

COUNCIL MEETING

**Minutes of the Corporation of the City of Unley
Held on Monday 28 October 2013 at 7.00 pm
In the Civic Centre
181 Unley Road Unley**

PRESENT

His Worship the Mayor, Mr L Clyne (Presiding Member)
Councillors J Koumi M Hudson
R Sangster M Saies
J Boisvert D Palmer
A Lapidge P Hughes
B Schnell (Deputy Mayor)
R Salaman M Hewitson

OFFICERS PRESENT

Chief Executive Officer, Mr P Tsokas
General Manager Economic Development & Planning, Mr D Litchfield
General Manager Community, Ms M Berghuis
General Manager People & Governance, Mr S Faulkner
General Manager Assets & Infrastructure, Mr J Devine
Manager Governance & Risk, Ms R Wilson
Manager Finance & ICT, Mr M Carey
A/Recreation & Open Space Coordinator, Ms J Andrews
Manager Marketing Communications & Customer Serv, Ms A Shinkfield
Executive Assistant to the CEO, Ms C Gowland

ACKNOWLEDGEMENT

The Presiding Member opened the meeting with the Aboriginal 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 and Senior Staff, and members of the gallery to the 28 October 2013, meeting of the Unley City Council.

APOLOGIES

Councillor D Tipper

CONFLICT OF INTEREST

Nil

ITEM 920

CONFIRMATION OF MINUTES

MOVED Councillor Hewitson
SECONDED Councillor Palmer

That

1. The Minutes of the Council meeting held on Monday 23 September 2013, as printed and circulated, be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

DEPUTATION

The Mayor advised the Council that Mr David Tonkin, resident of Palmerston Place, would like to make a deputation to the Council regarding the petition listed in the agenda.

This was agreed with a two thirds majority.

ITEM 921

PETITION TO RETAIN SOUTHBOUND VEHICLE ACCESS VIA PALMERSTON PLACE

MOVED Councillor Hewitson
SECONDED Councillor Salaman

That:

1. The petition be received.
2. The principal petitioner be notified that the petition has been received.

CARRIED UNANIMOUSLY

DEPUTATION

Mr David Tonkin, resident of Palmerston Place made a deputation to Council regarding the petition to retain southbound vehicle access via Palmerston Place.

ITEM 922

AUDIT AND GOVERNANCE COMMITTEE

The Mayor advised the Council that he thought this Item should be moved to the end of the Agenda as it contained a confidential item.
This was agreed with a two thirds majority.

See Page 24 of these Minutes.

ITEM 923

COMMUNITY AND CULTURE COMMITTEE

MOVED Councillor Hughes
SECONDED Councillor Saies

That:

1. The minutes of the Community and Culture Committee held on Monday 21 October 2013 be received.
2. The recommendations listed under

Item 8

Community Grant Program and Ron Young Grant Program –
Recommendations for Funding

Item 9
Community Passenger Network

Item 10
Small Sponsorship and Donations and Youth Sponsorship Schemes 2012-2013

be adopted.

CARRIED UNANIMOUSLY

ITEM 924
DEVELOPMENT STRATEGY AND POLICY COMMITTEE

MOVED Councillor Hewitson
SECONDED Councillor Palmer

That:

1. The minutes of the Development Strategy and Policy Committee meeting held on Tuesday 22 October 2013, be received.
2. The recommendations listed under

Item 8
Strategic Urban Design and Planning Policy Program Periodic Update

Item 9
Village Living and Desirable Neighbourhoods Development Plan Amendment Stage 2 – Residential Character and Growth Areas and Council-Wide Policy Review – Minor Revisions

be adopted.

