

**MINUTES OF THE COUNCIL MEETING OF THE CITY OF TEA TREE GULLY
HELD ON TUESDAY 12 APRIL 2022 AT 7.01PM
IN THE COUNCIL CHAMBERS, 571 MONTAGUE ROAD, MODBURY**

1. Opening Prayer and Welcome

The Mayor read the Opening Prayer and Acknowledgement of Country Statement.

2. Attendance Record:

2.1 Present

His Worship Mayor K Knight, Crs B Rankine, B Keane, J Lintvelt, L Jones, R Unger, L Petrie, R Coleman, P Field, S Keane and K Foreman.

2.2 Apologies

Cr D Wyld.

2.3 Leave of Absence

Nil

2.4 Record of Officers in Physical Attendance onsite

Mr J Moyle	Chief Executive Officer
Mrs C Neil	Director Community & Cultural Development
Mr T Harfield	Director Assets & Environment
Ms I Cooper	Manager Governance and Policy
Mrs D Taglierini	Governance Advisor
Mr J Robbins	Manager Finance & Rating Operations
Mrs R Baines	Team Leader Financial Accounting
Mrs I Wilkshire	Manager City Strategy
Mrs C Gill	Senior Strategy Planner
Mr A Kelly	Group Coordinator, Civil & Building Projects
Mr M Zunic	Buildings Project Manager
Mr J Foong	Group Coordinator Water, Waste & Environment
Mr B Snodgrass	Senior Events Officer
Mr T Amato	Acting Manager Customer & Communications
Mr G D'Aloia	Manager Civil Assets

Record of Officers in Attendance via Electronic Means (audio-visual link)

Mr R McMahon Director Organisation Services & Excellence
Ms S Koolen Technical Officer, Biodiversity

2.5 Record of Number of Persons in the Public Gallery – Physical Attendance

3 Attendees

2.6 Record of Media in Physical Attendance

Nil

3. Confirmation of Minutes to the Previous Meeting

Moved Cr S Keane, Seconded Cr Coleman

That the Minutes of the Council Meeting held on 22 March 2022 be confirmed as a true and accurate record of proceedings.

Carried Unanimously (1183)

4. Public Forum - Nil

5. Deputations

5.1 Deputation - Farewell from former Cr Olivia Savvas - Balmoral Ward (D22/24468)

During the discussion, Cr Rankine left the meeting at 7.16pm.

Olivia Savvas addressed Council regarding her resignation from her position as Balmoral Ward Councillor, after being declared as the new State Member for Newland on 29 March 2022, to say thank you and farewell as a councillor of Council.

6. Presentations - Nil

7. Petitions - Nil

8. Declaration of Conflicts of Interests – Nil

9. Adjourned Business - Nil

10. Motions Lying on the Table - Nil

11. Committee Reports

Service Review Committee - Nil

Audit Committee

11.1 Recommendations from the Audit Committee Meeting held on 30 March 2022

Asset Management Policy (D22/1290)

Moved Cr Field, Seconded Cr Unger

That the “Asset Management Policy” as reviewed by the Audit Committee Meeting on 30 March 2022 be adopted.

Carried Unanimously (1184)

Cr Rankine was not present for the vote.

Treasury Report on Council Funding (D22/16550)

Moved Cr Field, Seconded Cr Unger

That having considered the report entitled “Treasury Report on Council Funding” dated 30 March 2022, Council pursuant to Section 44 (3)(c) of the Local Government Act 1999 authorises the Chief Executive Officer to:

1. Upon maturity, close the Convertible Cash Advance Debenture (CAD) 197 with a drawdown facility limit by \$8m.
2. Apply for a new CAD facility from LGFA with a facility limit of \$6m.
3. Upon receiving the loan agreements authorises the execution of the new facility including:
 - a. Authorising the Chief Executive Officer to sign
 - b. Authorising the Mayor to sign
 - c. Affixing the Common Seal of City of Tea Tree Gully.

Carried Unanimously (1185)

Cr Rankine was not present for the vote.

Governance and Policy Committee

11.2 Recommendations from Governance and Policy Committee on 29 March 2022

Council's Corporate Publications Policy (D22/13865)

During the moving of the motion, Cr Rankine re-entered the meeting at 7.26pm.

