

## **COUNCIL MEETING**

**Minutes of the Corporation of the City of Unley  
held on  
Monday 13 December 2010 at 7.02pm  
in the Civic Centre  
181 Unley Road Unley**

### **PRESENT**

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

### **OFFICERS PRESENT**

Chief Executive Officer, Mr R Pincombe  
Deputy Chief Executive Officer, Ms C Umapathysivam  
General Manager City Development, Mr P Tsokas  
A/General Manager City Services, Ms D Richardson  
Manager Governance & Strategic Projects, Ms V Minenko  
Executive Assistant to Deputy CEO, Ms C Gowland  
Policy & Grants Attraction Coordinator, Ms D Horton  
Operations Manager, Mr T Stein  
Manager Transport & Traffic, Mr C Mountain

### **ACKNOWLEDGEMENT**

The Presiding Member opened the meeting with the Aboriginal acknowledgement.

### **PRAYER**

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, members of the gallery and the media to the December 2010 meeting of the Unley City Council.

## **APOLOGIES**

Nil

## **ITEM 17**

### **CONFIRMATION OF MINUTES FOR COUNCIL MEETING HELD ON 29 NOVEMBER 2010**

MOVED Councillor Lapidge  
SECONDED Councillor Sangster

That the minutes of the Council meeting held on Monday 29 November 2010, as printed and circulated, be taken as read and signed as a correct record.

**CARRIED UNANIMOUSLY**

## **ITEM 18**

### **MINUTES OF AUDIT COMMITTEE**

MOVED Councillor Hewitson  
SECONDED Councillor Hughes

That:

1. The Minutes of the Audit Committee held on Tuesday 7 December 2010 be received.
2. The recommendations listed under Items 1 – 6 inclusive, be adopted.

**CARRIED UNANIMOUSLY**

## **ITEM 19**

### **MAYOR'S REPORT**

MOVED Councillor Hewitson  
SECONDED Councillor Salaman

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

**ITEM 20**  
**REPORTS OF MEMBERS**

**Centennial Park Cemetery Authority**

Councillor Hudson advised the Council that the next meeting of the Authority is to be held on Thursday 16 December 2010.

With two thirds agreement from the Council, the Mayor brought forward Item 28, to enable a representation to the Council.

**ITEM 28**  
**CLIFTON STREET UNLEY POCKET PARK**

Mr John Stapleton made a representation to the Council.

**Extension of Time**

MOVED Councillor Koumi  
SECONDED Councillor Saies

That an extension of time be given to Mr Stapleton to make his representation.

**CARRIED**

MOVED Councillor Boisvert  
SECONDED Councillor Sangster

That:

1. The report be received.
2. Due to concerns raised by affected residents Council not proceed with the construction of a 'Pocket Park' at the Clifton Street site.

**CARRIED**

**ITEM 21**  
**APPOINTMENT OF DEPUTY MAYOR**

MOVED Councillor Schnell  
SECONDED Councillor Hudson

That:

1. The report be received.
2. Council does not appoint a Deputy Mayor for the term of the Council.

**CARRIED**

**SUSPENSION OF MEETING PROCEDURES**

The Presiding Member advised the meeting that he thought the meeting would benefit from a short term suspension of the meeting procedures, for up to 30 minutes, to discuss nominations for the various positions to be considered by Council. This was supported with a two thirds majority.

The meeting procedures were suspended at 8.24pm.

The meeting procedures were reinstated at 8.46pm.

Councillor Salaman left the meeting at 8.17pm returning at 8.19pm.

