

## **COUNCIL MEETING**

**Minutes of the Corporation of the City of Unley  
Council Meeting  
Held on Monday 25 June 2012 at 7.01 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  
                     R Salaman                      M Hewitson

### **OFFICERS PRESENT**

Chief Executive Officer, Mr P Tsokas  
General Manager Economic Development & Planning, Mr D Litchfield  
General Manager People & Governance, Mr S Faulkner  
A/General Manager Community, Ms N Tinning  
A/General Manager Infrastructure, Mr T Stein  
Manager Governance & Strategic Projects, Ms V MacKirdy  
A/Manager Transport & Traffic, Mr S Ghandi  
A/Finance Manager, Ms L Northcott  
A/Community Development Manager, Mr C Linnell  
Grants & Attraction Policy Coordinator, Ms D Horton  
Project Manager, Mr A Johns  
A/Executive Assistant to CEO & Mayor, 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, Senior Staff and the media to the June 2012 meeting of the Unley City Council.

## **APOLOGIES:**

Councillor D Tipper

## **ITEM 439**

### **CONFIRMATION OF MINUTES**

MOVED Councillor Boisvert  
SECONDED Councillor Koumi

That:

1. The minutes of the Council Meeting held on Monday 28 May 2012, as printed and circulated, be taken as read and signed as a correct record.

**CARRIED UNANIMOUSLY**

## **ITEM 440**

### **PETITION RE HOUSING SA TENANTS**

MOVED Councillor Palmer  
SECONDED Councillor Koumi

That:

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

**CARRIED UNANIMOUSLY**

**ITEM 441**

**PETITION RE FRASER RESERVE – FENCING AND LIGHTING**

MOVED Councillor Hughes  
SECONDED Councillor Palmer

That:

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

**CARRIED UNANIMOUSLY**

**ITEM 442**

**PETITION RE FOOTPATHS THIRD AVENUE FORESTVILLE**

MOVED Councillor Schnell  
SECONDED Councillor Boisvert

That:

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

**CARRIED UNANIMOUSLY**

**ITEM 443**

**MINUTES OF CITY STRATEGY AND POLICY COMMITTEE**

MOVED Councillor Schnell  
SECONDED Councillor Hewitson

That:

1. The minutes of the City Strategy and Policy Committee meeting held on Tuesday 12 June 2012, be received.
2. The recommendations listed under Items 110 – 112 and 114 - 116 inclusive, be adopted.
3. The following Item be reserved:

Item 113 – Residential Parking Permits and Exemptions – Outcome of Community Consultation – Reserved by Councillor Salaman.

**CARRIED UNANIMOUSLY**

**RESERVED ITEM 113**  
**RESIDENTIAL PARKING PERMITS AND EXEMPTIONS – OUTCOME OF**  
**COMMUNITY CONSULTATION**

MOVED Councillor Schnell  
SECONDED Councillor Boisvert

That:

1. The report be received.
2. The proposal to issue residential parking permits and exemptions for a period of two years for a fee of \$26, and the tradesperson's temporary permit scheme proposal be endorsed.
3. All current permit and exemption holders be notified of Council's decision.

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

1. The report be received.
2. The proposal to issue residential parking permits and exemptions for a period of two years for a fee of \$26, and the tradesperson's temporary permit scheme proposal be endorsed.
3. The Residential Parking Policy be amended to reflect the abovementioned changes, along with inclusion of definition of a motor vehicle (as per the Road Traffic Act 1961), and where the term 'vehicle' appears in the Policy, be replaced with the term 'motor vehicle'.
4. The Residential Parking Policy be amended to include 'exemptions/permits are to be issued for motor vehicles only'.
5. All current permit and exemption holders be notified of Council's decisions.

The AMENDMENT on being put was **CARRIED**

The AMENDMENT then became part of the **MOTION** which was put and **CARRIED**

Councillor Hughes left the meeting at 7.30pm after discussion on the above Item.

**ITEM 444**  
**MINUTES OF CITY OF UNLEY ROAD SAFETY COMMITTEE**

MOVED Councillor Hewitson  
SECONDED Councillor Salaman

That:

1. The minutes of the City of Unley Road Safety Committee held on Wednesday 13 June 2012, be received.
2. The recommendations listed under Items 71 and 72 inclusive, be adopted.

**CARRIED UNANIMOUSLY**

**ITEM 445**  
**UNLEY BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE**

MOVED Councillor Salaman  
SECONDED Councillor Koumi

That:

1. The minutes of the Unley Business and Economic Development Committee meeting held on Wednesday 20 June 2012, be received.
2. The recommendations listed under Items 52 - 55 inclusive, be adopted.

**CARRIED UNANIMOUSLY**

**ITEM 446**  
**MAYOR'S REPORT**

MOVED Councillor Palmer  
SECONDED Councillor Sangster

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

Councillor Hughes returned to the meeting at 7.33pm during discussion on the above Item.

## **ITEM 447**

### **REPORTS OF MEMBERS**

#### **Items of Particular Interest and Concern**

Councillor Palmer – Swimming Centre staff attending the Community of Possibilities meetings doing a marvellous job and should be congratulated.

Councillor Koumi – Discussion on Centennial Park Cemetery Authority.

