

MINUTES OF ORDINARY COUNCIL MEETING



MINUTES

**MINUTES OF THE MEETING OF COUNCIL HELD ON 14 MAY 2024
COMMENCING AT 7:01 PM.**

Present: Her Worship the Mayor, C. Boan, Presiding Member
Deputy Mayor, V.J. Tulloch
Councillors, A. Wotton, P. McGregor,
J. den Hartog, S. Vines, K. Mitchell, K.P. Dinh, W. Saeed,
O. Colombo, C.J. Martin, B. Clayton, H. Evans, P. Russell,
M.A. Basham, L. Panayiotou and M.J. Osborn
Chief Executive Officer, M. Withers
Acting Director Community Development, D. Collins
Director City Assets, F. Harvey
Director Corporate Services, A. Dickson
Team Leader Governance, K. Leighton
Senior Governance Project Officer, D. Worden

Kaurna Acknowledgement

Before we begin the proceedings, I would like to acknowledge and pay respect to the Traditional Owners of the land on which we stand, the Kaurna People of the Adelaide Plains. It is upon their ancestral lands that the Port Adelaide Enfield Council meets. It is also The Place of the Kardi, the Emu, whose story travels from the coast inland.

We pay respect to Elders past and present. We respect their spiritual beliefs and connections to land which are of continuing importance to the living Kaurna people of today. We further acknowledge the contributions and important role that Aboriginal people continue to play within our shared community.

1 APOLOGIES

Nil

2 LEAVE OF ABSENCE

Cr. D Wilkins

3 CONFIRMATION OF MINUTES

Cr. Russell moved that the minutes of the meeting of Council held on 9 April 2024, as per copy supplied to Members, be taken as read and confirmed.

Cr. Wotton seconded

CARRIED

4 DECLARATIONS BY MEMBERS OF CONFLICT OF INTEREST

Cr. Osborn declared a general conflict of interest in relation to Item 12.2.4 “Commemorative Event Fund”.

Cr. Osborn declared a general conflict of interest in relation to Item 12.2.5 “Funding Model for Non-Council Operated Community Centres”.

Cr. den Hartog declared a material conflict of interest in relation to Item 12.2.1 “Policy – Use of Public Space”.

Cr. Wotton declared a material conflict of interest in relation to Item 12.2.3 “Events Grant Guidelines – Review of Sunset Clause”.

Cr. Evans declared a material conflict of interest in relation to Item 12.2.5 “Funding Model for Non-Council Operated Community Centres”.

Cr. Panayiotou declared a general conflict of interest in relation to Item 12.2.5 “Funding Model for Non-Council Operated Community Centres”.

Cr. Basham declared a general conflict of interest in relation to Item 12.2.4 “Commemorative Event Fund”.

Cr. Martin declared a general conflict of interest in relation to Item 12.2.4 “Commemorative Event Fund”.

Cr. Mitchell declared a general conflict of interest in relation to Item 12.2.5 “Funding Model for Non-Council Operated Community Centres”.

5 DEPUTATIONS

5.1 Public Hearing for 2024/25 Business Plans

As per Section 123 of the Local Government Act 1999 a council must invite interested persons to attend a public meeting to ask questions, and make submissions, in relation to the Draft Annual Business Plan for a period of at least 1 hour.

Mayor Boan called for anyone wishing to make a submission in relation to the City of Port Adelaide Enfield 2024/25 Business Plans.

Representors addressing the Council:

- Catherine McMahon

6 ADJOURNED DEBATE

6.1 Dune Maintenance Funding

Cr. Tulloch moved that Council resolves that:

1. The report of the Director City Assets titled "Dune Maintenance Funding" be received and noted.
2. In addition to the Draft 2024-2025 budget of \$269,000 for dunes maintenance, Council commits a further \$150,000 per annum for the next three years to support the removal and management of Acacias and Myoporums targeting dense areas between Semaphore South and Outer Harbor.

Cr. McGregor seconded

Cr. Basham moved an amendment as follows:

1. The report of the Director City Assets titled "Dune Maintenance Funding" be received and noted.
2. In addition to the Draft 2024-2025 budget of \$269,000 for dunes maintenance, Council commits a further \$50,000 per annum for the next three years to support the removal and management of Acacias and Myoporums targeting dense areas between Semaphore South and Outer Harbor.
3. A further report is brought back after 12 months.

Cr. Vines seconded

CARRIED UNANIMOUSLY

The amendment became the motion and was

CARRIED UNANIMOUSLY

7 MAYOR'S REPORT

7.1 Mayor's Report - 1 April 2024 to 30 April 2024

Cr. Wotton moved that Council resolves that the report of the Director Corporate Services titled "Mayor's Report - 1 April 2024 to 30 April 2024" be received and noted.

Cr. Martin seconded

CARRIED

8 PETITIONS

9 REPORTS BY COUNCIL DELEGATES

10 QUESTIONS WITHOUT NOTICE

Cr. Osborn moved that the questions and answers are incorporated into the minutes.