CARRIED UNANIMOUSLY

ITEM 925
MAYOR'S REPORT

MOVED Councillor Hughes
SECONDED Councillor Sangster

That:

1. The report be received.

CARRIED

ITEM 926
DEPUTY MAYOR'S REPORT

MOVED Councillor Lapidge
SECONDED Councillor Salaman

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 927
REPORTS OF MEMBERS

- (a) Items of particular interest, concern or urgency

Councillor Koumi – Congratulations to Matt Grant for winning the individual award at the Mainstreet SA Awards Dinner on Friday night. Just been advised that the City of Unley has won the National Marketing and Strategy Award for 'Find Your Everything' campaign.

Councillor Hudson – Congratulations to Councillor Hewitson on publicity received for his book "How Will Our Children Learn?"

Personal Explanation in relation to a document that has been circulated by residents in relation to Unley Oval. Not one of the authors. Received a copy on return from overseas.

Councillor Hewitson – Resident complained about difficulty getting on to Arthur Street. Delighted to see plan for trams going from Prospect to Mitcham via Unley Road.

Re Unley Oval – we do need a master plan, need strategic plan which will also show pedestrian traffic through the streets.

Councillor Sangster - Sturt Football Club Debt Demolition dinner – highly successful. Raised \$175,000. Matt Benson resigned as CEO of Sturt.

Councillor Schnell – Unley residents very fortunate compared to residents of Coober Pedy and Burra. Resident in Goodwood wrote to Australian Rail Corporation (and received a reply) regarding the speed of trains through Goodwood which will be around 75 km/hr up to 90 km/hr.

Councillor Boisvert – Goodwood Oval signs need to be changed. Requested permission to table a report on Brown Hill Keswick Creek. This report will be checked by the Administration and form part of the Council Agenda for November 2013.

- (b) Development Matters

Nil

The Mayor advised the Council that he thought Items 950, 951, 952 and 953 (Motions on Notice) should be brought forward in the Agenda as there were some people in the gallery who expressed interest in these Motions and it would be beneficial to discuss these Items earlier in the evening.
This was agreed with a two thirds majority.

ITEM 950

NOTICE OF MOTION FROM COUNCILLOR SAIES RE MEETING PROCEDURES

MOVED Councillor Saies
SECONDED Councillor Hewitson

That:

The Administration prepares a report into the refinement of the Meeting Procedures governing meetings of the full Council and the Section 41 committees in order to:-

- Provide more definition around the way in which elected members can raise new business before the Section 41 committees.
- Improve the transfer of business from the Section 41 committees to the full Council.
- Enhance the way in which proposals raised by the Administration in its reports (with accompanying recommended motions) come before meetings of the full Council.
- Enhance the way in which motions on notice proposed by elected members come before meetings of the full Council.
- Reduce the burden to the Administration of preparing reports into proposals which do not gain the support of a majority of the members of the respective Section 41 committees.

CARRIED

ITEM 951

NOTICE OF MOTION FROM COUNCILLOR SAIES RE BROWN HILL KESWICK CREEK

SUSPENSION OF STANDING ORDERS

The Mayor advised that he thought the meeting would benefit from a short term suspension of meeting procedures for a period of 10 minutes to allow the Chief Executive Officer to clarify some points regarding Brown Hill Keswick Creek. This was agreed with a two thirds majority.

Standing Orders were suspended at 7.59pm.
Standing Orders were resumed at 8.06pm.

MOVED Councillor Saies
SECONDED Councillor Boisvert

That:

Taking into account:

- community expectations on the part of Millswood residents, together with the interests of the broader Unley community;
- the benefits (in terms of flood mitigation); and
- the relative costs of alternative measures

the City of Unley fully explores alternatives to constructing culverts in the streets of Millswood when considering the design options for “Part B” of the Brownhill Creek Keswick Creek Stormwater Management Plan, 2012.

Councillor Hughes MOVED as an AMENDMENT, SECONDED by Councillor Salaman, that:

Taking into account:

- community expectations on the part of Millswood residents, together with the interests of the broader Unley community;
- the benefits (in terms of flood mitigation); and
- the relative costs of alternative measures

the City of Unley ensures the project fully explores alternatives to constructing culverts in the streets of Millswood when considering the design options for “Part B” of the Brownhill Creek Keswick Creek Stormwater Management Plan, 2012.