Moved Cr Field, Seconded Cr Petrie

That the “Council's Corporate Publications Policy ” as reviewed by the Governance and Policy Committee on 29 March 2022 be adopted as amended.

Carried Unanimously (1186)

Elected Member Training and Development Policy (D21/92508)

Moved Cr Petrie, Seconded Cr Field

That the “Elected Member Training and Development Policy ” as reviewed by the Governance and Policy Committee on 29 March 2022 be adopted as amended.

Carried Unanimously (1187)

CEO Performance and Remuneration Review Committee - Nil

Traffic Management Safety Committee

11.3 Recommendations from Traffic Management Safety Committee Meeting held on 6 April 2022

Proposed Traffic Management Capital Works Program 2022-2023 (D21/108432)

During the debate, Cr Field left the meeting at 7.23pm and re-entered the meeting at 7.28pm.

Moved Cr Coleman, Seconded Cr S Keane

That having considered the report titled “Proposed Traffic Management Capital Works Program 2022-2023” and dated 6 April 2022 that a budget allocation of \$250,000 be included in the draft 2022-23 capital works budget to fund the following projects (subject to final designs and costings):

1. Doradus Avenue, St Agnes – Improved access/egress
2. Gold Court, Modbury – Parking bay construction
3. Caroon Avenue, Modbury Heights – Replace the Pedestrian Actuated Crossing Controller Box
4. Haines Road, Tea Tree Gully (across from CFS Station) – Construct off-street parking
5. Snake Gully Bridge widening investigation - One Tree Hill Road, Gould Creek
6. Strategic Bicycle Plan – Update

Leave of the meeting was sought with the consent of the mover and seconder to vary the motion to:

- *Point 1 add “Australia Avenue, Modbury” at the beginning*
- *Point 1 add Hope Valley as an additional suburb*
- *Point 2 add “North” after Modbury.*

Leave was granted.

Motion as varied

That having considered the report titled “Proposed Traffic Management Capital Works Program 2022-2023” and dated 6 April 2022 that a budget allocation of \$250,000 be included in the draft 2022-23 capital works budget to fund the following projects (subject to final designs and costings):

1. Australia Avenue, Modbury / Doradus Avenue, St Agnes/Hope Valley – Improved access/egress
2. Gold Court, Modbury North – Parking bay construction

3. Carroona Avenue, Modbury Heights – Replace the Pedestrian Actuated Crossing Controller Box
4. Haines Road, Tea Tree Gully (across from CFS Station) – Construct off-street parking
5. Snake Gully Bridge widening investigation - One Tree Hill Road, Gould Creek
6. Strategic Bicycle Plan – Update

Carried Unanimously (1188)

2023-2024 Capital Works Item - Hillside Avenue, Highbury - Curb Amendments

Moved Cr Coleman, Seconded Cr B Keane

That a \$30,000 provision be considered for inclusion in the draft Capital Works Program for 2023-2024 for Hillside Avenue, Highbury – Curb amendments.

Carried Unanimously (1189)

12. Management Reports

Office of the Chief Executive Officer

12.1 Unsolicited Proposal - Council reserve - 13 and 21-27 Valiant Road, Holden Hill (D22/18555)

Moved Cr Unger, Seconded Cr Field

Option B – Potential Lease

That Council resolves to:

- a. Provide “in principle” support to proceed with the potential lease of Allotment 16 in D9917 in Certificate of Title 5274/794 and Allotment 22 in D9918 in Certificate of Title 5274/798 of O-Bahn Linear Park South located at 13 and 21-27 Valiant Road, Holden Hill, as identified in Attachment 1 of the report titled “Unsolicited Proposal – Council Reserve – 13 and 21-27 Valiant Road, Holden Hill,” and dated 12 April 2022, pending the outcome of negotiations with Rafnix Pty Ltd.
- b. Authorise the Chief Executive Officer to enter into a Deed of Undertaking with Rafnix Pty Ltd for the recovery of Council’s costs associated with the Community Land Management Plan amendment and drafting of a lease agreement for the land identified in Attachment 1 of the report titled

“Unsolicited Proposal – Council Reserve – 13 and 21-27 Valiant Road, Holden Hill,” and dated 12 April 2022.

