MINUTES

of the

Infrastructure and Environment Committee

of the

Adelaide Plains Council

Pursuant to the provisions of section 88 (1) of the
Local Government Act 1999

HELD IN

Council Chamber
Redbanks Road, Mallala

on

Monday 15 August 2022 at 6.30pm

The Chairperson formally declared the meeting open at 6.34pm.

1. ATTENDANCE

1.1 **Present:**

Mr Richard Dodson	Chairperson
Mr Howard Lacy – *by electronic means*	Independent Member
Councillor Terry-Anne Keen	Mallala/Dublin Ward
Councillor John Lush	Mallala/Dublin Ward
Councillor Kay Boon – *by electronic means*	Two Wells Ward
Councillor Brian Parker	Lewiston Ward

Also in Attendance:

Chief Executive Officer	Mr James Miller
General Manager – Infrastructure and Environment	Mr Thomas Jones
Acting General Manager – Governance and Executive Office	Ms Alyssa Denicola
Administration Support Officer – Infrastructure and Environment/ Minute Taker	Ms Lauren Bywaters
Administration and Executive Support Officer	Ms Stacie Shrubsole
Design Director, Hickinbotham Group *(for Item 13.1)*	Ms Ruth Vagnarelli
Land Development Manager, Hickinbotham Group *(for Item 13.1)*	Mr Gillies Wilson

1.2 **Apology:**

Mayor Mark Wasley	
Councillor Frank Maiolo	Two Wells Ward
Councillor Margherita Panella	Lewiston Ward

2. CONFIRMATION OF MINUTES

2.1 Infrastructure and Environment Committee Meeting – 15 June 2022

Committee Resolution

Moved Councillor Parker Seconded Councillor Boon **2022/ 018**

"that the minutes of the Infrastructure and Environment Committee meeting held on Wednesday 15 June 2022 (MB Folios 88 to 93, inclusive), be accepted as read and confirmed."

CARRIED

3. BUSINESS ARISING

Nil

4. DECLARATION OF MEMBERS' INTERESTS

Nil

5. ADJOURNED ITEMS

Nil

The Chairperson sought leave of the meeting, pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013*, to bring forward Item 13.1 – *Mallala Road Roundabout – August 2022*. Leave was granted.

13. CONFIDENTIAL ITEM

13.1 Mallala Road Roundabout – August 2022

Committee Resolution

Moved Councillor Keen Seconded Councillor Parker **2022/ 019**

"that:

1. **Pursuant to section 90(2) of the Local Government Act 1999, the Committee orders that all members of the public, except Chief Executive Officer, Acting General Manager – Governance and Executive Office, General Manager – Infrastructure and Environment, Administration Support Officer Infrastructure and Environment/Minute Taker, Administration and Executive Support Officer Ruth Vagnarelli, Design Director – Hickinbotham Group and Gillies Wilson, Land Development Manager – Hickinbotham Group be excluded from attendance at the meeting of the Infrastructure and Environment Committee for Agenda Item 13.1 – Mallala Road Roundabout – August 2022;**
2. **The Committee is satisfied that pursuant to section 90(3)(b) and 90(3)(h) of the Local Government Act 1999, Item 13.1 – Mallala Road Roundabout – August 2022 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 Mallala Road Roundabouts second deed of variation; and

3. **The Committee 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

Gillies Wilson, Hickinbotham Group, gave a nine minute presentation to the Committee in relation to ongoing negotiations regarding construction of the Mallala Road Roundabout.

Ruth Vagnarelli and Gillies Wilson, Hickinbotham Group, left the meeting at 6.53pm and did not return.

Councillor Boon disconnected from the meeting at 7:04pm.

Councillor Boon reconnected to the meeting at 7:06pm.

13.1 **Committee Resolution**

Moved Councillor Parker Seconded Councillor Keen **2022/ 020**

"that the Infrastructure and Environment Committee, having considered Item 13.1 – *Mallala Road Roundabout – August 2022*, dated 15 August 2022, receives and notes the report and in doing so recommends to Council that it:

1. **Acknowledges the capped Department Infrastructure and Transport (DIT) contribution towards the roundabout proposed for Old Port Wakefield Road and Mallala Road, Two Wells at $731,000 with land acquisition costs and additional costs (associated with staged construction) to be the responsibility of, and borne entirely by DIT;**
2. **Acknowledges that within its 2022/2023 Annual Business Plan and Budget, a $500,000 allocation has been set aside for Councils share of the proposed roundabout;**
3. **Acknowledges that $439,500 has been secured through the Federal funding stream Heavy Vehicle Safety and Productivity Program, and expires December 2022;**
4. **Acknowledges that until land acquisition has occurred there is no surety that Council's cost may not escalate beyond $500,000; and**
5. **In the event that Council's contribution of $500,000 is exceeded, reserves the right to explore the raising of a separate rate, under *Local Government Act 1999*, over Liberty as a means to recouping costs."**

CARRIED

Released from Confidence

13.1 **Committee Resolution**

Moved Councillor Keen Seconded Councillor Lush **2022/ 021**

"that the Infrastructure and Environment Committee, having considered Item 13.1 – *Mallala Road Roundabout – August 2022*, dated 15 August 2022 recommends to Council that it:

1. **Adopts the amended Second Deed of Variation presented at Attachment 2 to this Report with the following amendments:**
    a. **Retain the word 'Reasonable' (page 65) and**
    b. **Removal of any reference relating to reworking costs (page 65 and 67);**
2. **Instructs the Chief Executive Officer to write to the Department Infrastructure and Transport (DIT) advising of amended Second Deed of Variation; and**
3. **Instructs the Chief Executive Officer to write to Hickinbotham Group advising that Council's contribution, in its entirety, is to be allocated to Stage 1 and Council's entire monetary contribution is to be acquitted by December 2022."**