Councillor Sangster – Repairs on King William Road undertaken by staff were well done.

Unley Park Sports Club part of the upgrade to the tennis section is about to commence.

SA Business Journal listed grants provided to various councils.

Councillor Salaman – Presiding Member of DAP and member of URSC involved in a bicycle accident.

Traffic running red lights on corner of Oxford Terrace and Unley Road, what can be done to make intersection safer?

Concern by ratepayers in the area regarding the retirement village site.

Councillor Boisvert – Attended the Reconciliation Ceremony in the Town Hall accompanied by students from Urrbrae High and their families.

Provided with a report in April, regarding Brownhill Keswick Creek, and was told it was confidential, but Mitcham Council has it on their website.

Councillor Hewitson – Now new staff being appointed we should be able to get some stability as it has been difficult to get things followed up.

Sites around playground in Ash Avenue ideal for shared use zone, it will be a slow time getting shared use zones set up in Unley Council.

Work still not completed in Rugby Street.

Councillor Hudson – Attended meetings of Sustainability Advisory Group and Unley Oval Advisory Group as an observer. Discussion on meetings. Disappointed regarding time to get minutes.

#### **Extension of Speaking Time for Councillor Hudson**

More than half the Members agreed to an extension of speaking time for Councillor Hudson.

Councillor Hudson – Sturt Football Club statements in the press regarding fencing were incorrect.

#### **Centennial Park Cemetery Authority**

Councillor Hudson advised the Council that the Centennial Park Board meeting this month will be the last Board meeting with the current Chair. New chairperson has been appointed.

Administration complex on target and within budget.

#### **Development Matters**

Nil

The Presiding Member advised the Council he thought it would be beneficial to bring forward Item 452 for discussion.  
The Council agreed.

**ITEM 452**  
**2012-13 ANNUAL BUSINESS PLAN AND BUDGET**

MOVED Councillor Hewitson  
SECONDED Councillor Lapidge

That:

1. The report be received.
2. The following formal resolutions 1 to 10 be adopted separately in the following order:
  1. Adoption of the Annual Business Plan
  2. Statutory Statements
  3. Adoption of the Valuations for 2012-13
  4. Inspection of Assessment Record
  5. Differential General Rates
  6. Minimum Amount (General Rates)
  7. Maximum Increase (General Rates)
  8. Separate Rate – Natural Resources Management Levy
  9. Differential Separate rates
  10. Payment of Rates

**CARRIED UNANIMOUSLY**

**ITEM 452**

**2012-13 ANNUAL BUSINESS PLAN AND BUDGET – cont'd**

**1. Annual Business Plan**

MOVED Councillor Schnell  
SECONDED Councillor Palmer

That pursuant to the provisions contained within Section 123(6) of the Local Government Act 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011 and having considered those matters prescribed by Section 123(6) of the Local Government Act 1999, Attachment 1 to Item 452/12 – the Annual Business Plan 2012-13, be adopted.

The Council notes that no provision, including by contingency, has been made within its Budget for the 2012-13 financial year to accommodate any impact of the Federal 'Carbon Price'.

**CARRIED**

A Division was called and the previous discussion set aside.

**DIVISION**

Those voting in the affirmative:

Councillors Hudson, Koumi, Sangster, Boisvert, Palmer, Lapidge, Schnell and Salaman.

Those voting in the negative:

Councillors Saies, Hughes and Hewitson.

The MOTION was then declared **CARRIED**



## **ITEM 452**

### **2012-13 ANNUAL BUSINESS PLAN AND BUDGET – Cont'd**

#### **2. Statutory Statements**

MOVED Councillor Boisvert  
SECONDED Councillor Palmer

Pursuant to Section 123(7) of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) (Regulations 2011, Attachment 2 to Item 449/12 – The Budget 2012-2013 comprising, Budgeted Funding Statement, Budgeted Statement of Comprehensive Income, Budgeted Balance Sheet, Budgeted Cash Flow Statement, the Budgeted Statement of Changes in Equity and the Budgeted Uniform Presentation of Finances, be adopted.

**CARRIED UNANIMOUSLY**

#### **3. Adoption of Valuations**

MOVED Councillor Salaman  
SECONDED Councillor Palmer

That in accordance with Section 167(2)(a) of the Local Government Act 1999, the capital values as detailed in the valuation roll prepared by the Valuer-General in relation to the area of the Corporation of the City of Unley and totalled below, be adopted for rating purposes for the year ending 30 June 2013 and that the first day of July 2012 be specified as the date as and from which such values shall become and be the valuations of the Council of the City of Unley.

