

MINUTES

of

Adjourned Council Meeting



**Adelaide
Plains
Council**

Pursuant to the provisions of Section 84 (1) of the
Local Government Act 1999

HELD

by electronic means

on

Thursday 28 January 2021 at 6.00pm

Minutes of the Adjourned Ordinary Meeting of the Adelaide Plains Council
Continuation of Ordinary Meeting of Wednesday 27 January 2021

The Mayor formally declared the meeting open at 6.01pm.

1. ATTENDANCE RECORD

1.1 Present:

Mayor Mark Wasley		<i>By audio-visual link</i>
Councillor John Lush	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Marcus Strudwicke	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Terry-Anne Keen	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Kay Boon	Two Wells Ward	<i>By audio-visual link</i>
Councillor Joe Daniele	Two Wells Ward	<i>By audio-visual link</i>
Councillor Brian Parker	Lewiston Ward	<i>By audio-visual link</i>
Councillor Margherita Panella	Lewiston Ward	<i>By audio-visual link</i>
Councillor Carmine Di Troia	Lewiston Ward	<i>By audio-visual link</i>

Also in Attendance by audio-visual link:

Chief Executive Officer	Mr James Miller
Acting General Manager – Governance and Executive Office	Ms Alyssa Denicola
General Manager – Finance and Business	Mr Rajith Udugampola
General Manager – Infrastructure and Environment	Mr Thomas Jones
General Manager – Development and Community	Mr Darren Starr
Administration and Executive Support Officer/Minute Taker	Ms Stacie Shrubsole
Information Technology Officer	Mr Thomas Harris-Howson

1.2 Apologies:

Councillor Frank Maiolo	Two Wells Ward
-------------------------	----------------

2. DECLARATION OF MEMBERS' INTEREST

Nil

14. REPORTS FOR DECISION**AMENDMENT**

14.10 Moved Councillor Boon Seconded Councillor Panella **2021/ 027**

“insert the words ‘1. Coats Road and 2.’ before the word ‘Aerodrome’.”

The mover, with consent of the seconder, varied the amendment.

AMENDMENT

14.10 Moved Councillor Boon Seconded Councillor Panella **2021/ 027**

“delete the words ‘Aerodrome Road’ and insert the words ‘Coats Road at an estimated cost of \$376,000, mindful that further resolutions will follow at the February 2021 meeting of Council in relation to apportioning the balance of \$94,489’.”

AMENDMENT CARRIED

Councillor Daniele called for a division.

The Mayor declared the vote set aside.

Members voting in the Affirmative: Councillors Parker, Keen, Di Troia, Panella, Strudwicke, Lush, Boon and Daniele.

Members voting in the Negative: Nil.

The Mayor declared the amendment **CARRIED UNANIMOUSLY**

MOTION 2021/026 AS AMENDED

14.10 Moved Councillor Lush Seconded Councillor Maiolo **2021/ 026**

“that Council, having considered Item 14.10 – *State and Federal Funding Opportunities*, dated 27 January 2021 determines the allocation of \$470,489 funding under the Local Roads and Community Infrastructure Program Extension funding stream towards Coats Road at an estimated cost of \$376,000, mindful that further resolutions will follow at the February 2021 meeting of Council in relation to apportioning the balance of \$94,489’.”

CARRIED

- 14.10 Moved Councillor Lush Seconded Councillor Strudwicke **2021/ 028**
“that Council, having considered Item 14.10 – *State and Federal Funding Opportunities*, dated 27 January 2021, receives and notes the report and in doing so:
- 1. Instructs the Chief Executive Officer to seek funding through the Local Government Infrastructure Partnership funding stream for the Aerodrome Road project and**
 - 2. Acknowledges that, subject to an offer of funding under the Local Government Infrastructure Partnership, Council’s estimated contribution of \$325,000 being 50% of the total cost of the project \$650,000 will be incorporated into a future budget revision, or the 2021/2022 budget.”**

CARRIED UNANIMOUSLY

- 14.11 Infrastructure and Environment Committee - Terms of Reference
 Moved Councillor Boon Seconded Councillor Di Troia **2021/ 029**
“that Council, having considered Item 14.7 – *Infrastructure and Environment Committee – Terms of Reference*, dated 27 January 2021, receives and notes the report and in doing so, adopts the Infrastructure and Environment Committee Terms of Reference presented at Attachment 1 to this report.”