The AMENDMENT was put and **CARRIED UNANIMOUSLY**

The AMENDMENT became the MOTION and was put and **CARRIED UNANIMOUSLY**

ITEM 952

NOTICE OF MOTION FROM COUNCILLOR PALMER RE UNLEY OVAL

MOVED Councillor Palmer
SECONDED Councillor Hewitson

EXTENSION OF DEBATING TIME

Moved Councillor Salaman
Seconded Councillor Schnell

That Councillor Palmer be given an extension to debating time.

Carried

That:

1. The Administration proceed without delay in:
 - a) investigating opportunities to create additional public open space on the Unley Oval precinct.
 - b) investigating and preparing concept designs to improve the current substandard facilities on Unley Oval, to bring them up to SANFL compliant standards.
2. The Administration report back to Council in January 2014, seeking further direction.

SUSPENSION OF STANDING ORDERS

The Mayor advised that he thought the meeting would benefit from a short term suspension of meeting procedures for a period of 10 minutes to get some clarity on what is required at Unley Oval.

This was agreed with a two thirds majority.

Standing Orders were suspended at 8.26pm.

EXTENSION TO SUSPENSION OF STANDING ORDERS

An extension to the suspension of meeting procedures for a further 10 minutes was agreed with a two thirds majority.

Standing Orders were suspended at 8.36pm.

Standing Orders were resumed at 8.47pm

CARRIED

DIVISION

A division was called and the previous decision was set aside.

Those voting in the affirmative:

Councillors Lapidge, Salaman, Schnell, Sangster, Palmer, Hughes and Hewitson.

Those voting in the negative:

Councillors Saies, Boisvert and Koumi.

The MOTION was then declared **CARRIED**

ITEM 953

NOTICE OF MOTION FROM COUNCILLOR SAIES RE MAJOR PROJECTS

MOVED Councillor Saies
SECONDED Councillor Hudson

That:

1. The Administration divulges the details of all of its dealings with external agents, including the consultants who were engaged to prepare the last round of design options for the re-development of Unley Oval, since the Council resolved to proceed with the re-development.
2. The Mayor divulge the details of all dealings with external agents, including the consultants who were engaged to prepare the last round of design options for the re-development of Unley Oval and with members of State and Federal Parliament, since the Council resolved to proceed with the re-development.

FORMAL MOTION

MOVED Councillor Schnell
SECONDED Councillor Hewitson

That the meeting proceed to the next Item of business.

CARRIED

ITEM 928
DOG PARK FOR UNLEY

MOVED Councillor Lapidge
SECONDED Councillor Salaman

That:

1. The report be received.
2. Council consider an allocation of up to \$150k in the 2014/15 budget deliberations for partnering with Adelaide City Council in the establishment of a fenced dog park in the South Park Lands.

Councillor Hudson MOVED as an AMENDMENT, SECONDED by Councillor Palmer, that:

1. The report be received.
2. Council consider an allocation of up to \$150k in the 2014/15 budget deliberations for partnering with Adelaide City Council in the establishment of a fenced dog park in the South Park Lands.
3. Preference be given to the area bounded by Hutt Street, Greenhill Road and Glen Osmond Road.

The AMENDMENT was put and **LOST**

The original MOTION was put and **CARRIED UNANIMOUSLY**

The Mayor suggested to the Council that the following items, being Information Reports, be moved en bloc.
This was agreed with a two thirds majority.

RECOMMENDATIONS ADOPTED EN BLOC

MOVED Councillor Hewitson
SECONDED Councillor Palmer

That Items 929, 930, 932, 940 and 943 be adopted en bloc.