**ITEM 22**  
**ESTABLISHMENT OF THE CITY STRATEGY AND POLICY COMMITTEE**

MOVED Councillor Koumi  
SECONDED Councillor Sangster

That:

1. The report be received.
2. Pursuant to Section 41 of the Local Government Act 1999, the Council establish the City Strategy and Policy Committee as a standing Committee of Council.
3. The City Strategy and Policy Committee be constituted of thirteen (13) Members:

Mayor L Clyne  
Councillor M Hewitson  
Councillor R Salaman  
Councillor B Schnell  
Councillor D Tipper  
Councillor P Hughes  
Councillor A Lapidge  
Councillor R Sangster

Councillor M Saies  
Councillor D Palmer  
Councillor J Koumi  
Councillor J Boisvert  
Councillor M Hudson

4. The Members be appointed to the City Strategy and Policy Committee for the period commencing 13 December 2010 to the conclusion of the current term of Council, unless such appointment is revoked by the Council.
5. The Presiding Member of the City Strategy and Policy Committee be Councillor Schnell and the appointment be for a period of one year from 13 December 2010 up to 13 December 2011, unless such appointment is revoked by the Council.
6. The Terms of Reference as set out in Attachment 2 to report 22/10 be endorsed as the City Strategy and Policy Committee Terms of Reference as at 13 December 2010.
7. The City Strategy and Policy Committee meet on the third Monday of every month at 7.00pm at the Civic Centre, 181 Unley Road Unley, with appropriate adjustments to accommodate public holidays, in accordance with the meeting schedule outlined below:

Monday	21 February 2011
Monday	21 March 2011
Monday	18 April 2011
Monday	16 May 2011
Monday	20 June 2011
Monday	18 July 2011
Monday	15 August 2011
Monday	19 September 2011
Monday	17 October 2011
Monday	21 November 2011

8. The above meeting dates be advertised in accordance with the Local Government Act 1999.
9. Pursuant to Regulation 26(b) of the Local Government (Procedures at Meetings) Regulations, a quorum for the City Strategy and Policy Committee shall be four (4) Members.

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

1. The report be received.
2. Pursuant to Section 41 of the Local Government Act 1999, the Council establish the City Strategy and Policy Committee as a standing Committee of Council.

3. The City Strategy and Policy Committee be constituted of thirteen (13) Members:

Mayor L Clyne  
Councillor M Hewitson  
Councillor R Salaman  
Councillor B Schnell  
Councillor D Tipper  
Councillor P Hughes  
Councillor A Lapidge  
Councillor R Sangster  
Councillor M Saies  
Councillor D Palmer  
Councillor J Koumi  
Councillor J Boisvert  
Councillor M Hudson

4. The Members be appointed to the City Strategy and Policy Committee for the period commencing 13 December 2010 to the conclusion of the current term of Council, unless such appointment is revoked by the Council.
5. The Presiding Member of the City Strategy and Policy Committee be Councillor Schnell and the appointment be for a period of two years from 13 December 2010 up to 13 December 2012, unless such appointment is revoked by the Council.
6. The Terms of Reference as set out in Attachment 2 to report 22/10 be endorsed as the City Strategy and Policy Committee Terms of Reference as at 13 December 2010.
7. The City Strategy and Policy Committee meet on the third Monday of every month at 7.00pm at the Civic Centre, 181 Unley Road Unley, with appropriate adjustments to accommodate public holidays, in accordance with the meeting schedule outlined below:

Monday	21 February 2011
Monday	21 March 2011
Monday	18 April 2011
Monday	16 May 2011
Monday	20 June 2011
Monday	18 July 2011
Monday	15 August 2011
Monday	19 September 2011
Monday	17 October 2011
Monday	21 November 2011

8. The above meeting dates be advertised in accordance with the Local Government Act 1999.

9. Pursuant to Regulation 26(b) of the Local Government (Procedures at Meetings) Regulations, a quorum for the City Strategy and Policy Committee shall be four (4) Members.

The AMENDMENT on being put was declared **CARRIED**

The AMENDED MOTION was then put and declared **CARRIED**

Councillor Palmer left the meeting at 8.25pm returning at 8.26pm.

Councillor Hudson left the meeting at 8.28pm returning at 8.29pm.

### **ITEM 23**

#### **ESTABLISHMENT OF ADVISORY/REFERENCE GROUPS**

MOVED Councillor Hewitson  
SECONDED Councillor Palmer

That:

1. The report be received.

#### **Ageing and Disability Advisory Group (formerly HACC)**

2. The Ageing and Disability Advisory Group be constituted of:

One (1) Elected Member – Councillor Boisvert  
Four (4) community representatives

3. The Elected Member representative of the Ageing and Disability Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.
4. The Presiding Member of the Ageing and Disability Advisory Group is to be the Elected Member appointed to the committee.