Rateable Assessed Capital Values	\$11 297 227 290
Non Rateable	\$ 313 323 530
Total Assessed Capital Value as reconciled with the Valuer-General at 16 June 2012	\$11 610 550 820

**CARRIED UNANIMOUSLY**

**ITEM 452**

**2012-13 ANNUAL BUSINESS PLAN AND BUDGET – Cont'd**

**4. Copy of Assessment Record Entries**

MOVED Councillor Lapidge  
SECONDED Councillor Boisvert

That for the fiscal year ending 30 June 2013 the fee that shall be payable for a copy of any entry made in the Assessment Record is fixed, pursuant to Section 174(2) of the Local Government Act, 1999, at \$3.30

**CARRIED UNANIMOUSLY**

**5. Differential General Rates**

MOVED Councillor Sangster  
SECONDED Councillor Palmer

That for the fiscal year ending 30 June 2013 the following differential general rates, based on the value of the land subject to the rate and varying according to the use of the land, are declared pursuant to Sections 153 (1)(b) and 156(1)(a) of the Local Government Act, 1999 and Regulation 10 of the Local Government (General) Regulations 1999:

1. In respect to rateable land which is categorised by land use Category 1 – **Residential** a differential general rate of 0.002470 cents in the dollar.
2. In respect to rateable land which is categorised by land use Category 2 – **Commercial Shop**, Category 5 – **Industry Light**, Category 6 – **Industry – Other**, Category 7 – **Primary Production**, Category 8 – **Vacant Land** and Category 9 – **Other**, a differential general rate of 0.004564 cents in the dollar.
3. In respect to rateable land which is categorised by land use Category 3 – **Commercial Office** and Category 4 – **Commercial Other**, a differential general rate of 0.005489 cents in the dollar.

**CARRIED UNANIMOUSLY**

**ITEM 452**

**2012-13 ANNUAL BUSINESS PLAN AND BUDGET – Cont'd**

**6. Minimum Amount (General Rates)**

MOVED Councillor Boisvert  
SECONDED Councillor Salaman

That for the fiscal year ending 30 June 2013 a minimum amount of \$652 shall be payable by way of general rates on each piece of rateable land within the whole of the Council area is fixed, pursuant to Section 158 of the Local Government Act 1999.

**CARRIED UNANIMOUSLY**

**7. Maximum Increase (General Rates)**

MOVED Councillor Boisvert  
SECONDED Councillor Salaman

Pursuant to Section 153(3) of the Local Government Act 1999 the Council will not fix a maximum increase in the general rate to be charged on any rateable land that constitutes the principal place of residence of the principal ratepayer.

**CARRIED**

**8. Separate Rate – Natural Resource Management Levy**

MOVED Councillor Sangster  
SECONDED Councillor Hudson

That for the fiscal year ending 30 June 2013 pursuant to Section 154 of the Local Government Act 1999, a separate rate of 0.0000921 cents in the dollar is declared on all rateable land within the Council area within the area of the Adelaide and Mount Lofty Rates Natural Resources Management Board to reimburse the Council the amount contributed to the Board totalling \$1 021 835 in accordance with Section 95 of the Natural Resources Management Act 2004.

**CARRIED**

## **ITEM 452**

### **2012-13 ANNUAL BUSINESS PLAN AND BUDGET – Cont'd**

#### **9 Differential Separate Rates**

##### **9.1 MOVED Councillor Palmer SECONDED Councillor Saies**

That for the fiscal year ending 30 June 2013 the following differential separate rates based upon the value of the land subject to the rate, are declared pursuant to Sections 154(2)(a) and 156(1)(a) of the Local Government Act 1999 and Regulation 10 of the Local Government (General) Regulations 1999.

- A differential separate rate of 0.00031776 cents in the dollar on the value of land classified as Category 2 – Commercial Shop, Category 3 – Commercial Office and Category 4 – Commercial Other, with addresses along the entirety of **Unley Road**, within the City of Unley, to raise \$87 400 which will be utilised by the Unley Road Association Inc. to fund a marketing program for the fiscal year ending 30 June 2013.
- A differential separate rate of 0.00117309 cents in the dollar on the value of land classified as Category 2 – Commercial Shop, Category 3 – Commercial Office and Category 4 – Commercial Other, with addresses along **Goodwood Road** situated between Leader Street / Parsons Street to the north and Mitchell Street / Arundel Avenue to the south, to raise \$45 000 which will be utilised by Goodwood Central Traders and Services Association Inc. to fund a marketing program for the fiscal year ending 30 June 2013.
- A differential separate rate of 0.001974 cents in the dollar on the value of land classified as Category 2 – Commercial Shop with addresses along **King William Road** situated between Greenhill Road and Commercial Road (eastern side), to raise \$133 000 to be utilised by King William Road Traders' Association Inc to fund a marketing program for the fiscal year ending 30 June 2013.
- A differential separate rate of 0.0007694 cents in the dollar is declared on the value of land classified as Category 2 – Commercial Shop with addresses along the western side of **Glen Osmond Road** (between Greenhill Road and Katherine Street), to raise \$18 350 to be utilised by the Glen Osmond Road Precinct Association Inc. to fund a marketing program for the fiscal year ending 30 June 2013.

**CARRIED UNANIMOUSLY**

**ITEM 452**

**2012-13 ANNUAL BUSINESS PLAN AND BUDGET – Cont'd**

**9.2**            MOVED Councillor Palmer  
                    SECONDED Councillor Hughes

- That for the fiscal year ending 30 June 2013 and pursuant to Sections 154(2)(c) & 156(1)(a) of the Local Government Act 1999 the following differential separate rate based upon a fixed charge of \$250 is declared on land classified as Category 2 – Commercial Ship, Category 3 – Commercial Office and Category 4 – Commercial Other with addresses along **Fullarton Road** situated between Cross Road and Fisher Street with the aim of raising \$13 000 to be utilised by the Fullarton Road Traders Association Inc. to fund a marketing program for the said fiscal year.