ITEM 929
DEVELOPMENT ASSESSMENT PANEL – ANNUAL REPORT 2012-2013

That:

1. The report be received.

ITEM 930
FINANCIAL RESULTS 2012-2013 COMPARED TO BUDGET

That:

1. The report be received.

ITEM 932
FINANCE QUARTERLY REPORT TO SEPTEMBER 2013

That:

1. The report be received.

ITEM 940
COMMUNITY REFERENCE GROUPS

That:

1. The report be received.

ITEM 943
COUNCIL ACTION RECORDS

That:

1. The report be received.

CARRIED UNANIMOUSLY

Councillor Boisvert left the meeting at 9.29pm returning at 9.30pm.

ITEM 931
FIRST QUARTER BUDGET REVIEW 2013-2014

MOVED Councillor Boisvert
SECONDED Councillor Palmer

That:

1. The report, including Attachments 1 and 2 to report 931/13 be received.
2. The budget variations for the first quarter 2013-14 Budget Review be noted.

3. The revised budgeted Financial Statements reflecting a Budget Operating Funding Surplus of \$756K from \$851K and a reduced Net Borrowings of \$3.084M from \$3.163M be adopted.

CARRIED UNANIMOUSLY

ITEM 932
FINANCE QUARTERLY REPORT TO SEPTEMBER 2013

See Page 11 of these Minutes

ITEM 933
LEAVE OF ABSENCE – COUNCILLOR TIPPER

MOVED Councillor Boisvert
SECONDED Councillor Lapidge

That:

1. The report be received.
2. Councillor Denise Tipper be granted leave of absence from Council duties for a period of three months commencing 28 October 2013 until 27 January 2014 (inclusive).

CARRIED UNANIMOUSLY

ITEM 934
AUDIT AND GOVERNANCE COMMITTEE – CALL FOR ELECTED MEMBER NOMINATION

MOVED Councillor Hughes
SECONDED Councillor Hewitson

That:

1. The report be received.
2. Councillor Sangster be appointed to the City of Unley Audit and Governance Committee for the remainder of the Council term of office.

CARRIED UNANIMOUSLY

ITEM 935

APPOINTMENT – SELECTION PANEL FOR AUSTRALIA DAY AWARDS

MOVED Councillor Lapidge
SECONDED Councillor Palmer

That:

1. The report be received.
2. Councillors Saies, Salaman and Schnell be appointed to assist the Mayor in the selection of nominees for the Australia Day Awards 2014.
3. Two of the previous Australia Day Award winners be invited to serve on the panel to assist in the selection of nominees for the Australia Day Awards 2014.

CARRIED

ITEM 936

POWER LINE ENVIRONMENT COMMITTEE – NOMINATION

MOVED Councillor Boisvert
SECONDED Councillor Hewitson

That:

1. The report be received.
2. A nomination for Mayor Clyne as a Local Government representative on the Power Line Environment Committee be submitted to the Local Government Association by close of business on Friday, 1 November 2013.

CARRIED UNANIMOUSLY

ITEM 937

STATE RECORDS COUNCIL – CALL FOR NOMINATIONS

MOVED Councillor Boisvert
SECONDED Councillor Schnell

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 938
ANNUAL REPORT 2012-2013

MOVED Councillor Boisvert
SECONDED Councillor Hudson

SUSPENSION OF STANDING ORDERS

The Mayor advised that he thought the meeting would benefit from a short term suspension of meeting procedures for a period of 10 minutes to discuss some of the concerns regarding the Annual Report.

This was agreed with a two thirds majority.

Standing Orders were suspended at 9.43pm.

Standing Orders were resumed at 9.54pm.

That:

1. The report be received.

The MOTION was put and **LOST**

MOVED Councillor Hughes
SECONDED Councillor Hewitson

That:

1. The report be received.
2. The City of Unley Annual Report 2012-13, as amended (Attachment 1 to Item 938/13) be endorsed.

CARRIED

Councillor Salaman left the meeting at 9.44pm returning at 9.46pm.

Councillor Koumi left the meeting at 9.46pm returning at 9.48pm.