#### **Goodwood Oval Advisory Group**

5. The Goodwood Oval Advisory Group be constituted of:

Two (2) Elected Members – Councillor Schnell and Councillor Palmer  
One (1) Forestville Hockey Club representative  
One (1) Tennis SA representative  
One (1) Goodwood Saints Football Club representative  
One (1) Goodwood Cricket Club representative  
Four (4) resident representatives

6. The Elected Member representatives of the Goodwood Oval Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.
7. The Presiding Member of the Goodwood Oval Advisory Group is to be selected by the group from among the resident representatives, at the first meeting.

#### **Unley Oval Advisory Group**

8. The Unley Oval Advisory Group be constituted of:  
  
Two (2) Elected Members:  
    Councillor Palmer  
    Councillor Saies  
One (1) Sturt District Cricket Club representative  
One (1) Sturt Bowling Club representative  
One (1) Sturt Football Club representative  
One (1) Sturt Lawn Tennis Club representative  
Four (4) resident representatives
9. The Elected Member representatives of the Unley Oval Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.
10. The Presiding Member of the Unley Oval Advisory Group is to be selected by the group from among the resident representatives, at the first meeting.

#### **Ron Young Grant Program Advisory Group**

11. The Ron Young Grant Program Advisory Group be constituted of:  
  
One (1) Elected Member – Councillor Hewitson  
Three (3) community representatives
12. The Elected Member representative on the Ron Young Grant Program Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.
13. The Presiding Member of the Ron Young Grant Program Advisory Group is to be the Elected Member appointed to the Committee.

#### **Community Sustainability Advisory Group**

14. The Community Sustainability Advisory Group be constituted of:  
  
Three (3) Elected Members:  
    Councillor Koumi  
    Councillor Tipper  
    Councillor Hughes



Three (3) resident representatives  
Four (4) community group representatives  
Three (3) administration officer representatives from the City of Unley

The Elected Member representatives on the Community Sustainability Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.

15. The Presiding Member of the Community Sustainability Advisory Group is to be elected at the first meeting.

#### **Millswood Railway Station Advisory Group**

16. The Millswood Railway Station Advisory Group be constituted of:

Four (4) Elected Members:

Councillor Boisvert  
Councillor Saies  
Councillor Sangster  
Councillor Palmer

Four (4) community representatives

Two (2) administration officer representatives from the City of Unley

17. The Elected Member representatives on the Millswood Railway Station Advisory Group be appointed for the period commencing 14 December 2010 up to and including 14 December 2012, unless such appointment is revoked by the Council.
18. The Presiding Member of the Community Sustainability Advisory Group is to be selected by the Group at the first meeting.

#### **Santos Tour Down Under – Unley Gourmet Gala 2011 Reference Group**

19. The SANTOS Tour Down Under – Unley Gourmet Gala 2011 Reference Group be constituted of:

Three (3) Elected Members:

Councillor Salaman  
Councillor Koumi  
Councillor Hewitson

Manager Governance & Strategic Projects  
Business & Economic Development Manager  
Communications Officer  
Event Consultant

One (1) representative from King William Road Traders' Association

One (1) representative from Unley Business & Economic Development Committee

Three (3) – Four (4) representatives of significant sponsors or contributors to the event

Deputy Chief Executive Officer (as required)

20. The members on the SANTOS Tour Down Under – Unley Gourmet Gala 2011 Reference Group be appointed for the period commencing 14 December 2010 up to and including 1 March 2011 which will enable debriefing meetings to be held after the event.

**Future Directions of the Unley Citizens' Centre Reference Group**

21. The Future Directions of the Unley Citizens' Centre Reference Group be constituted of:

Four (4) Elected Members:

Councillor Salaman  
Councillor Hewitson  
Councillor Boisvert  
Councillor Sangster

Manager Community Development  
General Manager City Services  
Home and Community Care Team Leader  
Manager Community and Health Services  
Team Leader Community Centres & Unley Citizens' Centre Coordinator  
Manager Library Services

22. The members on the Future Directions of the Unley Citizens' Centre Reference Group be appointed for the period commencing 14 December 2010 up to and including 30 June 2011, at which time the Reference Group can be disbanded.

