

## MINUTES

**Minutes of the Corporation of the City of Unley  
Council Meeting  
Held Monday 24 October 2016 at 7 pm  
Council Chambers  
181 Unley Road Unley**

### PRESENT

Mayor L Clyne - Presiding Member  
Councillors    A Lapidge                      P Hughes  
                      R Sangster                      M Rabbitt (Deputy Mayor)  
                      M Hewitson                     R Salaman  
                      B Schnell                        L Smolucha  
                      J Boisvert                        D Palmer  
                      J Koumi                          M Hudson

### OFFICERS PRESENT

Chief Executive Officer, Mr P Tsokas  
General Manager City Services, Ms M Berghuis  
General Manager City Development, Mr J Devine  
Group Manager Governance and Risk, Ms R Wilson  
Executive Assistant GM City Development, Ms K Jaensch  
Manager Development, Mr P Weymouth  
Manager Strategic Assets, Mr B Curtis  
Manager Finance, Mr M Carey  
Manager Community Services, Ms C Luya

### ACKNOWLEDGEMENT

The Presiding Member opened the meeting with the Kaurna acknowledgement.

## **PRAYER AND SERVICE ACKNOWLEDGEMENT**

Members stood in silence in memory of those who had made the Supreme Sacrifice in the service of their country, at sea, on land and in the air.

## **WELCOME**

The Presiding Member welcomed Members of Council, Senior Staff, Media and members of the gallery to the 24 October 2016, meeting of the Unley City Council.

## **APOLOGIES**

Nil

## **ITEM 625** **CONFLICT OF INTEREST**

Nil.

## **ITEM 626** **CONFIRMATION OF MINUTES**

MOVED: Councillor Schnell  
SECONDED: Councillor Hudson

That:

1. The minutes of the Council Meeting held on Monday 26 September 2016, as printed and circulated, be taken as read and signed as a correct record.

**CARRIED UNANIMOUSLY**

## **ITEM 627** **CONFIRMATION OF MINUTES FOR SPECIAL COUNCIL MEETING HELD ON** **TUESDAY 4 OCTOBER 2016**

MOVED: Councillor Schnell  
SECONDED: Councillor Smolucha

That:

1. The minutes of the Special Council Meeting held on Tuesday 6 October 2016, as printed and circulated, be taken as read and signed as a correct record.

**CARRIED UNANIMOUSLY**

**ITEM 628**  
**DEPUTATION FROM MS MARY KOLUSNIEWSKI**

The Mayor has received a request from Ms Mary Kolusniewski to make a deputation at the Council meeting to be held on 24 October 2016. The deputation request states:

“The Council authorised the felling of a large gum tree, situated in front yard of Unley Community Childcare Centre, 42 Arthur Street Unley.”

The Mayor has refused the request of the deputation on the grounds that this decision was a DAP decision and not a decision of the Council, and there is no report on the felling of a tree, in the Council Agenda.

The Elected Members have the option of overriding this decision and allowing Ms Kolusniewski to make a deputation.

The Mayor put the option of overriding the decision and allowing Ms Kolusniewski to make a deputation, to the vote.

This was not supported and the Mayor’s decision remained.

**ITEM 629**  
**NOTICE OF MOTION FROM COUNCILLOR HUGHES RE EQUITABLE**  
**DISTRIBUTION OF UNLEY LIFE MAGAZINE**

MOVED: Councillor Hughes  
SECONDED: Councillor Lapidge

1. That prior to the distribution of the next edition of Unley Life, staff make contact with all Retirement Homes, Aged Care facilities etc within the City to ensure that reliable distribution systems are in place to ensure that:
  - All ratepayers in such facilities receive their own individual copy,
  - Other residents either receive their own individual copy, or at the least, have freely available access through multiple copies being provided to the facility.

**CARRIED UNANIMOUSLY**

**ITEM 630**  
**NOTICE OF MOTION FROM COUNCILLOR KOUMI RE ROAD CLOSURE OF KING WILLIAM ROAD ON SUNDAYS**

MOVED: Councillor Koumi  
SECONDED: Councillor Sangster

That:

The Administration prepare a report on the cost and requirements of closing King William Road as a thoroughfare to vehicles between Mitchell and Bloomsbury Streets, or similar, on Sundays during the warmer months of the year for the purpose of on street outdoor dining, trade and entertainment.

This report be prepared in time for consideration in the 2017/18 budget.