ITEM 939
REGISTER OF INTERESTS – INDEPENDENT MEMBERS OF SECTION 41
COMMITTEES

MOVED Councillor Lapidge
SECONDED Councillor Palmer

That:

1. The report be received.
2. In accordance with Division 2 of Part 4 of Chapter 5 of the *Local Government Act 1999*, all independent members of Council's Section 41 Committees will be declared as 'Prescribed Officers' enabling statutory provisions to extend to require each independent member to complete and submit a primary return.
3. The Section 41 Committee Terms of References, section 3 Membership, be amended to include the wording "*In accordance with Division 2 of Part 4 of Chapter 5 of the 'Act', all independent members of this section 41 Committee will be required to complete and submit primary and ordinary returns*".

CARRIED UNANIMOUSLY

ITEM 940
COMMUNITY REFERENCE GROUPS

See Page 11 of these Minutes.

ITEM 941
COMPLAINTS HANDLING PROCEDURE UNDER COUNCIL MEMBERS CODE
OF CONDUCT

MOVED Councillor Schnell
SECONDED Councillor Boisvert

That:

1. The report be received.
2. The Complaints Handling Procedure under Council Members Code of Conduct as attached (Attachment 1 to 941/13) be endorsed.

CARRIED UNANIMOUSLY

ITEM 942

PROGRESS REPORT – CENTENNIAL PARK CEMETERY AUTHORITY

MOVED Councillor Lapidge
SECONDED Councillor Hudson

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 943

COUNCIL ACTION RECORDS

See page 11 of these Minutes.

ITEM 944

QUESTION ON NOTICE FROM COUNCILLOR SAIES RE UNLEY OVAL REDEVELOPMENT

Councillor Saies has asked the following questions on notice regarding Unley Oval Redevelopment, and the answers are provided.

Questions

1. In light of the comments made by the consultants at the elected member briefing session on Monday 16 September 2013, can the Administration confirm that representatives of Mott MacDonald had direct discussions with:-
 - members of the Administration; and/or
 - some of the elected members

between the date of the elected members' walk around of the Unley Oval precinct on 3 August 2013 and the briefing session on 16 September 2013?

Answer

Members of the Administration first met with MottMac on Wednesday 24 July, in the Council offices. Two MottMac staff attended that meeting. At that meeting it was explained to MottMac that Council had decided to undertake a Master Planning exercise for the Unley Oval precinct. It was further explained that 180SLS had undertaken a significant community engagement exercise as part of that work, but Council was now more focused on the redevelopment potential of the oval. It seemed reasonably apparent that there was not a major appetite amongst Elected

Members for forced relocation or amalgamation of clubs, so the brief was to work basically with the existing structure at the precinct.

MottMac advised they were in a position to assist, but indicated they would like to go away and have a think about the opportunities at the Oval, and present their ideas to the Administration. If there was enthusiasm for them to continue to develop those ideas, then they would provide a fee proposal to the Administration.

The next meeting occurred at the MottMac offices on 8 August. They presented their ideas. Whilst not all of them were going to gain traction, it was clear that the company was on the right track in producing options for Council to consider. Consequently it was agreed that Council would engage them to undertake the next piece of work – that was to prepare those concepts for presentation to the EM workshop.

As an outcome from the Unley Oval walk around, and also the ideas that were presented at the 8 August meeting, a scope of work was developed for attachment to the Consultancy Contract. That has previously been provided to Elected Members. That document became the agreed scope of the consultants work. It was pointed out to the consultants that several of the matters included in that scope had been flagged previously as potential options for redevelopment, and there was not universal support from all Elected Members. However, it was also explained that Council was yet to adopt a formal position on what matters would be included in the scope of their more detailed investigations and which matters would be discarded.

Between the 8 August meeting and the presentation to Elected Members on 16 September there were several further meetings between the Administration and the consultants to review progress.

Administration is not aware of any meetings that may have occurred between any Elected Members and the consultants between the 24th of July and the 16th of September.