**CARRIED UNANIMOUSLY**

**10.    Payment of Rates**

MOVED Councillor Salaman  
SECONDED Councillor Schnell

That for the fiscal year ending 30 June 2013, all rates declared and imposed shall, pursuant to Section 181(1) and 181(2) and subject to Section 181(4)(b) of the Local Government Act, 1999, fall due in a single instalment on 3 September 2012 or four equal or approximately equal instalments on 3 September 2012, 3 December 2012, 1 March 2013 and 3 June 2013.

**CARRIED UNANIMOUSLY**

**ITEM 449**

**APPOINTMENT OF DEVELOPMENT ASSESSMENT PANEL MEMBERS (DAP)**

MOVED Councillor Schnell  
SECONDED Councillor Palmer

That

The Item be deferred to the next meeting of Council to enable the Administration to hold a workshop with Elected Members on the appointment of Development Assessment Panel members.

**CARRIED UNANIMOUSLY**

**ITEM 450**

**TOBACCO PRODUCTS REGULATION (FURTHER REGULATION) AMENDMENT  
BILL 2012**

MOVED Councillor Boisvert  
SECONDED Councillor Saies

That:

1. The report be received.
2. The automatic bans as provided within the legislation be upheld as identified in Attachment 2 to item 450/12.
3. A report be provided to Council in six months to review the potential to extend short/longer term bans to other public areas within the City of Unley by application to the Minister for Mental Health and Substance Abuse.

**CARRIED UNANIMOUSLY**

Councillor Palmer left the meeting at 8.42pm returning at 8.43pm during discussion on the above Item.

**ITEM 451**

**ABORIGINAL AND TORRES STRAIT ISLANDER WAR MEMORIAL**

MOVED Councillor Hudson  
SECONDED Councillor Sangster

That:

1. The report be received.
2. A sum of \$1 789 be donated to the Aboriginal and Torres Strait Islander War Memorial Appeal in support of the Aboriginal and Torres Strait Islander Committee's quest to build the first national memorial of significance honouring Aboriginal servicemen and women.

**CARRIED UNANIMOUSLY**

**ITEM 452**

**2012-13 ANNUAL BUSINESS PLAN AND BUDGET**

See Page 7 of these Minutes.

## **RECOMMENDATIONS ADOPTED EN BLOC**

MOVED Councillor Schnell  
SECONDED Councillor Hewitson

That Items 453 – 456 inclusive, be adopted en bloc.

### **ITEM 453**

#### **UPDATE ON FEDERALLY FUNDED STORMWATER PROJECTS**

That:

1. The report be received.

### **ITEM 454**

#### **END OF MONTH FINANCIAL REPORT**

That:

1. The report be received.

### **ITEM 455**

#### **COUNCIL ACTION RECORDS**

That:

1. The report be received.

### **ITEM 456**

#### **CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT**

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

Councillor Saies left the meeting at 8.48pm returning at 8.49pm during discussion on the above Items.

**ITEM 457**

**QUESTIONS ON NOTICE FROM COUNCILLOR BOISVERT RE STURT  
FOOTBALL CLUB**

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

**Questions**

1. *Have both the Sturt Football Club and the Unley Community Sports Club rejected Council's offer to sell the property known as 39 Oxford Terrace to them?*

**Answer**

Council has received a letter from the Sturt Football Club (SFC) declining the offer to purchase 39 Oxford Terrace by SFC and the Unley Community Sports Club.

2. *What is the current rent being paid for 39 Oxford Terrace?*

**Answer**

Currently the monthly rental charged on 39 Oxford Terrace is \$2,565.35 per month. This amount is invoiced to Unley Community Sports Club.

3. *What is the market rent of 39 Oxford Terrace?*

**Answer**

At present we do not possess a market rent valuation on this property. A market valuation can be obtained which will incur a cost of approximately \$2 500 and will take an estimated three weeks.

4. *When is the current lease due for renewal?*

**Answer**

The current lease expires on 17 September 2012 – it will require a new lease as the two, 5-year terms of right of renewal have been exercised.

5. *How much rent is paid for the use of Unley Oval by the Sturt Football Club and/or the Unley Community Sports Club?*

**Answer**

Currently, the monthly lease fee charged for Unley Oval to the Sturt Football Club is \$2 612.35 per month (\$31 348.20 p.a.) and the match day license is \$4 575.90 per home game. These amounts are invoiced direct to Sturt Football Club.



6. *What is Council's cost of maintaining Unley Oval?*

**Answer**

The expenditure for maintenance and grounds repairs of Unley Oval in 2010-11 was \$112 398 (excluding depreciation and management overheads). The year to date expenditure for 2011-12 (as at 12 June 2012) is \$80 704.

Further to expenditure for the grounds maintenance, Council is responsible for building maintenance. The expenditure for 2010-11 on building maintenance was \$12 182 and year to date for 2011-12 (as at 12 June 2012) was \$15 745 (excluding depreciation and management overhead).