**CARRIED UNANIMOUSLY**

**ITEM 24**

**ESTABLISHMENT OF THE CITY OF UNLEY ROAD SAFETY COMMITTEE**

MOVED Councillor Tipper  
SECONDED Councillor Salaman

That:

1. The report be received.
2. Pursuant to Section 41 of the Local Government Act 1999, the Council establish the City of Unley Road Safety Committee.
3. The following Elected Members be appointed

Councillor Salaman  
Councillor Hewitson  
Councillor Tipper

as Council representatives on the City of Unley Road Safety Committee commencing 13 December 2010, until the 13 December 2012, unless such appointment is revoked by Council.

4. Nominations be sought for the vacancies on the City of Unley Road Safety Committee and referred to Council for endorsement in February 2011.
5. Council adopts The City of Unley Road Safety Committee Terms of Reference as it appears in Attachment 1 to Report 24/10.

**CARRIED UNANIMOUSLY**

**ITEM 25**  
**ESTABLISHMENT OF THE UNLEY BUSINESS & ECONOMIC**  
**DEVELOPMENT COMMITTEE**

MOVED Councillor Hewitson  
SECONDED Councillor Tipper

That:

1. The report be received.
2. Pursuant to Section 41 of the Local Government Act 1999, the Council establish the Unley Business and Economic Development Committee.
3. The Council appoint Mayor Clyne as the Elected Member representative of the Council on the Unley Business and Economic Development Committee for the period commencing 13 December 2010 until the 13 December 2012, unless such appointment is revoked by the Council.
4. Nominations be sought for the vacancies on the Unley Business and Economic Development Committee and referred to the Council for endorsement in January 2011.
5. Council adopts the Unley Business and Economic Development Committee Terms of Reference as it appears in Attachment 1 of Report 25/10.

**CARRIED UNANIMOUSLY**

**ITEM 26**  
**UNLEY LIBRARIES STRATEGIC PLAN – REFERENCE GROUP**

MOVED Councillor Salaman  
SECONDED Councillor Sangster

That:

1. The report be received.

2. Councillor Hewitson and Councillor Hughes be appointed as members of the Library Strategic Plan Reference Group up until the conclusion of the strategic plan project.

**CARRIED**

**ITEM 27**

**ESTABLISHMENT OF THE CEO PERFORMANCE REVIEW COMMITTEE**

MOVED Councillor Tipper  
SECONDED Councillor Hewitson

That:

1. The report be received.
2. Pursuant to Section 41 of the Local Government Act 1999, the CEO Performance Review Committee be established as a Committee of Council to undertake the annual performance development review for the CEO and to make recommendations with regard to remuneration.
3. The CEO Performance Review Committee be constituted of three Elected Members, His Worship the Mayor as Presiding Member, the Presiding Member of the City Strategy and Policy Committee and Councillor Boisvert.
4. The Members of the CEO Performance Review Committee shall be appointed for the period commencing 13 December 2010 to the conclusion of the current term of Council, unless such appointment is revoked by the Council.

**CARRIED UNANIMOUSLY**

**ITEM 28**

**CLIFTON STREET UNLEY – POCKET PARK**

See Page 3 of these Minutes.

**ITEM 29**

**MCLEAY PARK – PROPOSED CHANGES TO PLAY SPACE**

MOVED Councillor Hudson  
SECONDED Councillor Salaman

That:

1. The report be received.

2. A section of McLeay Park remain a part time dog exercise area.
3. Community consultation be undertaken, commencing in January 2011, on the proposed concept for McLeay Park that would provide an upgraded and fenced play space while retaining an open section of the park where dogs would still be permitted to be exercised off leash.
4. A report on the outcome of the consultation be submitted to the March 2011 meeting of the City Strategy and Policy Committee.

**CARRIED**

Councillor Boisvert left the meeting at 8.53pm returning at 8.54pm during debate on the above Item.

A division was called and the previous decision set aside.

**DIVISION**

Those voting in the affirmative:

Councillors Koumi, Sangster, Saies, Boisvert, Lapidge, Hughes, Schnell, Salaman and Hewitson.

