

# 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, 22 MAY 2018  
AT 7:00PM**

The meeting commenced at 7:01 pm.

### 1 ATTENDANCE RECORD

#### 1.1 Present

##### **MAYOR GLENN DOCHERTY – Principal Member**

Cr Marilyn Baker  
Cr Denis Davey  
Cr Duncan MacMillan  
Cr Peter Rentoulis

Cr Samantha Blake  
Cr Joe Federico  
Cr Dino Musolino  
Cr Adam Sherwood

Cr Andrew Craig  
Cr Shirley Halls  
Cr Jane Onuzans  
Cr Gay Smallwood-Smith

##### Also in attendance for the meeting:

Chief Executive Officer  
Deputy Chief Executive Officer  
General Manager, Strategic Projects and Assets  
Acting General Manager, City Services  
Senior Manager, Corporate Services  
Senior Manager, Finance  
Minute Taker

Mr Mal Hemmerling  
Mr Sam Green  
Mr James Pollock  
Ms Sam Hellams  
Ms Rosemary Munslow  
Ms Grace Pelle  
Ms Skye Launer

**1.2 Apologies**

Cr Michael Joy  
Cr Carol Muzyk  
Cr Max O'Rielly

**1.3 Not Present**

Nil

**2 CONFIRMATION OF MINUTES**

<b>COUNCIL RESOLUTION</b>		<b>3157</b>
<b>Moved:</b>	<b>Cr Davey</b>	<b>Seconded: Cr Onuzans</b>
<b>The Minutes of the Ordinary Council Meeting held 17 April 2018 be confirmed as a true and accurate record of proceedings.</b>		
<b><u>CARRIED</u></b>		

**3 DECLARATIONS OF INTEREST**

Cr Dino Musolino declared a material interest in item 15.3 GRFMA Northern Floodway Project.

**Name:** *Cr Dino Musolino*

**Conflict:** Material

**Item:** *15.3 GRFMA Northern Floodway Project*

**Description:** *I own land adjacent to the Gawler River.*

**Was Minister approval granted for the Council Member to participate in the meeting, pursuant to section 74(3) of the Act?** No

Has Minister approval been provided to Council? No

Did the Council Member participate in the discussion of the matter? No

Did the Council Member remain in the meeting while the matter was being considered? No

*Item brought forward*

**11 DEPUTATION / REPRESENTATIONS****11.1 CITY OF PLAYFORD 2018/19 BUSINESS PLANS**

Contact Person: Sam Green

As per Section 123 of the *Local Government Act 1999* a council must invite interested persons to attend a public meeting to ask questions, and make submissions, in relation to the Annual Business Plan for a period of at least 1 hour.

Council has also invited submissions and deputations in relation to the Long Term Financial Plan and Asset Management Plan.

*7:04 pm – The one (1) hour public consultation period commenced.*

Mr Damian Pulgies, Presiding Member, City of Playford Corporate Governance Committee addressed the Chamber

Ms Cathy-Jo Tame addressed the Chamber

Ms Jean Spain addressed the Chamber

Mr Shaun Reardon addressed the Chamber

Mr Hans Hochwald addressed the Chamber

*8:07 pm – Mayor Docherty made a final call for Mr Geoffrey Yates who had registered to make a representation, as well as for any other representations, on the Annual Business Plan.*

*8:08 pm – Mayor Docherty declared the public consultation period closed.*

#### **4 MAYOR'S REPORT**

The Mayor participated in the following activities:

- Met with Hon David Ridgway MLC, Minister for Trade, Tourism and Investment
- Elizabeth Playford Lions Club – Friends of the Lions Club Dinner
- Meeting with Principal of Elizabeth East Primary School to discuss the school being involved with the Tennis Centre
- Smart City Collaborative MoU Signature Event between City of Playford and the Adelaide University, Smart City Consortium
- City of Playford's ANZAC Day Overnight Vigil at Smithfield Memorial Garden
- City of Playford's ANZAC Day Dawn Service at Smithfield Memorial Garden
- Meeting with Bhutanese Community Leaders
- Meeting with Kevin Winfield – Chairman of Playford City Soccer & Community Club
- Sanctuary Rise Watch SA Meeting
- Meeting with Playford Church Leaders
- Attended and gave address at Science Alive
- University of Adelaide Faculty Health and Medical Sciences Graduation
- Attended and Spoke at the Elizabeth South Primary School History Festival Launch
- Spoke at the Annual National Volunteer Week Event for Playford volunteers
- Met with the CEO and General Manager from Anglicare SA regarding their "Better Places, Stronger Communities Project"
- Meeting with Paul Edginton, CEO of SYC
- Filming Testimonial at Playford Bowls Club with Green Frog Systems
- Met with Hon Anne Ruston, Senator of South Australia
- Attended the St Columba College Year 12 Research Project Exhibition
- Governing Council Training session at Mark Oliphant College
- Private Citizenship Ceremony for Residents
- Tour of Playford with Ben from the Messenger
- Attended the Commissioning and Celebration Service for Leah Hazelton and Bonnie Pavljuk at Playford Uniting Church
- Attended the Pentecost Sunday Combined Churches Prayer Service at Playford Uniting Church
- Met with Dr Zhang and Professor Oakley from Confucius
- Hosted new staff from Playford International College on a tour of the City of Playford area
- Attended and Spoke at the Grenville Centres Volunteers Years of Service event

#### **Summary of Media Engagements**

##### **Mayoral Interviews**

- Filming Testimonial at Playford Bowls Club with Green Frog Systems – feature on City of Playford and the bowling green project, highlighting the potential community impact and benefit.

**TV, Radio and Print engagements**

- Sunday Mail – Angle Vale picked as desirable address
- The Advertiser – calls to keep roads funded by the federal government, 6 month anniversary of Holden's closure.
- ABC Radio – illegal dumping (Port Wakefield Rd)
- The Messenger – Smart City parking trial at the Lyell McEwin hospital, Gawler line electrification budgeted, Elizabeth South time capsule launched, ABP and proposed 3% increase, Playford Tennis International event secured in 2019, Prince Edward visit
- The Bunyip – Virginia Main street upgrade, ANZAC Day service, Smart City MOU with Adelaide University, ABP and proposed 3% increase, Prince Edward visit, Grenville redevelopment

**Council Business – Proactive Media Releases**

- NAWMA recycling deal to offset China Sword policy (all SA media outlets)
- Lawn bowls upcoming launch (ABC Radio)
- Sydney Roosters hold rugby clinics at Eyre Sports Park (channel 9, local print media)
- Fremont Park redevelopment and Elizabeth North primary school's input (Stage 2)
- Young Archibald prize finalist (Messenger, Bunyip)
- Stretton business breakfast with Naval Group (Messenger, Bunyip)
- Adelaide University Smart City MOU (News Ltd, Bunyip and other media outlets)
- Elizabeth South primary school time capsule launch for History Week (Messenger, Bunyip)

**5 REPORTS OF REPRESENTATIVES OF COUNCIL ON OTHER ORGANISATIONS****Cr Samantha Blake**

- Aboriginal & Torres Strait Islander Community Reference Group City Bus Tour

**Cr Denis Davey**

- GRFMA Meeting in Gumeracha
- GRFMA Special Meeting held at the Stretton Centre

**Cr Carol Muzyk**

- 19.04.18 – GRFMA Ordinary Meeting
- 24.04.18 – NAWMA Audit Committee Meeting
- 30.04.18 – NAWMA Board Meeting

**6 REPORTS BY COUNCILLORS****Cr Denis Davey**

- Centrals vs Adelaide
- Youth Week at NSS over 600 participated
- ANZAC Vigil & ANZAC Dawn Service
- Centrals vs West Adelaide
- Centrals vs South Adelaide
- Science Alive Event at Civic Centre
- PFAS study at John McVeity Centre
- Volunteers Thank You Event
- Arthritis Forum at Grenville Centre
- Centrals vs Sturt
- Shout out to Tayla Carll of St Patrick's Technical College for doing work experience at RAAF Base Pearce recently. The St Patrick's Technical College will celebrate Catholic Education Week 2018 with special tours on the 30<sup>th</sup> & 31<sup>st</sup> May.