- c. Authorise the Chief Executive Officer to prepare a lease agreement for the portion of O-Bahn Linear Park South identified in Attachment 1 of the report titled “Unsolicited Proposal – Council Reserve – 13 and 21-27 Valiant Road, Holden Hill,” and dated 12 April 2022, having negotiated the proposed terms with Rafnix Pty Ltd, and to present the draft agreement for Council’s further consideration.
- d. Request the Chief Executive Officer to prepare a Community Engagement Strategy for the statutory consultation required under sections 198 and 202 of the Local Government Act 1999 for the amendment to the Community Land Management Plan and long-term lease of the land identified in Attachment 1 of the report titled “Unsolicited Proposal – Council Reserve – 13 and 21-27 Valiant Road, Holden Hill,” and dated 12 April 2022, and to present the strategy to Council for further consideration.
- e. Request the CEO to consult with SA Water regarding their requirements prior to a Community Engagement Strategy being presented to Council for consideration.

Carried Unanimously (1190)

Assets & Environment

12.2 Wildlife Virtual Fencing Trial partnership with 1300KOALAZ and University of Adelaide (D22/21378)

Moved Cr Jones, Seconded Cr Lintvelt

That Council having considered the report titled “Wildlife Virtual Fencing Trial Partnership with 1300KOALAZ and University of Adelaide” and dated 12 April 2022:

1. Supports grant applications to fund the University of Adelaide Virtual Fencing (VF) including as a sponsor/partner with of 1300KOALAZ.
2. Supports the in-kind contribution of Council staff in undertaking the VF trial project including installation and maintenance of the Virtual Fencing (VF) at the Range Road North operational test site.
3. Requests a management report to be brought back to Council for further consideration if the application for funding is unsuccessful.

Carried Unanimously (1191)

12.3 Outcomes from Community Engagement for the Development of Two (2) New Toilets on the River Torrens Linear Park (D22/22757)

Moved Cr Field, Seconded Cr Coleman

That Council, having considered the report entitled “Outcomes from Community Engagement for the Development of Two (2) New Toilets on the River Torrens Linear Park” and dated 12 April 2022, resolves to:

1. Construct a new toilet at the location shown as Location 2 Option C: Orange Grove Circuit (near Shepley Court), Dernancourt.
2. Amend the Dernancourt/ Highbury River Torrens Linear Park Community Land Management Plan, as described in Attachment 2 of the report titled “Outcomes from Community Engagement for the Development of Two (2) New Toilets on the River Torrens Linear Park” and dated 12 April 2022.
3. Write to the Minister for Planning as the owner of the land at Lot 2 Nursery Way Highbury (Parcel 23783) requesting approval to construct a toilet at the location shown in the abovementioned report as Location 1 Option B: End of Nursery Way, Highbury.
4. That in the event the Minister for Planning approves the construction, the Chief Executive Officer be authorised to proceed.

Carried Unanimously (1192)

12.4 Water Sustainability Grant Funding - Extension of Recycled Water Network Deed of Agreement (D22/26340)

During the moving of the motion, Cr Jones left the meeting at 8.40pm and re-entered the meeting during the seconding of the motion at 8.44pm.

Moved Cr B Keane, Seconded Cr Petrie

That Council having considered the report titled “Water Sustainability Grant Funding – Extension of Recycled Water Network Deed of Agreement” and dated 12 April 2022:

1. Accepts the grant funding offer of \$95,000 from the Green Adelaide Board
2. Allocates \$30,000 to undertake Dry Creek Expansion of Recycled Water Scheme Stage 1 in the 2021-2022 financial year to be allocated from the Projects to be Grant Funded line
3. Allocates \$85,000 to undertake Dry Creek Expansion of Recycled Water Scheme Stage 2 in the 2022-2023 financial year to be allocated from the Projects to be Grant Funded line
4. Authorises the Chief Executive Officer or delegate to sign and seal the Grant Deed as necessary as to execute the Deed with the Green Adelaide Board.