Those voting in the negative:

Councillors Hudson, Palmer and Tipper.

The MOTION was then declared **CARRIED**

**ITEM 30**

**KING WILLIAM ROAD TEMPORARY ROAD CLOSURE – VARIETY 2011 SA BASH START**

MOVED Councillor Salaman  
SECONDED Councillor Sangster

That:

1. The report be received.
2. Council exercise its power pursuant to Section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval for the Minister dated 12 March 2001 to;

2a - Pursuant to Section 33(1) of the Act, declare that the event described below as 'the Event' that is to take place on the road described below 'the Road' is an event to which Section 33 of the Act applies and;

2b - Pursuant to Section 33(1) of the Act, make an order that the Road on which the Event is to be held and any adjacent or adjoining roads specified below be closed to traffic for the period commencing 0530 hours on Saturday 13 August 2011 and expiring at 1000 hours on Saturday 13 August 2011.

'The Event': Variety 2011 SA Bash Start

'The Roads':

- King William Road between the southern boundary of the T-intersection with Thomas Street the northern boundary of the intersection with Mitchell Street and Park Street
- Opey Avenue at the T- Intersection with King William Road
- Walter Street at the T- intersection with King William Road.
- Boffa Street at the T – intersection with King William Road

2c - Pursuant to Section 33(1) (b) of the Act, make an order directing that persons taking part in the Event be exempted, in relation to the Roads, from the duty to observe the Australian Road Rules 1999, specified below, subject to any conditions described below and attached to the exemption.

<b>RULE</b>	<b>CONDITION</b>
230 – Crossing a road – General	Nil
231 – Crossing a road at pedestrian lights	Nil
232 – Crossing a road at traffic lights	Nil
234 – Crossing a road on or near a crossing for pedestrians	Nil
238 – Pedestrians travelling on a road	Nil
250 – Riding on a footpath	Nil

3. In accordance with Section 33 of the Act and Clause F of the Minister's Notice to Council dated 12 March 2001, the necessary arrangements are made to effect the temporary road closure of the roads as indicated in the 'Order' for the 2011 Variety SA Bash Start on Saturday 13 August 2011.

4. The road closure fee of \$290 be charged for this event.

**CARRIED UNANIMOUSLY**

Councillor Koumi left the meeting at 9.30pm returning at 9.31pm during debate on the above Item.

**ITEM 31**  
**CENTENNIAL PARK CHARTER REVIEW**

MOVED Councillor Lapidge  
SECONDED Councillor Hudson

That:

1. The report be received.
2. The amended Charter for the Centennial Park Cemetery Authority (Attachment 1 to report 31/10) be endorsed and gazetted.

**CARRIED UNANIMOUSLY**

Councillor Hewitson left the meeting at 9.35pm returning at 9.36pm during debate on the above Item.

**ITEM 32**  
**GLEN OSMOND CREEK REDEVELOPMENT**

MOVED Councillor Hewitson  
SECONDED Councillor Hudson

That:

1. The report be received.
2. The Glen Osmond Creek Redevelopment proceed as previously endorsed with the understanding that the funding from Department of Transport, Energy and Infrastructure (DTEI) is not yet confirmed.
3. Negotiations with DTEI to seek a commitment to funding replacement of the culvert under Unley Road as per the endorsed project be escalated.
4. The funding agreement with the Department of Infrastructure, Transport, Regional Development and Local Government be renegotiated to reflect this change.

**CARRIED**

**ITEM 33**  
**END OF MONTH FINANCIAL REPORT**

MOVED Councillor Schnell  
SECONDED Councillor Palmer

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

**ITEM 34**  
**QUESTIONS ON NOTICE FROM COUNCILLOR MF HUDSON**

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

**Questions**

1. Is Administration aware of the major inconvenience to potential visitors to the Civic Centre and Library caused late last month by the illegal and prolonged parking of vehicles owned by those attending a funeral service at St Spyridon's?

Answer:

The Administration is unaware of any major inconvenience to potential visitors to the Civic Centre caused late last month as a result of a funeral service at St. Spyridons.