CARRIED

- 14.12 Donaldson Road, Two Wells
 Moved Councillor Boon Seconded Councillor Keen **2021/ 030**
“that Council, having considered Item 14.12 – *Donaldson Road – Two Wells*, dated 27 January 2021 receives and notes the report and in doing so, endorses that a portion of Donaldson Road (D112594 Lot 53 to Elizabeth Street) is renamed to Longview Road.”

CARRIED

- 14.13 Guideline Introduction – Verge Landscaping and Maintenance Guidelines
 Moved Councillor Strudwicke Seconded Councillor Lush **2021/ 031**
“that Council endorses resolution 2020/026 of the Infrastructure and Environment Committee and in doing so adopts the draft Verge Landscaping and Maintenance Guidelines as presented as Attachment 1 to this Report.”

CARRIED

14.14 2021/2022 Annual Business Plan, Budget and 2022-2031 Long Term Financial Plan Development Framework

Moved Councillor Boon Seconded Councillor Di Troia 2021/ 032

“that Council, having considered Item 14.14 – 2021/2022 Annual Business Plan, Budget and 2022 – 2031 Long Term Financial Plan Development Framework, dated 27 January 2021, receives and notes the report and in doing so:

1. **Endorses the schedule set out in Table 2 within this Report as the process to be undertaken in the preparation of the 2021/2022 Annual Business Plan, 2021/2022 Budget and the review of 10-Year Long Term Financial Plan, subject to any date changes that the Chief Executive Officer determines necessary and**
2. **Endorse the following budget parameters and assumptions for the purpose of preparing the draft 2021/2022 Annual Business Plan and Budget:**
 - **Rates modelling based on 1.25% increase in average existing rates (subject to the outcome of the Rates Review)**
 - **The Recurrent Operating Budget be prepared based on “business as usual” basis;**
 - **Maximum Material, Contracts and Other Expenses cost escalation be set at 1.25% in the absence of any other reliable way of estimating such expenses;**
 - **Salaries and wages to be determined as per the outcome of the Enterprise Bargaining Agreement negotiations and additional budget bids for labour resourcing;**
 - **Fees and charges not set by legislation and decided by the Council be increased by 1.25% as a minimum;**
 - **New Capital Projects to be considered and approved within the constraints of the LTFP;**
 - **New services and one off projects to be funded through Rate Revenue increases or by expenditure savings;**
 - **New capital projects are funded through a mixture of rate increases, expenditure savings, new grant funding and long term borrowings; and**
 - **Council will continue to review its operations to identify costs savings and productivity improvements.”**

CARRIED UNANIMOUSLY

15. REPORTS FOR INFORMATION

15.1 Council Resolutions – Status Report

Moved Councillor Daniele Seconded Councillor Keen 2021/ 033

“that Council, having considered Item 15.1 – Council Resolutions – Status Report, dated 27 January 2021, receives and notes the report.”

CARRIED

15.2 Two Wells Village Green – Monthly Report – January 2021

Moved Councillor Boon Seconded Councillor Daniele 2021/ 034

“that Council, having considered Item 15.2 – Two Wells Village Green – Monthly Report – January 2021, dated 27 January 2021 receives and notes the report.”