CARRIED

13.1 **Committee Resolution**

Moved Councillor Keen Seconded Councillor Parker **2022/ 022**

"that the Infrastructure and Environment Committee, having considered the matter of Item 13.1 – *Mallala Road Roundabout – August 2022* in confidence under sections 90(2), 90(3)(b) and 90(3)(h) of the Local Government Act 1999, resolves that:

1. **The report, Attachment 1 and minutes of the meeting pertaining to Item 13.1 – *Mallala Road Roundabout – August 2022* remain 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

Released from Confidence

6. REPORTS FOR DECISION

6.1 Mallala Community Wastewater Management Scheme

Committee Resolution

Moved Councillor Parker Seconded Councillor Boon **2022/ 023**

"that Infrastructure and Environment Committee, having considered Item 6.1 – *Mallala Community Wastewater Management Scheme*, dated 15 August 2022, receives and notes the report and in doing so recommends to Council that it instructs the Chief Executive Officer to write to the Chair of the LGA CWMS Board requesting that the Mallala CWMS infrastructure shortfall ($942,000) identified within Attachment 1 to this report be fully funded by the LGA CWMS program."

CARRIED

6.2 Undergrounding of Power – Two Wells Main Street

Committee Resolution

Moved Councillor Parker Seconded Councillor Lush **2022/ 024**

"that Infrastructure and Environment Committee, having considered Item 6.2 – *Undergrounding of Power – Two Wells Main Street*, dated 15 August 2022, receives and notes the report and in doing so recommends to Council that it:

1. **Instructs the Chief Executive Officer to progress with centre median lighting for stage 2 design, noting that community consultation will be a necessary first step in the process prior to arriving at a final determination; and**
2. **Acknowledges that further reports will be presented to Council on the progress of the Undergrounding of Power – Two Wells Main Street."**

CARRIED

6.3 Crown Land Development – Meaney Road

Committee Resolution

Moved Councillor Boon Seconded Councillor Keen **2022/ 025**

"that the Infrastructure and Environment Committee, having considered Item 6.3 – *Crown Land Development – Meaney Road*, dated 15 August 2022, receives and notes the report and in doing so recommends to Council that it instructs the Chief Executive Officer to undertake the necessary process to enable the development of CR6249/280 for stormwater and passive recreation uses."

CARRIED

6.4 Lewiston Land Division – Road Naming

Councillor Boon disconnected from the meeting at 7.57pm.

Committee Resolution

Moved Councillor Parker Seconded Councillor Keen **2022/ 026**

"that the Infrastructure and Environment Committee, having considered Item 6.4 – *Lewiston Land Division – Road Naming*, dated 15 August 2022, receives and notes the report and in doing so recommends to Council that it assign the road name Wake Road to the road reserve marked Lot 103 – Blue line (St Andrews Road to Western boundary of Land division) as set out within Attachment 1 to this Report."

CARRIED

Councillor Boon reconnected to the meeting at 7.58pm.

6.4 **Committee Resolution**

Moved Councillor Lush Seconded Councillor Parker **2022/ 027**

"that the Infrastructure and Environment Committee, having considered Item 6.4 – *Lewiston Land Division – Road Naming*, dated 15 August 2022, recommends to Council that it assign the road name Gazzola Court to the road reserve marked Lot 104 – Red line (Lot 103 to Western boundary of Land division) as set out within Attachment 1 to this Report."

CARRIED

6.4 **Committee Resolution**

Moved Councillor Parker Seconded Councillor Boon **2022/ 028**

"that the Infrastructure and Environment Committee, having considered Item 6.4 – *Lewiston Land Division – Road Naming*, dated 15 August 2022, recommends to Council that it assign the road name Fielke Road to the road reserve marked Lot 105 – Green Line (St Andrews Road to Lot 103) as set out within Attachment 1 to this Report."

CARRIED

7. REPORTS FOR INFORMATION

7.1 Committee Resolutions

Committee Resolution

Moved Councillor Parker Seconded Councillor Keen **2022/ 029**

"that the Infrastructure and Environment Committee, having considered Item 7.1 – *Committee Resolutions*, dated 15 August 2022, receives and notes the report."

CARRIED

7.2 Two Wells Township CWMS

Committee Resolution

Moved Councillor Keen Seconded Councillor Boon **2022/ 030**

"that the Infrastructure and Environment Committee, having considered Item 7.2 – *Two Wells Township CWMS*, dated 15 August 2022, receives and notes the report."

CARRIED

7.3 Parham Esplanade – Construction and Sealing Design

Committee Resolution

Moved Councillor Parker Seconded Councillor Boon **2022/ 031**

"that the Infrastructure and Environment Committee, having considered Item 7.3 – *Parham Esplanade – Construction and Sealing Design*, dated 15 August 2022, receives and notes the report."

CARRIED

8. QUESTIONS ON NOTICE

Nil

9. QUESTIONS WITHOUT NOTICE

Not recorded in Minutes in accordance with Regulation 9(5) of the *Local Government (Procedures at Meetings) Regulations 2013.*

10. MOTIONS ON NOTICE

Nil

11. MOTIONS WITHOUT NOTICE

Nil

12. URGENT BUSINESS

Nil

14. NEXT MEETING

6:30pm Wednesday 7 December 2022

15. CLOSURE

There being no further business, the Chairperson declared the meeting closed at 8.10pm

Confirmed as a true record.

Chairperson:.....

Date: 16/03/2023