2. If so, what action, if any, was taken to alleviate the situation?

Answer:

No specific action was undertaken apart from that detailed below.

3. How many parking infringement notices, if any, were issued by our staff?

Answer:

None were issued.

4. If the answer is "None", why not?

Answer:

The inspectors monitored the situation and determined that no expiation notices were required to be given. Flexibility was shown to vehicles exceeding the designated time limits. There were no vehicles blocking access/egress locations or vehicles parked unsafely.



5. Was the Administration, in accordance with a previous agreement with St Spyridon's, made aware in advance of the potential for major disruption of local parking on that particular Monday?

Answer:

The Church advised us of the funeral before hand as they were expecting a large amount of mourners given the specific situation.

6. If not, will Administration request St Spyridon's to ensure in future that such advance notice is given and funeral or wedding attendees alerted to the parking restrictions in force?

Answer:

We have had discussions with the Church to reaffirm arrangements whereby they will advise us of impending (large) attendances that may require temporary parking conditions to accommodate mourners. In addition, we have provided the church with a map showing areas in the vicinity of the church with available parking. We have also reiterated to the church that parishioners should not use the civic centre car park area during council operating hours or they run the risk of incurring an expiation notice.

**ITEM 35**

**QUESTION ON NOTICE FROM COUNCILLOR HUDSON**

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

**Questions**

1. Why are large notice boards still in situ at all entrances to the Glen Osmond Creek between Henry Codd Reserve and Unley Road stating, somewhat optimistically, that work on the major redevelopment of that area is scheduled to start in October?

Answer:

October was the anticipated start date. The tender process has been completed and separate Council Report is to be presented on the Project at the December meeting.

Communication with the community including updating of the signage will occur when the contract has been awarded.

2. Given the extremely short time-frame for this project, which needs to be completed in June of next year to qualify for the not inconsiderable grant from another level of Government, can Council be informed of the anticipated new date of commencement of the scheme and also be assured of its completion within the required time-frame?

Answer:

If the contractor is appointed mid December the planned completion date for the predominant drainage works component is mid April. The subsequent landscaping component is anticipated to be complete by mid August.

Contractual work of this nature can have delays due to unforeseen circumstances eg abnormal weather conditions. The Administration has and will maintain regular contact with the funding body on Project timing.

3. Part of the above-mentioned development relates to the re-construction of the culvert beneath Unley Road. Can we be assured that the work on this will be undertaken, as promised, in the reduced-traffic month of January?

Answer:

This section of work has been scheduled at the later stages of the drainage works. It will not be completed in January. There are still outstanding funding negotiations with DTEI that are yet to be resolved which are the subject of the separate Council Report.

4. If not, why not, and when?

Answer:

Funding for this component is still being resolved. In addition this road crossing requires considerable planning with the various service agencies so the works need to be later in the project.

Councillor Koumi left the meeting at 10.01pm returning at 10.02pm.

**ITEM 36**

**NOTICE OF MOTION FROM COUNCILLOR HUDSON RE ADELAIDE PARKLANDS**

**EXTENSION OF DEBATING TIME**

MOVED Councillor Sangster  
SECONDED Councillor Tipper

That Councillor Hudson be given an extension of debating time.

**CARRIED**

MOVED Councillor Hudson  
SECONDED Councillor Tipper

That:

In the interest of transparency and to allow for meaningful input by interested parties, the City of Adelaide be requested by the City of Unley to extend the time available for consultation with the public on the proposed landscaping treatment of the Adelaide Parklands until the 15 February 2011 to allow the City of Unley time to make a submission.

**CARRIED UNANIMOUSLY**

Councillor Hewitson left the meeting at 10.21pm returning at 10.23pm during debate on the above Item.

**ITEM 37**  
**UNRESOLVED ITEMS**

<b>Meeting Date</b>	<b>Item</b>	<b>Status</b>
Council 27/10/08	Item 363  Notice of Motion from Councillor Hewitson re Sturt Football Club.	The question remain laid on the table.
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.	The Item lay on the table.

Councillor Hewitson left the Chambers at 10.37pm.