**CARRIED UNANIMOUSLY**

Councillor Boisvert left the Chambers at 7.18pm during debate on the above Item and returned at 7.20pm.

**ITEM 631**  
**MOTION ON NOTICE FROM COUNCILLOR PALMER RE LANE COVE STYLE DELIBERATIVE POLLING**

MOVED: Councillor Palmer  
SECONDED: Councillor Smolucha

That:

- 1 The Administration prepare a report advising Council on how the Lane Cove style Deliberative Polling could assist Council in achieving the Goals of our Community Plan.
- 2 The report be presented to Council no later than the March Council meeting of 2017.

**CARRIED UNANIMOUSLY**

## **ITEM 632**

### **EXTENSION OF HOURS DOGS OFF LEASH COMMUNITY CONSULTATION**

MOVED: Councillor Boisvert

SECONDED: Councillor Palmer

That:

1. The report be received.
2. The results of the community engagement be noted.
3. The off-leash hours for the existing time prescribed off-leash parks within the City of Unley be amended to between 4pm and 10am from 1 April to 30 September only, with the off-leash times for 1 October to 31 March remaining as 5pm to 10am. The parks to include:
  - Forestville Reserve (Forestville)
  - Everard Park Reserve (Everard Park)
  - Fraser Reserve (Myrtle Bank)
  - Fullarton Park (Fullarton)
  - Heywood park (western sector)
  - Howard Florey Reserve (Parkside)
  - McLeay Park (Unley)
  - Park Park (Clarence Park)
  - Scammell Reserve (Myrtle Bank)
  - Soutar Park – open play area and south of east west path (Goodwood)
  - Village Green (Unley)
  - Wayville Reserve (Wayville)
4. In accordance with Section 238(3) of the *Local Government Act 1999*, signage be erected setting out the effect of the above changes in Council By-Law No. 5 – Dogs.
5. In accordance with Section 246(4a) of the *Local Government Act 1999* (as amended), the determinations made above be published in the Government Gazette and on the Council website, and a notification of the fact of publication of the notice in the *Eastern Courier* newspaper.

MOVED Councillor Schnell as an AMENDMENT, SECONDED Councillor Sangster

That:

1. The report be received.
2. The results of the community engagement be noted.
3. The off-leash hours for the existing time prescribed off-leash parks within the City of Unley be amended to between 4pm and 10am from 1 June to 31 August only, with the off-leash times for 1 September to 31 May remaining as 5pm to 10am. The parks to include:
  - Forestville Reserve (Forestville)
  - Everard Park Reserve (Everard Park)
  - Fraser Reserve (Myrtle Bank)
  - Fullarton Park (Fullarton)
  - Heywood park (western sector)
  - Howard Florey Reserve (Parkside)
  - McLeay Park (Unley)
  - Park Park (Clarence Park)
  - Scammell Reserve (Myrtle Bank)
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**CARRIED**

The AMENDMENT then became the MOTION and was put and **LOST**.

## **DIVISION**

A Division was called and the previous decision set aside.

Those voting in the affirmative:

Councillors Smolucha, Palmer, Boisvert, Salaman, Sangster and Rabbitt.

Those voting in the negative:

Councillors Schnell, Hewitson, Hudson, Koumi, Hughes and Lapidge.

The Mayor then used his casting vote and the MOTION was declared **LOST**

## **ITEM 633**

### **CONSERVATION GRANTS POLICY REVIEW**

MOVED: Councillor Hughes

SECONDED: Councillor Schnell

That:

1. The report be received.
2. Council endorse the revised Conservation Grants Policy Attachment 2 to Item 633/16.

**CARRIED UNANIMOUSLY**

Councillor Hudson left the Chambers at 8.00pm during debate on the above Item and returned at 8.01pm.

## **ITEM 634**

### **DEVELOPMENT ASSESSMENT PANEL ANNUAL REPORT 2015/16**

MOVED: Councillor Salaman

SECONDED: Councillor Boisvert

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

**\*ITEM 652**

**MEMBERSHIP OF STRATEGIC PROPERTY COMMITTEE**

MOVED: Councillor Hewitson

Seconded: Councillor Hughes

1. Membership of the Committee comprises 4 Elected Members with the Mayor *ex officio*.

MOVED Councillor Boisvert as an AMENDMENT, SECONDED Councillor Schnell

1. Membership of the Committee comprises 5 Elected Members with the Mayor *ex officio*.

**LOST**

The original motion was then put and **CARRIED UNANIMOUSLY**

**\*ITEM 635**

**ESTABLISHMENT OF STRATEGIC PROPERTY COMMITTEE**

MOVED: Councillor Hewitson

SECONDED: Councillor Smolucha

That:

1. The report be received.
2. Council establish the Strategic Property Committee in accordance with Section 41 of the Local Government Act 1999.
3. Council adopt the Terms of Reference at Attachment 1 to report 635.
4. Councillor Koumi be appointed Presiding Member of the Committee for a period commencing 24 October 2016 until the end of the current term of Council unless revoked earlier by Council.
5. Councillors Hughes, Koumi, Smolucha and Palmer be appointed to the Committee for a period commencing 24 October 2016 until the end of the current term of Council unless revoked earlier by Council.

**CARRIED UNANIMOUSLY**



**ITEM 636**  
**FLYING OF LATVIAN FLAG FOR NATIONAL DAY**

MOVED: Councillor Schnell  
SECONDED: Councillor Sangster

That:

1. The report be received.
2. Council approve the request to fly the National flag of Latvia at the Unley Civic Centre on Latvia's Proclamation Day which is 18 November.

**CARRIED UNANIMOUSLY**

**ITEM 637**  
**FINANCE PERFORMANCE REPORT FOR THE QUARTER ENDED 30 SEPTEMBER 2016**

MOVED: Councillor Rabbitt  
SECONDED: Councillor Hewitson

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

**ITEM 638**  
**REVIEW OF DRAFT 30-YEAR PLAN FOR GREATER ADELAIDE 2016 UPDATE**

MOVED: Councillor Palmer  
SECONDED: Councillor Boisvert

That:

1. The report be received.
2. The response contained in Attachment 1 to this report be submitted to the Department of Planning Transport and Infrastructure (DPTI) to assist with the review of the draft '*30-Year Plan for Greater Adelaide 2016 Update*'.
3. A copy of the response to the draft '*30-Year Plan for Greater Adelaide 2016 Update*' be forwarded to the Local Government Association (SA).

**CARRIED UNANIMOUSLY**

**\*ITEM 639**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES**

MOVED: Councillor Hughes

SECONDED: Councillor Hudson

That:

1. The report be received.

**CARRIED**

**\*ITEM 653**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -  
RESTORMAL STREET, FULLARTON**

MOVED: Councillor Hudson

SECONDED: Councillor Koumi

1. Council endorses the recommended treatment as follows:

Restormal Street, Fullarton – Option 1.

**CARRIED**

**DIVISION**

A Division was called and the previous decision set aside.

Those voting in the affirmative:

Councillors Smolucha, Boisvert, Salaman, Hewitson, Hudson, Lapidge and Rabbitt.

Those voting in the negative:

Councillors Schnell, Palmer, Koumi, Hughes and Sangster.

The MOTION was declared **CARRIED**

**\*ITEM 654**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -  
HIGH STREET, UNLEY PARK**

MOVED: Councillor Rabbitt

SECONDED: Councillor Sangster

1. Council endorses the recommended treatment as follows:

High Street, Unley Park – Option 1.

**CARRIED**

**\*ITEM 655**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -  
ENTERPRISE STREET, HYDE PARK**

MOVED: Councillor Rabbitt

SECONDED: Councillor Boisvert

1. Council endorses the recommended treatment as follows:

Enterprise Street, Hyde Park – Option 1.

MOVED Councillor Hewitson as an AMENDMENT, SECONDED Councillor Schnell

1. Council endorses the recommended treatment as follows:

Enterprise Street, Hyde Park – Option 3.

**LOST**

The original motion was then put and **CARRIED**

**\*ITEM 656**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -  
DOLLMAN STREET, GOODWOOD**

MOVED: Councillor Hewitson

SECONDED: Councillor Salaman

1. Council endorses the recommended treatment as follows:

Dollman Street, Goodwood – Option 1.

**CARRIED**

## **DIVISION**

A Division was called and the previous decision set aside.

Those voting in the affirmative:

Councillors Smolucha, Palmer, Boisvert, Salaman, Hewitson, Hudson, Koumi, Hughes, Lapidge, Sangster and Rabbitt.

Those voting in the negative:

Councillor Schnell.

The MOTION was declared **CARRIED**

### **\*ITEM 657**

#### **AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES - BEACONSFIELD STREET, FULLARTON**

MOVED: Councillor Lapidge

SECONDED: Councillor Hughes

1. Council endorses the recommended treatment as follows:

Beaconsfield Street, Fullarton – Option 1.