2. If that is the case:-

- Who were the parties to the discussions?
- On what date or dates did the discussions occur?
- What was the thrust of the discussions on each such occasion?
- What views, if any, were conveyed by members of the Administration to the consultants about the next stage of the redevelopment of Unley Oval?
- What views, if any, were conveyed by the elected members to the consultants about the next stage of the redevelopment of Unley Oval?
- Were any notes (handwritten or typed) made of the discussions (referred to above) either at the time of the discussions or subsequently and, if so, can copies of those notes be made available to all of the elected members?

Answer

These matters have been addressed as part of the above answer, except the last dot point. In these meetings, Council staff were the “provider” of information, rather than the recipient. There was a clearly defined scope of work, and the discussion at each meeting revolved around how progress was being made in relation to each of the requirements on that scope.

ITEM 945

QUESTION ON NOTICE FROM COUNCILLOR SAIES RE GIFTS AND BENEFITS REGISTER

Councillor Saies has asked the following Questions on Notice regarding the Gifts and Benefits Register, and the answers are provided.

Gifts and Benefits Register

*“Where Council members receive a gift or benefit of more than a value published in the Government Gazette by the Minister from time to time, details of each gift or benefit **must be recorded** within a gifts and benefits register maintained and updated quarterly by the Council’s Chief Executive Officer. This register must be made available for inspection at the principal office of the Council and on the Council website.”*

Definition of Receive

1. *Be given, presented with, or paid (something)*
2. *Take delivery of (something sent or communicated)*

QUESTIONS

1. For the purpose of declaring a gift or benefit in the Elected Members’ Register of Gifts and Benefits is the value of the gift or benefit to be estimated by reference to:
 - the value of the gift or benefit to the offeror;
 - the value of the gift or benefit to the offeree; or
 - some other value and, if so, what other value?

Answer

Dependent on the gift/benefit received, will determine how the value is reached; in most cases market value will be sufficient.

2. For the purpose of declaring a gift or benefit in the Elected Members’ Register of Gifts and Benefits is the value of the gift or benefit to be estimated by reference to:-

- the subjective value of the gift or benefit (whether that be to the offeror or the offeree);
- the objective value of the gift or benefit (whether that be to the offeror or the offeree);
- the current market value of the gift or benefit?

Answer

The current market value of the gift or benefit.

3. If the value of the gift or benefit is to be estimated by reference to the current market value of the gift or benefit, then by what method should the current market value be ascertained?

Answer

Request the value from the offeror, seek administration's advice or research via relevant methods, eg website.

4. In the case of the two RAHS Honorary Membership passes given to each of the elected members in late August 2013, what criteria did the Administration use to recommend an estimate of the combined value of the tickets at \$396.00?

Answer

Administration sought advice from the RAHS. They advised the value of \$396.

5. If ordinary membership of the RAHS in 2013 (conferring a non-transferable membership pass and a transferable membership pass upon members) cost \$145.00, how could the two non-transferable Honorary Membership passes given to elected members in late August 2013 be valued at more than \$145.00?

Answer

The RAHS advised that they do not have an Honorary Membership and the tickets issued were of the value of \$396.

6. In the case of the two RAHS Honorary Membership passes given to elected members, what value should be recorded in the Elected Members' Register of Gifts and Benefits in the event that, by reason of an unexplained breakdown in Council's ordinary delivery processes, the passes were not received by an elected member until after the Royal Show had come to an end?

Answer

If received after the event, then the EM has still received (definition of receive is outlined above) the gift or the benefit as per the wording in the Code of Conduct, so they must disclose on the register the details and note that not received until after completion of the event, and therefore not utilized.

7. In the case of a contingent gift, does it make any difference to the value to be declared in the Elected Members' Register of Gifts and Benefits if-
- the condition is not fulfilled; and
 - the condition cannot be fulfilled?

Answer

A contingent gift and the circumstances would need to be evaluated; however the Code clearly states 'receive' so if the event/set of circumstances does not occur to receive the gift, then it will not be received. This does however raise issues as to what circumstances contingent gifts and/or benefits are being offered.