**Cr Joe Federico**

- Represented Mayor Docherty at One Tree Hill ANZAC Day Service and laid a wreath

**Cr Shirley Halls**

- ANZAC Day Overnight Vigil
- ANZAC Day Dawn Service
- Centrals vs Glenelg at Glenelg Gliderol Oval
- Volunteer Dinner, Playford Council
- Volunteer Awards, Grenville Centre

**Cr Carol Muzyk**

- 24.04.18 – ANZAC Overnight Vigil
- 25.04.18 – ANZAC Day Dawn Service

**Cr Jane Onuzans**

- Attended a 50<sup>th</sup> Birthday of a Craigmare resident
- ANZAC Day Overnight Vigil
- ANZAC Day Dawn Service
- Pentecost Sunday

**Cr Adam Sherwood**

- ANZAC Day Dawn Service

**Cr Gay Smallwood-Smith****Representing the Mayor**

- 43<sup>rd</sup> Commemorative Service of fall of Saigon, held at Torrens Parade Ground
- Volunteer Luncheon at Immanuel College, Nova Gardens
- Metropolitan Local Government Group at LGA House
- Launch of "Getting Home Safe" campaign at CMI Toyota Adelaide
- Hosted President's Luncheon at Central Districts

**Attended as Councillor**

- Overnight ANZAC vigil, Smithfield Memorial Park
- ANZAC Day Dawn Service
- Curtis Road Traders Breakfast
- Playford Volunteers Dinner

*Cr Blake left the meeting room at 7:37 pm*

*Cr Blake returned to the meeting room at 7:40 pm*

**7 REPORTS OF REPRESENTATIVES (CONFERENCES & TRAINING PROGRAMS)**

Nil

**8 QUESTIONS WITHOUT NOTICE****8.1 FOOTPATH - ANGLE VALE ROAD, ANGLE VALE (Cr Peter Rentoulis)**

**Question:** On the 14th of March 2017, council wrote to various properties along Angle Vale Road at Angle Vale to advise that a new footpath was scheduled for construction in the 2016/17 financial year. The footpath was meant to connect the existing footpath just west of the corner of Angle Vale Road and Heaslip Road on the southern side all the way to the corner of Angle Vale Road and Fradd Court. This work was never done. Why and when does council intend to complete this work?

**Answer:** Mr Pollock advised that Council have recently received queries on this matter from residents, directly and on social media. Council are aware there is a meeting to be held with residents on the 26<sup>th</sup> May 2018.

In early 2017, Council staff responsible for the delivery of Council's 'Missing Link Program' incorrectly provided Angle Vale Road (Heaslip Road to Fradd Court) to their contractors for scoping and construction of footpaths. Upon further review of the 'Missing Link Program' Council staff identified Angle Vale Road is a DPTI road and removed this road from the contractors program.

At the time it was not known that the contractor had proactively letter dropped to residents in this street, otherwise a letter apologising for the miscommunication would have been sent to affected residents. We apologise for any confusion this may have caused. Please note the City of Playford have been trying to give residents as much notice as possible regarding works adjacent to their properties.

Further to this, as part of the Growth Development Deeds in Angle Vale, there are extensive road traffic upgrades along Angle Vale road required to be funded by Developers as their developments progress. These works are to be delivered by the Department of Planning, Transport and Infrastructure (DPTI) when the identified thresholds are met.

Until this work has been undertaken by DPTI footpaths cannot be installed as they would be ruined during the stormwater, road and kerbing installation.

Currently Council staff are working cooperatively with DPTI to expedite the works on this matter.

Monies set aside for this footpath were spent on new footpaths for Broster Road and Stevens Drive which are located in Angle Vale.

## **8.2 LIGHTING - INTERSECTION OF ANGLE VALE, ROBERT, GAWLER & BAKER ROADS (Cr Peter Rentoulis)**

**Question:** In the last week alone, there have been two motor vehicle collisions at the Five Corner's Intersection in Virginia where Angle Vale Road meets, Robert Road, Gawler Road and Baker Road. Both of these accidents occurred at night. Assuming that it does not have jurisdiction as this is a DPTI controlled road, will council write to the Department of Planning Transport and Infrastructure and ask them to come out and inspect the lights at the intersection and upgrade them if necessary?

**Answer:** Mr Hemmerling advised that Council will again correspond with DPTI on this matter.

## **8.3 ANGLE VALE ROAD FOOTPATH (Cr Dino Musolino)**

**Question:** In relation to comments regarding the footpath on Angle Vale Road, is it correct that the footpath will not be constructed until the other road upgrade works e.g. pavement, kerbing & gutter, have occurred and that this will happen in-line with the triggers associated with the growth deeds?