**CARRIED**

### **\*ITEM 658**

#### **AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES - BARROW STREET, UNLEY**

MOVED: Councillor Hewitson

SECONDED: Councillor Salaman

1. Council endorses the recommended treatment as follows:

Barrow Street, Unley – Option 2 amended to ‘Remove three trees and plant six new matching trees to achieve a 1.5m footpath on both sides’.

**CARRIED**

**\*ITEM 659**

**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -  
BLACKET STREET, GOODWOOD**

MOVED: Councillor Schnell

SECONDED: Councillor Hewtison

1. Council endorses the recommended treatment as follows:

Blacket Street, Goodwood – Option 1.

**CARRIED**

**ITEM 640**

**COUNCIL ACTION RECORDS**

MOVED: Councillor Salaman

SECONDED: Councillor Boisvert

That:

1. The report be noted.

**CARRIED UNANIMOUSLY**

**ITEM 641**

**QUESTIONS ON NOTICE FROM COUNCILLOR KOUMI RE FLOODING**

The following Questions on Notice have been received from Councillor Koumi and the answers are provided:

**Questions**

1. During the storm events in October 2016 there was some minor flooding in the City of Unley.

What flooding, if any, occurred along:

- Brown Hill Creek between Cross Road and the High Flow Weir near Victoria Street Goodwood?
- Arundel Avenue,
- Goodwood Road,
- Vardon Terrace,
- Malcolm Street,
- Wood Street,
- Northgate Street,
- Grove Street,
- Nanthea Terrace North and,

- Nanthea Terrace South.

## Answers

The following information is in addition to an email already provided to Elected Members from Manager Operations regarding 14<sup>th</sup> September flood event.

On 14<sup>th</sup> September a storm event which was the result of a 12 hour rainfall event from 7am to 7pm over the rural catchment of Brown Hill Creek resulting in a flow equivalent to a 1 in 35 year ARI flood event which was slightly lower than a similar 2005 event.

This resulted in the flood event hitting the Unley area at around 9.00pm causing the flooding of a number of properties in the Unley area.

The Bureau of Meteorology stream gauging indicated that there was no significant input into the flood event from the urban catchment as the major flood flow in the creek did not increase from the peak flow recorded at the Scotch College gauge.

This is consistent with general observations from Council staff and residents who only reported minor localised flood at known trouble spots in the street network.

The damaged that occurred was as a result of water spilling out of Brown Hill Creek at a number of locations between Cross Road and Anzac Highway.

“What flooding, if any, occurred along:”

- Brown Hill Creek between Cross Road and the High Flow Weir near Victoria Street Goodwood?
  - *There was a break out at 23 Victoria Street where a vacant allotment’s boundary fence collapsed and allowed flow to spill out into Victoria Street and adjacent streets.*
- Arundel Avenue
  - *No reports of damage provided to Council*
- Goodwood Road,
  - *There was flooding at the junction of Goodwood Road and Mitchell Street.*
- Vardon Terrace,
  - *The open drain in the rail corridor adjacent to Vardon Terrace most likely overtopped but was not reported to Council.*
- Malcolm Street,
  - *Yes there was flooding along Malcolm Street.*
- Wood Street,
  - *Yes there was flooding along Wood Street*
- Northgate Street,
  - *Yes there was flooding along Northgate Street*
- Grove Street,
  - *Yes there was flooding along Grove Street*
- Nanthea Terrace North

- *No reports of damage provided to Council*
- Nanthea Terrace South.
- *No reports of damage provided to Council*

The next major storm event that occurred on the 28<sup>th</sup> September which was a significant rain event but was spread more evenly across both the urban and rural catchment areas for Brown Hill Creek.

This resulted in minor flood flows in Brown Hill Creek but did not cause any overtopping or breakouts from the creek and there was only minor local flooding within the Unley urban areas.

In general Council's stormwater network coped with the rainfall event reasonably well.

## **ITEM 642**

### **QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

#### **QUESTIONS ON NOTICE FROM COUNCILLOR KOUMI RE 4 YEAR PLAN**

The following Questions on Notice have been received from Councillor Koumi and the answers are provided:

#### **Questions**

1. Unley is about to review its 4 year plan.  
Which elements of the current four year plan:
  - have been completed
  - are currently in progress and partially completed
  - have been abandoned (or have become redundant)
  - are incomplete as they are ongoing

An answer in the form of a table is preferred.

#### **Answer**

See table attached to the Agenda.