The code is also very clear that:

- 3.7 Council members must not:
- 3.7.1 Seek gifts or benefits of any kind;
 - 3.7.2 Accept any gift or benefit that may create a sense of obligation on their part or may be perceived to be intended or likely to influence them in carrying out their public duty;
 - 3.7.8 Accept any gift or benefit from any person who is in, or who seeks to be in, any contractual relationship with the Council.

A contingent gift could be perceived to be seeking a gift.

ITEM 946

QUESTION ON NOTICE FROM COUNCILLOR PALMER RE UNLEY OVAL TEMPORARY FENCING

Councillor Palmer has asked the following Questions on Notice re Unley Oval temporary fencing, and the answers are provided.

Question

1. Are the administration aware of the shelf life of the temporary fencing used on Sturt FC match days at Unley Oval?

Answer:

The existing fence was purchased in the mid 1990's and is believed to have been given a nominal life or 15 to 20 years, based mainly on deriving an

annual depreciation amount. In theory this would imply that the existing fence is up for renewal, however, sections of the fence continue to be replaced when damaged or as required and the fence is only used say 10 times per year.

Consequently it is believed that with ongoing maintenance the existing fence could last for a number of years.

2. Is any such assessment based on external advice or from within the administration?

Answer:

The assessment is based on internal knowledge only.

ITEM 947

QUESTION ON NOTICE FROM COUNCILLOR PALMER RE DISABILITY COMPANION CARDS

Councillor Palmer has asked the following Questions on Notice re Disability Companion Cards, and the answers are provided.

Question

Is there any reason why the City of Unley is not a participant of the Disability Companion Card like so many other councils for use of their facilities? I note that Burnside & Marion Councils for instance accept the companion card at their swimming centres. Other Councils likewise accept the companion card where there is a cost of entry to various events and facilities.

Answer:

The City of Unley does recognise and accept the Companion Card. The Swimming Centre has the signage up at the entrance. The Community Centres recognise and accept the cards for Centre run programs and events, the signage has not been displayed because the Centres cannot determine use of the card for non-Centre run activities and events.

ITEM 948

QUESTION ON NOTICE

Councillor Palmer has asked the following Questions on Notice re State Transport Strategy and the answers are provided.

Question

I read with interest that the State Government has revealed its long awaited transport plan, and that it will be going out for a 6 week consultation. Given this Government's

record for Design & Defend and given I understand that a tram down Unley Road is proposed I ask if Administration has been consulted at any time over the preparation of this plan, and if so, to what extent.

Answer:

The Chief Executive Officer was one of two local government representatives on an external stakeholder group providing input into the Government's Integrated Land Use and Transport Strategy.

A number of workshops were held discussing issues such as public transport, freight, alternative transport modes and road hierarchy.

In addition, DPTI conducted a workshop with representatives from ERA. All workshops were focused on gathering information and seeking suggestions. No specific proposals were put to any stakeholder groups.

ITEM 955 – LATE AGENDA ITEM
QUESTIONS ON NOTICE

Councillor Boisvert asked the following questions regarding Brown Hill Keswick Creek.

The answers will be provided at the Council meeting in November.

Questions

1. When was the Appendix B – City of Unley Submission to BHKCSP on 2011 Draft SMP debated and approved by Council?
<http://www.unley.sa.gov.au/webdata/resources/files/Final%20SMP%202012%20Appendices%20Part%201.pdf>
2. Can you outline all Council decisions relating to the Brown Hill Keswick Creek Stormwater Management Plan in chronological order as well as the meetings at which they were discussed?
3. Can you list the reports that have been debated by Council on this topic?
4. When will the information shared with Councillors on this topic at a recent briefing be made public?

ITEM 956
QUESTIONS WITHOUT NOTICE

Councillor Boisvert asked a question regarding the replacement trees – DAP approval, and requested that the answer be provided in the next Council Agenda as a Question on Notice.