**ITEM 38**

**CONFIDENTIALITY MOTION FOR ITEM 39 – AUSTRALIA DAY AWARDS**

MOVED Councillor Schnell  
SECONDED Councillor Boisvert

That:

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

Mr R Pincombe, Chief Executive Officer,  
Ms C Umapathysivam, Deputy Chief Executive Officer,  
Ms D Richardson, A/General Manager City Services,  
Mr P Tsokas, General Manager City Development,  
Ms V Minenko, Manager Governance and Strategic Projects,  
Ms D Horton, Policy and Grants Attraction Coordinator and  
Ms C Gowland, Executive Assistant to the Deputy Chief Executive Officer,

on the basis that it will receive and consider the report on the Australia Day Awards (Item 39) in relation to the nomination of Awardees 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 because:

- a. the debate will include personal particulars of the individuals involved.
- b. It is necessary for the nominees to remain confidential prior to Australia Day to enable the Administration to advise the Australia Day Council and other nominees of the Awards.

**CARRIED UNANIMOUSLY**

The doors to the Council Chamber were closed at 10.38 pm.

# CONFIDENTIAL

ITEM 39  
AUSTRALIA DAY AWARDS – 2011

**ITEM 40**

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE – ITEM 39 –  
AUSTRALIA DAY AWARDS 2011**

MOVED Councillor Schnell  
SECONDED Councillor Boisvert

That:

1. The report be received.
2. Pursuant to Section 90(3)(a) of the Local Government Act:

2.1 The

- ☒ Report
- ☒ Attachments
- ☒ Minutes

to remain confidential on the basis that the disclosure of the information would be an unreasonable disclosure of the personal affairs of the nominees, and it is in the public interest to not disclose this matter, pursuant to Section 90(3)(a) of the Act.

- 2.2 The report will be kept confidential until the order is reviewed by the Chief Executive Officer.

**CARRIED**

The doors to the Council Chamber were opened at 10.48 pm.

**ITEM 41**

**CONFIDENTIALITY MOTION FOR ITEM 42 – ELECTED MEMBER CODE OF CONDUCT – APPOINTMENT OF INDEPENDENT INVESTIGATOR**

MOVED Councillor Koumi  
SECONDED Councillor Hudson

That:

1. The report be received.

**EXTENSION OF TIME FOR MEETING**

MOVED Councillor Koumi  
SECONDED Councillor Hughes

That the meeting be extended beyond 11.00 pm.

**CARRIED**

Councillor Schnell, MOVED as an AMENDMENT, SECONDED Councillor Saies that:

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

Mr R Pincombe, Chief Executive Officer,  
Ms C Umapathysivam, Deputy Chief Executive Officer,

on the basis that it will receive and consider the report on the Elected Members Code of Conduct 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 because:

- a. the debate will include personal particulars of the individuals involved.

The AMENDMENT on being put was CARRIED and the AMENDED MOTION was put and **CARRIED**.

The doors to the Council Chamber were closed at 11.01 pm.

# CONFIDENTIAL

## ITEM 42

### ELECTED MEMBER CODE OF CONDUCT – APPOINTMENT OF INDEPENDENT INVESTIGATOR



**ITEM 43**

**REMAIN IN CONFIDENCE – ITEM 42 – ELECTED MEMBER CODE OF CONDUCT – APPOINTMENT OF INDEPENDENT INVESTIGATOR**

MOVED Councillor Schnell  
SECONDED Councillor Salaman

That:

1. The report be received.
2. Pursuant to Section 90(3)(a) of the Local Government Act:

2.2 The

- ☒ Report
- ☒ Attachments
- ☒ Minutes

to remain confidential on the basis that the disclosure of the information would be an unreasonable disclosure of the personal affairs, and it is in the public interest to not disclose this matter, pursuant to Section 90(3)(a) of the Act.

- 2.2 The report will be kept confidential until the order is reviewed by the Chief Executive Officer.

**CARRIED**

The doors to the Council Chambers were opened at 11.43pm.

## **CLOSURE**

The Presiding Member closed the meeting at 11.43pm.

## **NEXT MEETING**

Monday 31 January 2011 at 7.00pm.

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PRESIDING MEMBER

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