7. *Who pays for the fencing for home games and who erects the fencing? Where is it stored?*

**Answer**

In accordance with the lease, Council is responsible for the cost and installation of temporary fencing on home game days for the Sturt Football Club.

The **internal** fencing is erected by City of Unley staff and the **external** fencing is contracted to an external provider.

The temporary internal fencing is stored on site at Unley Oval and the external fencing is stored off site by the contractor.

8. *What is the cost of this service, either to Council or to the Club?*

**Answer**

The cost incurred for the internal fencing (installation and removal) per Saturday game is \$1,575 and \$2,100 for Sunday games.

The cost incurred for the external contractor to install the external fencing (supply and removal) is \$2 700 per game.

The total cost to Council for fencing is \$4 275 per Saturday game and \$4 800 for a Sunday game.

9. *What is the probable cost of any permanent perimeter fence or picket fence?*

**Answer**

Until a decision is made about what type of fence, the costing is difficult to estimate. However, a one-metre high picket fence around the internal perimeter was installed at Glenelg Oval approximately two years ago for a cost near \$85,000.

10. *What other support are we currently giving either or both of the above clubs?*

### **Answer**

The Sturt Football Club received \$5 000 plus in kind support, as sponsorship of their family fun day in 2012. Council provides administrative support to the Unley Oval Advisory Group.

11. *Who pays for the Council table at the pre game lunch that is hosted by the Mayor? What is the cost of this?*

### **Answer**

The table at the pre-game lunch hosted by the Mayor is paid by Council at a cost of \$625 (including GST) per home game.

12. *Mathew Benson states that he has been in regular discussion with the Council. I am aware that he attended a recent tour with Councillors to the North Adelaide Football club and that he has made a representation to Council regarding the purchase of 39 Oxford Tce. With who else have discussions occurred and when?*

### **Answer**

The Sturt Football Club has been involved in the Community Asset Review (CAR) and has been involved in discussions with the Council regarding the Club's position on the draft recommendations. Mr Benson has also had a number of discussions with Council's CEO over the last few months, concerning a master plan of Unley Oval and the Unley Central Project.

13. *Are any moneys due (from either entity) to be paid to Council in arrears at this time? If so how much?*

### **Answer**

#### **Unley Community Sports Club**

Total rent arrears are \$10 106.25 for 166 Unley Road (ie 1 month) and \$2 565.35 for 39 Oxford Terrace (ie 1 month).

#### **Sturt Football Club**

Total arrears of \$26 349.20 (ie 3 months) for the lease and match day licence.

14. *Have there been any discussions about Sturt's administration moving to one of the Village Green premises?*

### **Answer**

This option was discussed by the CEO of SFC with Council's CEO early in 2012 but was not deemed to be feasible for further investigation.

15. *What is the total amount spent by Council on building maintenance, repairs and ex gratia payments (eg carpets) for the same period as question 6? This also applies to the maintenance, improvement, etc of the player facilities under the grandstands.*

**Answer**

As covered under Question 6, the following information applies to expenditure relating to Unley Oval.

The expenditure for 2010-11 on building maintenance was \$12 182 and for 2011-12 (as at 12 June 2012) was \$15 745 (excluding depreciation and management overhead).

Building maintenance works accounted for under this expenditure are those covered by Council's responsibility within the lease arrangement with the Sturt Football Club.

16. *Can a copy of Sturt's latest annual report and financial statement be provided to Councillors?*

**Answer**

Yes. It will be made available in the Members' Room.

17. *Can a copy of the Community Sports Club's latest annual report and financial statement be provided to Councillors?*

**Answer**

Yes. It will be made available in the Members' Room.

18. *Reference has been made to OHS&W concerns not being addressed by Council. What are these? Have we done anything required by law? If not, why not?*

**Answer**

At the Unley Oval Advisory Group meeting in March 2011, a number of safety issues were raised regarding the concrete gutter on the perimeter of the oval.

After discussions at subsequent Advisory Group meetings, it was decided that the feasibility of constructing a grass swale in place of the concrete gutter would be looked at, but this has not yet been investigated.

On Tuesday, 29 May 2012, Council received a copy of an email from Mr Matthew Benson, Sturt Football Club, to the Unley Oval Advisory Group listing general OHS&W concerns. These concerns relate primarily to exclusive use as per their lease agreement. In relation to exclusive use Council has met its obligations under the lease agreement.

19. *How often has the Club been in arrears with the rent of Jack's?*

**Answer**

Prior to June 2008, the Unley Community Sports Club continued to be in arrears. A payment plan was negotiated and subsequently, payments were received as agreed. Since June 2011, the payments have been in arrears and presently the lease for 39 Oxford Terrace is 1 month in arrears.

20. *What is the estimated current commercial rent of Jack's?*

**Answer**

As covered under question 3.

At present we do not possess a market rent valuation on this property. A market valuation can be obtained which will incur a cost of approximately \$2 500 and will take an estimated three weeks.

21. *Has there been any risk management assessment of Unley Oval in recent times? If so what risks have been identified? Have there been any claims for compensation from persons injured while using the Oval for recreation purposes?*

**Answer**

There has not been a risk assessment of the overall area of Unley Oval in recent times.