Councillor Boisvert – when is the gate at Kirinarri School going to be unlocked?

Councillor Saies requested that the document Councillor Hudson had regarding Unley Oval be tabled.

ITEM 949
CORRESPONDENCE

The correspondence from

- Ian Hunter, MLC Minister for Sustainability, Environment and Conservation
- East Waste
- Tony McGuinness
- Maria Vassallo, Land Services Group

be noted.

ITEM 950
NOTICE OF MOTION FROM COUNCILLOR SAIES RE MEETING PROCEDURES

See Page 6 of these Minutes.

ITEM 951
NOTICE OF MOTION FROM COUNCILLOR SAIES RE BROWN HILL KESWICK CREEK

See Page 7 of these Minutes.

ITEM 952
NOTICE OF MOTION FROM COUNCILLOR PALMER RE UNLEY OVAL

See Page 8 of these Minutes.

ITEM 953
NOTICE OF MOTION FROM COUNCILLOR SAIES RE MAJOR PROJECTS

See Page 9 of these Minutes.

MOTIONS WITHOUT NOTICE

Nil

ITEM 954 **UNRESOLVED ITEMS**

Meeting Date	Item	Status
Council 22/3/10	Item 622 (UBED Item 46 Adjourned Debate – Item 46 – Unley Business and Economic Development Committee – Glen Osmond Road Separate Rate Negotiation. (copy attached)	The Item lie on the table.

ITEM 922 **AUDIT AND GOVERNANCE COMMITTEE**

MOVED Councillor Hewitson
SECONDED Councillor Sangster

That:

1. The minutes of the Audit and Governance Committee held on Tuesday 1 October 2013 be received.
2. The recommendations listed under

Item 65
General Purpose Financial Statements (amended statements attached)

Item 66
Future Asset Revaluation Program

Item 67
Deputy Presiding Member

Item 68
Correspondence

be adopted.

CARRIED

ITEM 957

**CONFIDENTIALITY MOTION FOR ITEM – 70 EVALUATION OF AUDIT TENDER
(AUDIT AND GOVERNANCE COMMITTEE – OCTOBER 2013)**

MOVED Councillor Saies
SECONDED Councillor Palmer

That:

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

Mr P Tsokas, Chief Executive Officer
Mr S Faulkner, General Manager People & Governance
Mr J Devine, General Manager Assets & Infrastructure
Mr D Litchfield, General Manager Economic Development & Planning
Ms M Berghuis, General Manager Community
Ms R Wilson, Manager Governance & Risk
Mr M Carey, Manager Finance & ICT
Ms C Gowland, Executive Assistant to CEO

on the basis that it will receive and consider the report on Evaluation of Audit Tender, and that the Committee is satisfied that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:

- (a) the disclosure of the commercial information which is of a confidential nature (not being a trade secret) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or confer a commercial advantage on a third party, without losing its element of confidentiality.

And the information contained in this report contains information for supply of Audit Tender services to Council and should not be made available at this time.

CARRIED UNANIMOUSLY

The doors to the Council Chambers were closed at 10.41pm

Councillor Hudson left the Chambers at 10.41pm.

CONFIDENTIAL

ITEM 70
EVALUATION OF AUDIT TENDER

ITEM 958
CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE ITEM - 70
EVALUATION OF AUDIT TENDER (AUDIT AND GOVERNANCE COMMITTEE
OCTOBER 2013)

MOVED Councillor Schnell
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
 - Reportremain confidential until the tender has been issued, and
 - 2.2 The minutes will be kept confidential until the item is revoked by the Chief Executive Officer.

CARRIED UNANIMOUSLY

The doors to the Council Chamber were opened at 10.43pm.

NEXT MEETING

Monday 25 November 2013 – 7.00pm

CLOSURE

The Presiding Member closed the meeting at 10.43pm.

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PRESIDING MEMBER

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