**Answer:** Mr Pollock confirmed that this was the case.

**Question:** What is the timeline for this to occur?

**Answer:** Mr Pollock advised that currently it would be years, however Council is working with DPTI to try and bring forward resolution to this matter.

**8.4 INTERSECTION UPGRADES (Cr Peter Rentoulis)**

**Question:** Has the Government responded to the letters from Council calling for the upgrade of Stebonheath / Womma Road and Heaslip / Curtis Roads?

**Answer:** Mayor Docherty advised that responses from the Government are starting to come in post-election.

**COUNCIL RESOLUTION****3158****Moved: Cr Rentoulis****Seconded: Cr Musolino****That the questions without notice from:**

- **Cr Rentoulis**
- **Cr Musolino**

**And the accompanying responses be recorded in the minutes.****CARRIED****9 QUESTIONS ON NOTICE****Cr Jane Onuzans****History**

Cr Onuzans submitted the following questions on notice on 18 April 2018 for inclusion in the Council Agenda.

**Question 1**

Will there be provision of drinking water fountains in the grounds of Dwight Reserve (Eliz Downs) and Eastern Football Club (Eliz Park) and is there a timeframe if any.

**Answer**

The answer to this is no. This is an unfunded service that is not currently included in future planning. Sports clubs are responsible to provide free drinking water as part of their licensing provisions.

**Question 2**

How often the trimming maintenance takes place for the unsightly palm trees in the vicinity of the Munno Para Railway & Alawoona Road Munno Para.

**Answer**

Council engaged contractors to prune the palm trees during January 2018 and they will be pruned and managed on an annual basis.

**Cr Joe Federico****History**

Cr Federico submitted the following question from the community on 07 May 2018 for inclusion in the Council agenda.

**Question**

A roadside survey of the value of the vegetation on Glenburnie Road was undertaken on behalf of Playford Council by the Roadside Vegetation Authority in early February 2018. Has the report been received by Council? Is it available to the Public?

**Answer**

We have discussed the issue with Cr Federico and have agreed to take the matter up with the resident who has raised the concern.

**10 PETITIONS**

Nil

**12 MOTIONS WITHOUT NOTICE**

Nil

**13 MOTIONS ON NOTICE**

Nil

**14 COMMITTEE REPORTS****Chief Executive Officer Performance Review Committee**

Nil

**Civic Events Committee**

Nil

**Corporate Governance Committee***Matters which cannot be delegated to a Committee or Staff.***14.1 REVIEW OF CORPORATE GOVERNANCE COMMITTEE CHARTER****Responsible Executive Manager:** Sam Green**COUNCIL RESOLUTION****3159****Moved:** Cr Baker**Seconded:** Cr Smallwood-Smith**That the draft Corporate Governance Committee Charter (attachment 1) be endorsed with the following amendments:**

- 1. Under *Point 2.1* removal of the word “both”.**
- 2. Under Definitions for Strategy Management Plans include the word “Councils” in front of each plan.**

**CARRIED**



**Services Committee**

*Matters which cannot be delegated to a Committee or Staff.*

**14.2 ANNUAL NAWMA BUDGET AND SERVICE LEVEL AGREEMENT**

**Responsible Executive Manager:** Sam Hellams

**COUNCIL RESOLUTION****3160**

**Moved:** Cr Halls **Seconded:** Cr Smallwood-Smith

1. Council note the 2018/19 NAWMA Annual Business Plan;
2. Council endorse the 2018/19 Annual Service Agreement between NAWMA and the City of Playford; and
3. Council endorse the 2018/19 NAWMA Budget; and
4. The Kerbside Waste Collection Policy be updated accordingly to reflect the Annual Service Agreement.

**CARRIED**

**14.3 DOG REGISTRATION FEE'S FOR 2018/19**

**Responsible Executive Manager:** Sam Hellams

**COUNCIL RESOLUTION****3161**

**Moved:** Cr Smallwood-Smith **Seconded:** Cr Onuzans

1. Council endorses to keep the current registration fees with a maximum fee of \$65.
2. Council continue to apply a 50% discount for dogs that fall under the category of "standard dog".