Cr. Russell seconded

CARRIED

1. When was the technical issue in our computer systems affecting the submission of customer service requests first noticed?
2. Has any investigation ascertained how long it was a problem before it was identified, ie, how long did it go unnoticed?
3. What is the precise nature of the technical issue?
4. How did the technical issue arise – what was the source?
5. Has the technical issue been completely resolved?
6. If not, when is it estimated that the issue will be resolved?
7. Has the administration engaged one or more third parties to assist with resolving this matter, and – if so – who?
8. How much have we spent to date in responding to this issue, as well as preventing it happening again?

11 QUESTIONS ON NOTICE

12 DIRECTOR OF COMMUNITY DEVELOPMENT REPORTS

12.1 Information Reports

12.1.1 Outstanding Matters - Community Development

Cr. Russell moved that Council resolves that the report of the Director Community Development titled "Outstanding Matters - Community Development" be received and noted.

Cr. Basham seconded

CARRIED

12.1.2 Waste Contractor Performance Monitoring

Cr. Evans moved that Council resolves that:

1. the report of the Director Community Development titled "Waste Contractor Performance Monitoring" be received and noted.
2. the correct missed bin rate for March 2024 being 933 or 0.233% is noted.

Cr. Osborn seconded

CARRIED

12.2 Decision Reports

12.2.1 Policy - Use of Public Space

Pursuant to Section 75 of the Local Government Act, Cr. den Hartog declared a material conflict of interest in relation to this item as his business is required to have an outdoor dining permit and also has a mobile coffee cart. Cr. den Hartog will deal with the material conflict by withdrawing from the chamber.

Cr. den Hartog withdrew from the Chamber at 7.27pm.

Cr. Osborn moved that Council resolves that:

1. The report of the Director Community Development titled "Policy - Use of Public Space" be received and noted.
2. Council Policy CD43 "Use of Public Space" as provided in Attachment 1 is endorsed.
3. Council Policy CA07 "Sale of Goods on Council Land" as provided in Attachment 2 is revoked.
4. Council Policy CD34 "Mobile Food Vendors" as provided in Attachment 3 is revoked.
5. Council Policy CA06 "Outdoor Dining" as provided in Attachment 4 is revoked.

Cr. Evans seconded

CARRIED

12.2.2 Proposed Dog Registration Fees for 2024-25 Financial Year

Cr. den Hartog re-entered the Chamber at 7.31pm.

Cr. Evans moved that Council resolves that:

1. The report of the Director Community Development titled "Proposed Dog Registration Fees for 2024-25 Financial Year" be received and noted.
2. A maximum fee of \$108.00 per dog will apply for registration of a Non-Standard dog for the 2024-25 financial year.
3. A fee of \$54.00 will apply for registration of a Standard dog (desexed and microchipped) for the 2024-25 financial year.
4. The following discretionary fees will apply for registration of dogs for the 2024-25 financial year:
 1. 50% rebate for concession card holders
 2. 50% rebate for pensioner card holders
 3. \$108.00 per dog for 1st four business dogs (no additional rebates)
 4. \$540.00 flat fee for 5-10 business dogs (no additional rebates)
 5. \$1,188.00 flat fee for 11-20 business dogs (no additional rebates)
 6. \$1,620.00 flat fee for 21-30 business dogs (no additional rebates)
 7. \$2,160.00 flat fee for 31 or more business dogs (no additional rebates)

8. \$108.00 for guard dogs (no additional rebates)
9. \$54.00 for Greyhound Racing SA registered racing greyhounds (no additional rebates)
10. \$54.00 for working dogs (no additional rebates)
11. Nil fee for assistance dogs and assistance dogs in training
12. Nil fee for first year registration of dogs adopted through the Animal Welfare League or RSPCA Animal Shelters
13. \$10.00 replacement disc fee
14. Nil fee for replacement disc (lost in mail)
15. Nil fee to transfer dog registration
16. \$20.00 late registration fee applies from 5 September 2024
17. 50% rebate for new dog registrations between 1 January and 30 April
18. Nil fee for new dog registrations between 1 May and 30 June
19. 50% rebate for registration of a puppy under 6 months of age between 1 July and 31 December (no further rebates apply)
20. \$295.00 impounding fee (including first 72 hours holding fee)
21. \$68.00 daily holding fee thereafter

Cr. Russell seconded

Cr. den Hartog moved an amendment that Option 1 – no increase in dog registration fees is adopted.

Cr. Dinh seconded

CARRIED

The amendment became the motion and was

CARRIED

12.2.3 Events Grant Guidelines - Review of Sunset Clause

Pursuant to Section 75 of the Local Government Act, Cr. Wotton declared a material conflict of interest in relation to this item as he is the treasurer of the SA Women's Keelboat Regatta Committee who may be applying for a grant. Cr. Wotton will deal with the material conflict by withdrawing from the chamber.

Cr. Wotton withdrew from the Chamber at 7.44pm.

Cr. den Hartog moved that Council resolves that:

1. The report of the Director Community Development titled "Events Grant Guidelines - Review of Sunset Clause" be received and noted.
2. The clause within the Events Grant Guidelines – "Recurrent requests for funding will be considered for a maximum of 3 years at the same level of funding plus an additional 2 years at diminishing funding (at no more than 50% of previous grants)" is removed.
3. The revised Guidelines as provided in Attachments 1 and 2 are noted.