**ITEM 643**  
**QUESTIONS WITHOUT NOTICE**

Nil.

**ITEM 644**  
**CORRESPONDENCE**

The correspondence from

- Deputy Chief Executive Resources and Energy
- National Trust
- City of Norwood Payneham & St Peters
- Office of the Lord Mayor City of Adelaide
- Minister for Volunteers
- Sturt Football Club
- City of Salisbury

be noted.

**CARRIED UNANIMOUSLY**

**ITEM 645**  
**MAYOR'S REPORT FOR MONTH OF OCTOBER 2016**

MOVED: Councillor Rabbitt  
SECONDED: Councillor Lapidge

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

**ITEM 646**  
**DEPUTY MAYOR'S REPORT FOR MONTH OF OCTOBER 2016**

MOVED: Councillor Rabbitt  
SECONDED: Councillor Lapidge

That:

1. The report be received.

**CARRIED UNANIMOUSLY**



**ITEM 647**  
**REPORTS OF MEMBERS**

MOVED: Councillor Boisvert  
SECONDED: Councillor Smolucha

Council to note the attached reports from Members

1. Councillor Palmer
2. Councillor Hudson
3. Councillor Hughes
4. Councillor Schnell

**CARRIED UNANIMOUSLY**

**ITEM 648**  
**UNRESOLVED ITEMS**

<b>Meeting Date</b>	<b>Item</b>	<b>Status</b>
Council 12 September 2016	Item 584  Millswood Sporting Complex Detailed Design	The Item remains laid on the table.

**ITEM 649**

**CONFIDENTIALITY MOTION FOR ITEM - BROWN HILL KESWICK CREEK**

MOVED: Councillor Rabbitt

SECONDED: Councillor Hewitson

That:

1. Pursuant to Section 90(2) and 90(3)(j) of the Local Government Act 1999 the Council orders the public be excluded, with the exception of the following:

Mr P Tsokas, Chief Executive Officer  
Ms M Berghuis, General Manager City Services  
Mr J Devine, General Manager City Development  
Ms R Wilson, Group Manager Governance and Risk  
Ms K Jaensch, Executive Assistant City Development

on the basis that it will receive and consider the report on the Brown Hill Keswick Creek and that the Council is satisfied that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter on the grounds that they contain:

- (j) information the disclosure of which –
  - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
  - (ii) would, on balance, be contrary to the public interest.

**CARRIED UNANIMOUSLY**

Councillor Hudson left the Chambers at 9.30pm.

The doors to the Council Chambers were closed at 9.30pm.

# CONFIDENTIAL

ITEM 650  
BROWNHILL KESWICK CREEK FUNDING

# CONFIDENTIAL

**ITEM 651**

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE ITEM 650 – BROWN HILL KESWICK CREEK**

MOVED: Councillor Hewitson  
SECONDED: Councillor Palmer

That:

1. The report be received.
2. Pursuant to Section 91(7) and (9) of the Local Government Act:

2.1 The

- Minutes
- Report
- Attachment

remain confidential on the basis that the information supplied contains information provided on a confidential basis; and would on balance be contrary to the public interest.

- 2.2 The Minutes, Report and Attachment be kept confidential until the item is revoked by the Chief Executive Officer or the documents are made public by the Minister.

**CARRIED UNANIMOUSLY**

The doors to the Council Chambers were opened at 9.49pm.

**\*ITEM 652**  
**MEMBERSHIP OF STRATEGIC PROPERTY COMMITTEE**

See page 8.

**\*ITEM 653**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**RESTORMAL STREET, FULLARTON**

See page 10.

**\*ITEM 654**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**HIGH STREET, UNLEY PARK**

See page 11.

**\*ITEM 655**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**ENTERPRISE STREET, HYDE PARK**

See page 11.

**\*ITEM 656**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**DOLLMAN STREET, GOODWOOD**

See page 11.

**\*ITEM 657**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**BEACONSFIELD STREET, FULLARTON**

See page 12.

**\*ITEM 658**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**BARROW STREET, UNLEY**

See page 12.

**\*ITEM 659**  
**AGE FRIENDLY FOOTPATH REPLACEMENT IMPLEMENTATION ISSUES -**  
**BLACKET STREET, GOODWOOD**

See page 13.

**NEXT MEETING**

Monday 14 November 2016 – 7.00pm – Council Chambers

**CLOSURE**

The Presiding Member closed the meeting at 9.50pm.

.....  
PRESIDING MEMBER

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