However the following does occur regularly:

- There are inspections and risk assessments undertaken of the play equipment at the oval on a monthly basis;
- There are daily inspections of the public conveniences with the exception of Christmas Day and Good Friday.
- An inspection of the oval occurs prior to every SFC home game with handover of the oval occurring at about 10.30am on 'game day' to SFC in accordance of the match day license.

Administration has reviewed its records regarding public liability claims against Unley Council at Unley Oval and can report that none have been received for recreation purposes.

**ITEM 458**

**QUESTION ON NOTICE FROM COUNCILLOR HEWITSON RE INCOME FROM RATES**

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

**Question**

1. What is the income from rates for the past 5 years? Would the Administration provide for the previous 5 years including the proposed Budget 2012-13, the number of properties and amount of general rates revenue to be collected from the 3 differential rate categories?

**Answer**

See spreadsheets attached for the previous 5 years.

2007/08									
Differential Category	Total CV \$	%CV	No. of properties	No. of properties %	Rate in the \$	% Rates Levied	Rates Levied (rebates excl)	\$ increase to Rates Revenue from Previous Year	% Increase to Rates Revenue from Previous Year
Residential	7,059,867,555	87.24%	16,603	91.06%	0.002671	78.27%	18,964,766	991,503	5.52%
Commercial Office/ Other	512,054,097	6.33%	689	3.78%	0.006450	13.54%	3,281,614	227,526	7.45%
Commercial Shop etc	520,545,117	6.43%	942	5.17%	0.004655	8.18%	1,983,164	63,154	3.29%
<b>Total by category</b>	<b>8,092,466,769</b>		<b>18,234</b>	<b>100.00%</b>		<b>100.00%</b>	<b>24,229,544</b>	<b>1,282,183</b>	<b>5.59%</b>
<b>General Rates Income</b>									
General Rates							24,152,000		
NRM Levy							447,784		
Fines							60,000		
Separate Rates							148,000		
<b>Total Rates Income as per Statements</b>							<b>24,807,784</b>		

2008/09

	Total CV \$	%CV	No. of properties	No. of properties %	Rate in the \$	% Rates Levied	Rates Levied (rebates excl)	\$ increase to Rates Revenue from Previous Year	% increase to Rates Revenue from Previous Year
<b>Differential Category</b>									
Residential	8,554,411,330	87.67%	16,679	91.08%	0.002234	78.34%	20,085,373	1,120,607	5.91%
Commercial Office/ Other	603,000,482	6.18%	693	3.78%	0.005790	13.53%	3,467,774	186,160	5.67%
Commercial Shop etc	600,626,911	6.16%	940	5.13%	0.004225	8.13%	2,084,043	100,879	5.09%
<b>Total by category</b>	<b>9,758,038,723</b>		<b>18,312</b>	<b>100.00%</b>		<b>100.00%</b>	<b>25,637,190</b>	<b>1,407,646</b>	<b>5.81%</b>
<b>General Rates Income</b>									
General Rates							25,601,120		
NRM Levy							561,000		
Fines							62,000		
Separate Rates							190,500		
<b>Total Rates Income as per Statements</b>							<b>26,414,620</b>		

2009/10									
								\$ Increase to Rates	% Increase to Rates
Differential Category	Total CV \$	%CV	No. of properties	No. of properties %	Rate in the \$	% Rates Levied	Rates Levied (rebates excl)	Revenue from Previous Year	Revenue from Previous Year
Residential	8,891,177,801	87.36%	16,713	91.1%	0.002370	78.27%	21,187,955	1,102,582	5.49%
Commercial Office/ Other	649,347,885	6.38%	711	3.9%	0.005620	13.39%	3,623,701	155,927	4.50%
Commercial Shop etc	636,835,524	6.26%	920	5.0%	0.004290	8.35%	2,259,461	175,418	8.42%
Total by category	10,177,361,210		18,344	100.00%		100.00%	27,071,117	1,433,927	5.59%
General Rates Income									
General Rates							27,060,384		
NRM Levy							682,043		
Fines							64,500		
Separate Rates							229,550		
Total Rates Income as per Statements							28,036,477		



2010/11									
	Total Rateable CV \$	%CV	No. of properties	No. of propertie s %	Rate in the \$	% Rates Levied	Rates Levied (rebates excl)	\$ Increase to Rates Revenue from Previous Year	% Increase to Rates Revenue from Previous Year
Differential Category									
Residential	9,543,174,111	87.35%	16,797	91.00%	0.0023070	78.35%	22,114,182	926,227	4.37%
Commercial Office/ Other	689,604,076	6.31%	731	3.96%	0.0054000	13.11%	3,699,153	75,452	2.08%
Commercial Shop etc	692,087,014	6.33%	930	5.04%	0.0041900	8.54%	2,410,717	151,256	6.69%
Total by category	10,924,865,201	100%	18,458	100.00%		100.00%	28,224,052	1,152,935	4.26%
General Rates Income									
General Rates							28,197,000		
NRM Levy							814,799		
Fines							65,000		
Separate Rates							245,000		
Total Rates Income as per Statements							29,321,799		