Carried Unanimously (1193)

Organisational Services & Excellence

12.5 Major and Activation Events for Financial Year 2022-2023 (D22/17436)

During the debate, Cr Field left the meeting at 8.54pm and re-entered at 8.55pm.

Moved Cr Unger, Seconded Cr Field

That having considered the report titled “Major and Activation Events for Financial Year 2022-2023” and dated 12 April 2022 that Council approves the Major Event (with Fireworks at Carols) and Activation program and budget allocation of \$506,050 (net of sponsorship).

Carried Unanimously (1194)

The Mayor sought leave of the meeting to bring forward the management reports titled: “Fees & Charges Register Financial Year Ending 30 June 2023” and “Draft Capital Works Program for Financial Year Ending June 2023”. Leave was granted.

12.6 Fees & Charges Register Financial Year Ending 30 June 2023 (D22/20710)

Moved Cr Field, Seconded Cr B Keane

1. That Council adopts the updated Fees and Charges Register as detailed in Attachment 1 of the report entitled “Fees & Charges Register Financial Year Ending June 2023” and dated 12 April 2022, noting that any statutory fees or charges in the register will be amended throughout the year as Council is informed of the changes.
2. That the fees and charges become effective from 1 July 2022 unless they are a statutory fee or charge with an alternate legislated commencement date.

Carried Unanimously (1195)

12.7 Draft Capital Works Program for Financial Year Ending June 2023 (D22/20756)

Moved Cr Jones, Seconded Cr Field

1. That Council sets funding allocation for a Capital Works Program of \$36.213m for Financial Year Ending June 2023 noting a 3.0% general rate revenue increase, excluding growth, is required to fund this program.
2. That the draft Capital Works Program for financial year ending 30 June 2023 includes all projects listed in Attachment 1 of the report entitled “Draft Capital Works Program for Financial Year Ending June 2023” and dated 12 April 2022 subject to the following amendments:
 - a. Project 230075 - Sports Field Floodlighting - to be reduced by \$126k from \$500k to \$374k.
 - b. Project 230163 - Palomino Reserve Playground, Wynn Vale – design to be reduced by \$20k from \$40k to \$20k.
 - c. Add new project - Endurance Reserve Vista – Concept plan - \$20k
 - d. Add new project Otama Road Fairview Park footpath - \$26k
 - e. Add new project The Heights School, Modbury Heights Traffic study stage 1 works - \$100k
 - f. Correcting the name for project 230113 - to be Grand Junction Road Streetscape Upgrade, Hope Valley (between Awoonga Road and Valley Road)

Carried Unanimously (1196)

12.8 Draft Operating Budget Financial Year Ending June 2023 (D22/20221)

Moved Cr Field, Seconded Cr Unger

That Council adopts the proposed draft Budget for Financial Year Ending 30 June 2023, as detailed in Attachment 1 of the report titled “Draft Operating Budget Financial Year Ending June 2023” and dated 12 April 2022 for inclusion in the draft Annual Business Plan 2022-2023.

Carried Unanimously (1197)

Community & Cultural Development - Nil

13. Notice(s) of Motions - Nil

14. Motions without Notice - Nil

15. Questions on Notice - Nil

16. Questions without Notice

17. Mayor's Report - Nil

18. Council Delegates and Activities Report

18.1 Cr Coleman - Delegates Report - Murray Darling Association

Council received the delegates report from Cr Coleman.

19. Information Reports

The following Information reports were received at the meeting:

19.1 Notification from CEO - Resignation of Cr Olivia Savvas - Vacancy in Balmoral Ward (D22/24480)

19.2 Call for nominations - Power Line Environment Committee (D22/25101)

19.3 Policies adopted by the Governance and Policy Committee under Delegation - 29 March 2022 (D22/25150)

19.4 Review of Council's Major Events and Activation program for the 2021-2022 financial year (D22/25393)

20. Status Report on Resolutions

20.1 Status Report on Council Resolutions (D22/19872)

Council received the Status Report on Council Resolutions

21. Other Business - Nil

22. Section 90(2) Local Government Act 1999 – Confidential Items - Nil

23. Date of Next Ordinary Meeting

26 April 2022

The Mayor declared the meeting closed at 9.19pm.

Confirmed.....
Mayor 26 April 2022