CARRIED

- 15.3 Drought Communities Programme – Monthly Report – January 2021
 Moved Councillor Daniele Seconded Councillor Di Troia **2021/ 035**
“that Council, having considered Item 15.3 – Drought Communities Programme – Monthly Report – January 2021, dated 27 January 2021 receives and notes the report.”
CARRIED
- 15.4 Planning Reform Update – January 2021
 Moved Councillor Daniele Seconded Councillor Di Troia **2021/ 036**
“that Council, having considered Item 15.4 – Planning Reform Update – January 2021, dated 27 January 2021, receives and notes the report.”
CARRIED
- 15.5 Gawler River Floodplain Management Projects – State Government Budget Commitment
 Moved Councillor Lush Seconded Councillor Keen **2021/ 037**
“that Council, having considered Item 15.5 – Gawler River Floodplain Management Projects – State Government Budget Commitment, dated 27 January 2021, receives and notes the report.”
CARRIED
- 15.6 Light & Adelaide Plains Region Economic Development Authority – Regional Subsidiary Charter
 Moved Councillor Keen Seconded Councillor Lush **2021/ 038**
“that Council, having considered Item 15.6 – Light & Adelaide Plains Region Economic Development Authority – Regional Subsidiary Charter, dated 27 January 2021, receives and notes the report.”
CARRIED
- 15.7 Mallala and District Lions Club – Request to Relocate to the Mallala Camp Ground
 Moved Councillor Keen Seconded Councillor Lush **2021/ 039**
“that Council, having considered Item 15.7 – Mallala and District Lions Club – Request to Relocate to the Mallala Camp Ground, dated 27 January 2021 receives and notes the report.”
CARRIED
- 9. DEPUTATIONS**
- The Mayor sought leave of the meeting to hear a deputation from Mr Anthony Flaherty OAM, spokesperson for the Two Wells Community Returned Services League (RSL). Leave was granted.
- 9.3 Mr Anthony Flaherty OAM gave a 12 minute deputation in relation to a request for upgrades to the building occupied by the Two Wells Community RSL.

- 15.8 Library and Community Services – Quarterly Report – October to December 2020
 Moved Councillor Boon Seconded Councillor Keen **2021/ 040**
“that Council, having considered Item 15.8 – Library and Community Services – Quarterly Report – October to December 2020, dated 27 January 2021, receives and notes the report.”
CARRIED
- 15.9 Aerodrome Road Reseal/Upgrade Options
 Moved Councillor Panella Seconded Councillor Lush **2021/ 041**
“that Council, having considered Item 15.9 – Aerodrome Road Reseal/Upgrade Options, dated 27 January 2021, receives and notes the report.”
CARRIED
- 15.10 Projects Expected to be Carry Over to 2021/2022 Financial Year
 Moved Councillor Daniele Seconded Councillor Di Troia **2021/ 042**
“that Council, having considered Item 15.10 – Projects Expected to be Carry Over to 2021/2022 Financial Year, dated 27 January 2021, receives and notes the report.”
CARRIED
16. **QUESTIONS ON NOTICE**
 Nil
17. **QUESTIONS WITHOUT NOTICE**
 Not recorded in Minutes in accordance with Regulation 9(5) of the *Local Government (Procedures at Meetings) Regulations 2013*.
18. **MOTIONS ON NOTICE**
- 18.1 Lift From Table – Item 14.4 – Policy Review – Short Stay Accommodation Policy – Outcome of Public Consultation
 Moved Councillor Keen Seconded Councillor Boon **2021/ 043**
“that Item 14.4 – Policy Review – Short Stay Accommodation Policy – Outcome of Public Consultation, dated 26 October 2020 be lifted from the table.”
CARRIED
- Councillor Keen disconnected from the meeting at 8.08pm.
- 18.1 Moved Councillor Panella Seconded Councillor Boon **2021/ 044**
“that the Chief Executive Officer facilitate an informal gathering with Council Members in order to workshop Council’s policy position in relation to short stay accommodation.”
 Councillor Keen reconnected to the meeting at 8.12pm.
CARRIED

19. MOTIONS WITHOUT NOTICE

Nil

20. URGENT BUSINESS

Nil

Councillor Keen disconnected from the meeting at 8.20pm and did not return.