2011-2012									
								\$ increase to Rates Revenue from Previous Year	% Increase to Rates Revenue from Previous Year
Differential Category	Total Rateable CV \$	%CV	No. of properties	No. of propertie s %	Rate in the \$	% Rates Levied	Rates Levied (rebates excl)		
Residential	10,162,966,893	87.52%	16,626	90.85%	0.002276	78.35%	23,254,123	1,139,941	5.15%
Commercial Office/ Other	737,537,467	6.35%	768	4.20%	0.005341	13.16%	3,905,588	206,435	5.58%
Commercial Shop etc	711,534,721	6.13%	907	4.96%	0.004325	8.49%	2,520,940	110,223	4.57%
Total by category	11,612,039,081	100%	18,301	100.00%		100.00%	29,680,650	1,456,598	5.16%
General Rates Income									
General Rates							29,674,000		
NRM Levy							942,844		
Fines							70,000		
Separate Rates							266,865		
Total Rates Income as per Statements							30,953,709		

Differential Category  
Residential  
Commercial Office/ Other  
Commercial Shop etc

Total by category

General Rates Income  
General Rates  
NRM Levy  
Fines  
Separate Rates  
Total Rates Income as per Statements

Proposed 2012-2013											
Total Rateable CV \$	%CV	No. of properties	No. of properties %	Valuation Change \$'s	Valuation Change %	Rate In the \$	% Rates Levied	Rates Levied (rebates excl)	\$ Increase to Rates Revenue from Previous Year	% increase to Rates Revenue from Previous Year	
9,837,850,778	87.08%	16,620	90.57%	325,116,115	-3.20%	0.002470	78.28%	24,419,080	1,164,957	5.01%	
755,643,022	6.69%	810	4.41%	18,105,555	2.45%	0.005489	13.22%	4,125,328	219,740	5.63%	
703,413,500	6.23%	921	5.02%	8,121,221	-1.14%	0.004564	8.49%	2,649,682	128,742	5.11%	
11,296,907,300	100%	18,351	100.00%	315,131,781	-2.71%		100.00%	31,194,090	1,513,440	5.10%	
								31,190,000			
								1,021,835			
								90,000			
								297,000			
								32,598,835			

**ITEM 459**  
**CORRESPONDENCE**

The correspondence from

- Mayor Rosenberg, and
- Mayor Felicity-ann Lewis

be noted.

**ITEM 460**  
**NOTICE OF MOTION FROM COUNCILLOR SCHNELL RE IMPACT OF FEDERAL CARBON PRICE**

MOVED Councillor Schnell  
SECONDED Councillor Palmer

That:

The monthly financial report to Council provides a summary of the known monthly and YTD expenditure impact of the Federal Carbon Price on the budget.

**CARRIED**

**ITEM 461**  
**NOTICE OF MOTION FROM COUNCILLOR LAPIDGE RE CHANGE OF COUNCIL MEETING VENUE FOR JULY 2012**

MOVED Councillor Lapidge  
SECONDED Councillor Hughes

That:

1. The ordinary Council meeting scheduled for 23 July 2012 be held at the Goodwood Community Centre, commencing at 7pm.
2. The above meeting date and venue be advertised in accordance with the Local Government Act 1999.

**CARRIED**

Councillor Sangster left the meeting at 8.59pm returning at 9.01pm after discussion on the above Item.

**ITEM 462**

**NOTICE OF MOTION FROM COUNCILLOR SAIES RE CEO PERFORMANCE  
REVIEW COMMITTEE**

MOVED Councillor Saies  
SECONDED Councillor Salaman

That:

For the balance of this Council term, the CEO Performance Review Committee assess the performance of the CEO without recourse to the services of outside consultants.

**LOST**

A Division was called and the previous decision set aside.

**DIVISION**

Those voting in the affirmative:

Councillors Hudson, Koumi, Saies, and Salaman.

Those voting in the negative:

Councillors Sangster, Boisvert, Palmer, Lapidge, Hughes and Schnell.

The MOTION was then declared **LOST**

Councillor Schnell left the meeting at 9.30pm returning at 9.31pm during discussion on the above Item.

Councillor Boisvert left the meeting at 9.40pm returning at 9.42pm during discussion on the above Item.

Councillor Hudson left the meeting at 9.44pm returning at 9.46pm during discussion on the above Item.

**ITEM 463**

**NOTICE OF MOTION FROM COUNCILLOR SAIES RE CONTRACTORS**

MOVED Councillor Saies  
SECONDED Councillor Hewitson

That:

All members of the Administration be formally notified that agreements with outside contractors, which require the approval of the Elected Members, should not be negotiated unless and until those agreements have been ratified at a full meeting of Council.

**CARRIED**

A Division was called and the previous decision set aside.

**DIVISION**

Those voting in the affirmative:

Councillors Koumi, Sangster, Saies, Boisvert, Palmer, Lapidge and Hewitson.

Those voting in the negative:

Councillors Hudson, Hughes, Schnell and Salaman.

The MOTION was then declared **CARRIED**

Councillor Salaman left the meeting at 9.54pm returning at 9.57pm during discussion on the above Item.

**ITEM 464**  
**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. (copy attached)	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. (copy attached)	The Item lie on the table.
Council 28/11/11	Item 301  Appointment of Deputy Mayor (copy attached)	The Item lie on the table.

