL DISCUSSION**

Nil

17 CONFIDENTIAL MATTERS**COMMITTEE REPORTS****Strategy and Services Committee**

Matters which cannot be delegated to a Committee or Staff

17.1 ANGLE VALE (SOUTH) GROWTH AREA FINAL STORMWATER INFRASTRUCTURE DEED

Responsible Executive Manager: Tina Hudson

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE FOR ITEM 17.1**COUNCIL RESOLUTION****5760****Moved: Cr Marsh****Seconded: Cr Onuzans**

Pursuant to Section 90(2) of the *Local Government Act 1999* an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- General Manager City Assets;
- General Manager Corporate Services;
- Executive Strategic Advisor;
- Senior Manager Assets and Delivery;
- Senior Manager City and Corporate Plans;
- Senior Manager Community Engagement and Experience;
- Senior Manager Development Services;
- Senior Manager Families and Young People;
- Senior Manager Financial Services;
- Senior Manager Information, Technology and Governance;
- Manager Governance;
- Growth and Infrastructure Coordinator;
- Governance Support;
- ICT Support; and
- Minute Taker.

in order to consider in confidence agenda item 17.1 under Section 90(3)(b) of the *Local Government Act 1999* on the basis that:

(b) information the disclosure of which –

- i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
- ii) would, on balance, be contrary to the public interest.

This matter is Confidential because it is considered to prejudice the commercial position of Council in negotiations with third parties.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; the Council consider it necessary to consider this matter in confidence.

CARRIED

The meeting went into confidence at 7:59 pm.

B. THE BUSINESS MATTER**COUNCIL RESOLUTION****5761****Moved: Cr Marsh****Seconded: Cr Vandeppear****That Council:**

- (a) Endorses the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area to be entered into by Council and each respective landowner of sites within the Precincts as defined within the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area.**
- (b) Authorises Council Administration to undertake stakeholder engagement on the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area and Supplementary Land Management Agreement.**
- (c) Authorises the CEO to finalise for execution and make minor amendments to the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area that do not alter the overall intent of the document, prior to execution and that may respond to (but are not limited to) matters resulting from the stakeholder engagement.**
- (d) Authorises the affixation of the Common Seal of the City of Playford by the Mayor and CEO to and execute the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area following stakeholder engagement.**
- (e) Endorses the Supplementary Land Management Agreement as annexed to the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area to be entered into by Council, each respective landowner of sites within the Precincts as defined within the Final Stormwater Infrastructure Deed for the Angle Vale (South) Growth Area, and the Minister for Infrastructure and Transport (as the case may be).**
- (f) Authorises the CEO to finalise for execution and make minor amendments to Supplementary Land Management Agreement that do not alter the overall intent of the document, prior to execution and that may respond to (but are not limited to) matters resulting from the stakeholder engagement.**
- (g) Authorises the affixation of the Common Seal of the City of Playford by the Mayor and CEO to and execute the Supplementary Land Management Agreement following stakeholder engagement.**
- (h) Authorises the Mayor and CEO to apply to the Registrar General on behalf of Council to note the Supplementary Land Management Agreement following execution pursuant to section 192(15) of the *Planning, Development and Infrastructure Act 2016* against the relevant Certificates of Title.**
- (i) Authorises the Council Administration, upon or following transfer of ownership of any of the respective sites within the Precincts, to undertake further engagement with any subsequent landowner(s) and thereafter for the Mayor and CEO to affix the Common Seal and execute a new deed in substantially the same terms as the Final Stormwater Infrastructure Deed with those landowner(s).**

CARRIED

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 17.1 IS TO BE KEPT IN CONFIDENCE

COUNCIL RESOLUTION

5762

Moved: Cr Marsh

Seconded: Cr Stroet

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Council orders that the following aspects of Item 17.1 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90(3)(b) of the *Local Government Act 1999*:

- Report for Item 17.1
- Attachment 17.1

Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer the power to revoke this order at any time and the Chief Executive Officer must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

This order will be reviewed and determined as part of the annual review by Council in accordance with Section 91(9)(a) of the *Local Government Act 1999*.

CARRIED

The meeting re-opened to the public at 8:01 pm.

17.2 PLAYFORD AND GAWLER BOUNDARY REALIGNMENT

Responsible Executive Manager: Dale Welsh

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE FOR ITEM 17.2

COUNCIL RESOLUTION

5763

Moved: Cr Stroet

Seconded: Cr Marsh

Pursuant to Section 90(2) of the *Local Government Act 1999* an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- General Manager City Assets;
- General Manager Corporate Services;
- Executive Strategic Advisor;
- Senior Manager Assets and Delivery;
- Senior Manager City and Corporate Plans;
- Senior Manager Community Engagement and Experience;
- Senior Manager Development Services;
- Senior Manager Families and Young People;
- Senior Manager Financial Services;
- Senior Manager Information, Technology and Governance;
- Manager Governance;
- Governance Support;
- ICT Support; and
- Minute Taker.

in order to consider in confidence agenda item 17.2 under Section 90(3)(b) of the *Local Government Act 1999* on the basis that:

(b) information the disclosure of which –

- i) could reasonably be expected to confer a commercial advantage on a

17.3 KALARA RESERVE PRUDENTIAL REPORT
Responsible Executive Manager: Luke Culhane

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE FOR ITEM 17.3

COUNCIL RESOLUTION

5766

Moved: Cr Marsh

Seconded: Cr Onuzans

Pursuant to Section 90(2) of the *Local Government Act 1999* an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- General Manager Corporate Services;
- General Manager City Assets;
- Executive Strategic Advisor;
- Senior Manager Assets and Delivery;
- Senior Manager City and Corporate Plans;
- Senior Manager Community Engagement and Experience;
- Senior Manager Development Services;
- Senior Manager Financial Services;
- Senior Manager Families & Young People
- Senior Manager Information, Technology and Governance;
- Manager Governance;
- Governance Support;
- ICT Support;
- Minute Taker;

in order to consider in confidence agenda item 17.3 under Section 90(3)(b) of the *Local Government Act 1999* on the basis that:

(b) information the disclosure of which –

- i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
- ii) would, on balance, be contrary to the public interest.

This matter is Confidential Subject to an order pursuant to Section 90(3)(b) of the *Local Government Act 1999*, this matter is confidential because it involves a commercial process in the open market and the disclosure of information may affect negotiations.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; the Council consider it necessary to consider this matter in confidence.

CARRIED

The meeting went into confidence at 8:06 pm.

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 17.3 IS TO BE KEPT IN CONFIDENCE

COUNCIL RESOLUTION

5768

Moved: Cr Onuzans

Seconded: Cr Smallwood-Smith

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Council orders that the following aspects of Item 17.3 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90(3)(b) of the *Local Government Act 1999*:

- Report for Item 17.3
- Attachment(s) for Item 17.3
- Minutes for Item 17.3

This order shall operate until the next scheduled annual review of confidential items by Council at which time this order will be reviewed and determined in accordance with Section 91(9)(a) of the *Local Government Act 1999*.

CARRIED

The meeting re-opened to the public at 8:12 pm.

18 CLOSURE

The meeting closed at 8:12 pm.