21. CONFIDENTIAL ITEMS

21.1 Crown Land, Two Wells Update – January 2021

Moved Councillor Di Troia Seconded Councillor Boon **2021/ 045**

“that:

1. Pursuant to section 90(2) of the Local Government Act 1999, Council orders that all members of the public, except Chief Executive Officer, Acting General Manager – Governance and Executive Office, General Manager – Finance and Business, General Manager – Infrastructure and Environment, General Manager – Development and Community, Administration and Executive Support Officer/Minute Taker and Information Technology Officer be excluded from attendance at the meeting of Council for Agenda Item 21.1 – *Crown Land, Two Wells Update – January 2021*;
2. Council is satisfied that pursuant to section 90(3)(b) of the Local Government Act 1999, Item 21.1 – *Crown Land, Two Wells Update – January 2021* concerns commercial information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting business, or to prejudice the commercial position of Council, being information relating to ongoing negotiations in relation to Crown Land at Two Wells; and
3. Council is satisfied that the principle that Council meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”

CARRIED

21.1 Moved Councillor Di Troia Seconded Councillor Daniele **2021/ 046**

“that Council, having considered Item 21.1 – *Crown Land, Two Wells Update – January 2021* dated 27 January 2021, receives and notes the report.”

CARRIED

- 21.1 Moved Councillor Lush Seconded Councillor Boon 2021/ 047
- “that Council, having considered the matter of Item 21.1 – *Crown Land, Two Wells Update – January 2021* in confidence under sections 90(2) and 90(3)(b) of the *Local Government Act 1999*, resolves that:**
1. The report pertaining to Item 21.1 – *Crown Land, Two Wells Update – January 2021* confidential and not available for public inspection until further order of the Council;
 2. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every 12 months; and
 3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Committee delegates the power to revoke this confidentiality order to the Chief Executive Officer.”
- CARRIED**

- 21.2 Infrastructure and Environment Committee – Independent Membership
- Moved Councillor Parker Seconded Councillor Boon 2021/ 048
- “that:**
1. Pursuant to section 90(2) of the *Local Government Act 1999*, the Infrastructure and Environment Committee orders that all members of the public, except Chief Executive Officer, Acting General Manager – Governance and Executive Office, General Manager – Infrastructure and Environment, General Manager – Development Community, General Manager – Finance and Business, Administration and Executive Support Officer/Minute Taker and Information Technology Officer be excluded from attendance for Agenda Item 21.2 – *Infrastructure and Environment Committee – Independent Membership*;
 2. Council is satisfied that pursuant to section 90(3)(a) of the *Local Government Act 1999*, Item 21.2 – *Infrastructure and Environment Committee – Independent Membership* concerns information of a confidential nature the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person, constituting information relevant to the applicants’ potential appointment and suitability for a position on the Infrastructure and Environment Committee and it would be unreasonable to disclose this information as part of the confidential recruitment process; and
 3. Council is satisfied that the principle that meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”

CARRIED

- 21.2 Moved Councillor Parker Seconded Councillor Boon 2021/ 049
- “that Council, having considered Item 21.2 – *Infrastructure and Environment Committee – Independent Membership*, dated 27 January 2021, receives and notes the report and in doing so, appoints Mr Howard Lacy as an Independent Member to the Infrastructure and Environment Committee for a two (2) year term of office from January 2021 to January 2023.”**

CARRIED

21.2 Moved Councillor Boon Seconded Councillor Lush 2021/ 046

“that Council, having considered the matter of Agenda Item 21.2 – *Infrastructure and Environment Committee – Independent Membership* in confidence under sections 90(2) and 90(3)(a) of the Local Government Act 1999, resolves:

1. That the staff report and the minutes pertaining to Agenda Item 21.2 – *Infrastructure and Environment Committee – Independent Membership* remain confidential and not available for public inspection until the applicants for positions on the Infrastructure and Environment Committee have been advised of the outcome of their application;
2. That Attachment 1 and Attachment 2 pertaining to Agenda Item 21.2 – *Infrastructure and Environment Committee – Independent Membership* remain confidential and not available for public inspection until further order of Council;
3. Pursuant to section 91(9)(a) of the Local Government Act 1999, the confidentiality of the matter will be reviewed every 12 months; and
4. Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke this confidentiality order to the Chief Executive Officer.”

CARRIED

22. CLOSURE

There being no further business, the Mayor declared the meeting closed at 8.46pm.

Confirmed as a true record.

Mayor:

Date: ___/___/___