**ITEM 465**

**CONFIDENTIALITY MOTION FOR ITEM 466 – CENTENNIAL PARK CEMETERY  
AUTHORITY DRAFT OPERATING BUDGET 2012-2013**

MOVED Councillor Schnell

SECONDED Councillor Palmer

That:

1. Pursuant to Section 90(2) and (3)(d) 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  
Mr D Litchfield, General Manager Economic Development and Planning  
Mr S Faulkner, General Manager People and Governance  
Ms N Tinning, A/General Manager Community  
Mr T Stein, A/General Manager Infrastructure  
Ms V MacKirdy, Manager Governance and Strategic Projects  
Ms L Northcott, A/Finance Manager  
Ms C Gowland, A/Executive Assistant to CEO and Mayor

on the basis that it will receive and consider the report on Centennial park Cemetery Authority – Draft Operating Budget 2012-2013, 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:

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

because, Centennial Park Cemetery operates within a competitive environment, financial information contained in this report may provide a competitive advantage to one or more of Centennial Park's competitors. Disclosure of this information would be contrary to the public interest.

**CARRIED UNANIMOUSLY**

Councillor Hewitson left the meeting at 10.16pm returning at 10.18pm.

Councillors Hudson, Koumi, Palmer and Saies left the meeting at 10.17pm returning at 10.18pm.

Councillor Hughes left the meeting at 10.17pm.

The doors to the Council Chamber were closed at 10.16 pm.



**ITEM 466**

**CENTENNIAL PARK CEMETERY AUTHORITY – DRAFT OPERATING BUDGET  
2012-2013**

MOVED Councillor Lapidge  
SECONDED Councillor Schnell

That:

1. The report be received.
2. The Centennial Park Cemetery Authority's Draft Operating Budget 2012-2013 (Attachment 1 to Item 466/12) be endorsed.
3. The decision of Council be provided to the Chief Executive Officer of the Centennial Park Cemetery Authority.

**Extension of Debating Time**

MOVED Councillor Sangster  
SECONDED Councillor Salaman

That Councillor Hudson be given an extension to debating time.

**CARRIED**

**CARRIED UNANIMOUSLY**

Councillor Hughes returned to the meeting at 10.20pm during discussion on the above Item.

**ITEM 467**  
**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE – ITEM 466 –**  
**CENTENNIAL PARK CEMETERY AUTHORITY – DRAFT OPERATING BUDGET**  
**2012-2013**

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

- ☒ Report
- ☒ Attachments

remain confidential on the basis that the information supplied could confer a commercial advantage on a third party, as the report contains information which may provide a competitive advantage to one or more of Centennial Park's competitors, and

- 2.2 the report and attachments will be kept confidential until the item is revoked by the Chief Executive Officer.

**CARRIED UNANIMOUSLY**

The doors to the Council Chambers were opened at 10.45pm.

**ITEM 468**

**CONFIDENTIALITY MOTION FOR ITEM 469 – CENTENNIAL PARK CEMETERY  
AUTHORITY OPERATING BUDGET RECONSIDERATION 2011-2012**

MOVED Councillor Schnell  
SECONDED Councillor Sangster

That:

1. Pursuant to Section 90(2) and (3)(d) 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  
Mr D Litchfield, General Manager Economic Development and Planning  
Mr S Faulkner, General Manager People and Governance  
Ms N Tinning, A/General Manager Community  
Mr T Stein, A/General Manager Infrastructure  
Ms L Northcott, A/Finance Manager  
Ms V MacKirdy, Manager Governance and Strategic Projects  
Ms C Gowland, A/Executive Assistant to CEO and Mayor

on the basis that it will receive and consider the report on Centennial park Cemetery Authority – Draft Operating Budget 2012-2013, 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:

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

because, Centennial Park Cemetery operates within a competitive environment, financial information contained in this report may provide a competitive advantage to one or more of Centennial Park's competitors. Disclosure of this information would be contrary to the public interest.

**CARRIED UNANIMOUSLY**

The doors to the Council Chamber were closed at 10.46 pm.

**ITEM 469**

**CENTENNIAL PARK OPERATING BUDGET RECONSIDERATION 2011-2012**

MOVED Councillor Lapidge  
SECONDED Councillor Sangster

That:

1. The report be received.
2. The Centennial Park Cemetery Authority's Budget Reconsideration 2011-12 be endorsed.
3. The decision of Council be provided to the Chief Executive Officer of the Centennial Park Cemetery Authority.

**CARRIED UNANIMOUSLY**

**ITEM 470**

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE – ITEM 469 –  
CENTENNIAL PARK OPERATING BUDGET RECONSIDERATION 2011-2012**

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

- ☒ Report
- ☒ Attachments

remain confidential on the basis that the information supplied could confer a commercial advantage on a third party, as the report contains information which may provide a competitive advantage to one or more of Centennial Park's competitors, and

- 2.2 the report and attachments will be kept confidential until the item is revoked by the Chief Executive Officer.

**CARRIED UNANIMOUSLY**

The doors to the Council Chambers were opened at 10.56 pm.

## **CLOSURE**

The Presiding Member closed the meeting at 10.56 pm.

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**PRESIDING MEMBER**

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