**CARRIED**

**Strategic Planning Committee**

Nil

**15 STAFF REPORTS**

*Matters which cannot be delegated to a Committee or Staff.*

**15.1 SEEK EXPRESSIONS OF INTEREST (EOI) FOR AN INDEPENDENT COUNCIL ASSESSMENT PANEL (CAP) MEMBER, A PRESIDING MEMBER AND A DEPUTY INDEPENDENT MEMBER**

Responsible Executive Manager: Sam Hellams

**COUNCIL RESOLUTION****6162****Moved: Cr Federico****Seconded: Cr Halls**

1. That the Council calls for an Expression Of Interest (EOI) for an Independent Member and a Deputy Independent Member of CAP, with the:
  - Assessment Manager, Senior Manager Development Services and Senior Planner to shortlist 4 candidates.
  - Assessment Manager, Senior Planner and 1 Council Member to interview the shortlisted candidates and provide recommendations to Council for appointment of the Independent and Deputy Independent Members.
2. That Council seek an EOI from existing Independent CAP Members and the shortlisted Independent CAP Member Applicants for the role of Presiding Member, with the Assessment Manager, Senior Planner and 1 Council Member to recommend to Council the preferred Presiding Member.
3. That Council appoint Cr Musolino to the Independent CAP Member interview panel.

Cr Musolino self-nominated

**CARRIED**

*Matters for Information*

**15.2 BUDGET UPDATE REPORT - APRIL 2018**

Responsible Executive Manager: Sam Green

**COUNCIL RESOLUTION****3163****Moved: Cr Baker****Seconded: Cr Halls**

That Council receives the Budget Update Report for the period ending 30 April 2018 (Attachment 1).

**CARRIED**

*Matters which cannot be delegated to a Committee or Staff*

**15.3 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY - NORTHERN FLOODWAY PROJECT**

**Responsible Executive Manager:** Sam Green

*Cr Musolino left the meeting room due to his declared conflict at 7:59 pm.*

**COUNCIL RESOLUTION**

**3164**

**Moved:** Cr Davey

**Seconded:** Cr Baker

**Council endorses the Gawler River Floodplain Management Authority to progress the Northern Floodway project as a priority:**

- 1. Subject to the Federal and State Government to confirm in writing a commitment to fund in totality all capital costs including the further design and development costs associated with the Northern Floodway Project.**
- 2. Council acknowledging the GRFMA contribution will be the responsibility for the ongoing maintenance of the Northern Floodway.**

**CARRIED**

**16 INFORMAL DISCUSSION**

Nil

*Cr Musolino returned to the meeting room at 8:09 pm.*

**17 FORWARD AGENDA**

**17.1 ORDINARY COUNCIL FORWARD AGENDA**

**Presenter:** Mr Mal Hemmerling

**Outcome:** Councillors reviewed the Council forward agenda

**18 CONFIDENTIAL MATTERS****18.1 SALE OF LAND - PLAYFORD CBD - HOTEL DEVELOPMENT**

Responsible Executive Manager: James Pollock

**A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE****COUNCIL RESOLUTION****3165****Moved: Cr Halls****Seconded: Cr Blake**

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;
- Deputy Chief Executive Officer;
- Acting General Manager City Services;
- General Manager Strategic Projects and Assets;
- Senior Manager Corporate Services; and
- Minute Taker;

in order to consider in confidence agenda item number 18.1 under Sections 90 (3) (b) (d) of the Local Government Act 1999 on the basis that:

- (d) i) commercial information of a confidential nature (not being a trade secret) the disclosure of which 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) commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest.

This matter is Confidential because it reveals information about the purchaser / developer, the purchase price of the allotment and the concept plans for the hotel development. Furthermore, it could potentially confer a commercial advantage on a third party should the sale of the allotment not proceed and the property is required to be placed back on the open market.

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; Council consider it necessary to consider this matter in confidence.

**CARRIED**

*The meeting went into confidence at 8:11 pm.*

**C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 18.1 IS TO BE KEPT IN CONFIDENCE****COUNCIL RESOLUTION****3167****Moved: Cr Sherwood****Seconded: Cr Craig**

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects of Item 18.1 be kept confidential, with the exception of the third parties to allow the enactment of the resolution, in accordance with Council's reasons to deal with this item in confidence pursuant to Sections 90 (3) (b) (d) of the Local Government Act 1999:

- Report for Item 18.1
- Attachment(s) for Item 18.1
- Decision for Item 18.1

This order shall operate for 2 years or 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, whichever comes first.

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.

**CARRIED**

*The meeting was re-opened to the public at 8:15 pm.*

**19 CLOSURE**

The meeting closed at 8:15 pm.