Cr. Vines seconded

CARRIED

Cr. Wotton re-entered the Chamber at 7.45pm.

12.2.4 Commemorative Event Fund

Pursuant to Section 74 of the Local Government Act, Cr. Martin declared a general conflict of interest in relation to this item as she is a general patron of the Enfield RSL and Kilburn RSL and an affiliate member however is not involved in the decision making process. Cr. Martin will deal with the general conflict by remaining in the chamber and exercising her right to vote.

Pursuant to Section 74 of the Local Government Act, Cr. Osborn declared a general conflict of interest in relation to this item as he is an affiliate member of the Northfield RSL Sub-Branch who may enjoy money from this fund in the future. He is not on the committee or hold any other position. Cr. Osborn will deal with the general conflict by remaining in the chamber and exercising his right to vote.

Pursuant to Section 74 of the Local Government Act, Cr. Basham declared a general conflict of interest in relation to this item as he is an associate member of the Gilles Plains and Hampstead RSL but is not on any decision making body of the club. Cr. Basham will deal with the general conflict by remaining in the chamber and exercising his right to vote.

Cr. Basham moved that Council resolves that:

1. The report of the Director Community Development titled "Commemorative Event Fund" be received and noted.
2. Council endorses the establishment of a Commemorative Event Fund.
3. Council endorses an additional allocation of up to \$21,500 per year to develop a Commemorative Event Fund for inclusion in the budget as part of the 2024-25 annual business plan, and for inclusion in future budgets.

Cr. Osborn seconded

CARRIED

12.2.5 Funding Model for Non-Council Operated Community Centres

Pursuant to Section 75 of the Local Government Act, Cr. Evans declared a material conflict of interest in relation to this item as she is the current chairperson of the Board for the North East Community House and a general member for 8 years. Cr. Evans will deal with the material conflict by withdrawing from the chamber.

Cr. Evans withdrew from the Chamber at 7.49pm.

Pursuant to Section 74 of the Local Government Act, Cr. den Hartog declared a general conflict of interest in relation to this item as an organisation he is in a controlling position holds a community lease on a Council building. Cr. den Hartog will deal with the general conflict by remaining in the chamber and abstaining from the vote.

Pursuant to Section 74 of the Local Government Act, Cr. Panayiotou declared a general conflict of interest in relation to this item as he works for DHS in the HR team and is an ex officio committee member of the North East Community House. Cr. Panayiotou will deal with the general conflict by remaining in the chamber and exercising his right to vote.

Pursuant to Section 74 of the Local Government Act, Cr. Osborn declared a general conflict of interest in relation to this item as he is a member of the North East Community House, but stepped down as chair in 2023 and is no longer on the Board or hold any position. Cr. Osborn will deal with the general conflict by remaining in the chamber and exercising his right to vote.

Pursuant to Section 74 of the Local Government Act, Cr. Mitchell declared a general conflict of interest in relation to this item as she is a member of the Junction Community Centre and former member of the board of management however is not anymore and have no voting or decision making rights. Cr. Mitchell will deal with the general conflict by remaining in the chamber and exercising her right to vote.

Cr. Mitchell moved that Council resolves as follows:

1. The report of the Director Community Development titled "Funding Model for Non-Council Operated Community Centres" be received and noted.

2. Council endorse an allocation of \$60,000 (ex GST) funding for Junction Community Centre Incorporated in the 2024-25 financial year, for the provision of services aligned to the City of PAE's endorsed City Vision.

3. Council endorse allocation of \$40,000 (ex GST) funding to North East Community House Incorporated in the 2024-25 financial year, for the provision of services aligned to the City of PAE's endorsed City Vision.

4. Council endorses an allocation of \$100,000 for the purposes of Resolution 2 and 3 above, for inclusion in the final budget to be considered as part of the 2024-25 Annual Business Plan.

5. Junction Community Centre Incorporated and North East Community House Incorporated report back to Council on how the funding aligned and delivered on the City of PAE's endorsed City Vision. The reporting format is not expected to be onerous and acknowledges the detailed reporting that will be distributed to Department of Human Services.

6. A report is brought back to Council by October 2024 detailing advocacy and funding model options for FY 2025-26, including in the context of ongoing Social Infrastructure analysis.

Cr. Vines seconded

CARRIED UNANIMOUSLY

12.2.6 Period Products in Public Spaces - Review of Pilot Program

Cr. Panayiotou moved that Council resolves that:

1. The report of the Director Community Development titled "Period Products in Public Spaces - Review of Pilot Program" be received and noted.

2. Council resolves to become a registered collection point in March and August each year to support Share the Dignity drives through our Libraries and Civic Centre.

3. The Administration explore options for a rebate on reusable period products and reports back to Council in a subsequent meeting.

Cr. Martin seconded

CARRIED UNANIMOUSLY

13 DIRECTOR OF CITY ASSETS REPORTS

13.1 Information Reports

13.1.1 Outstanding Matters - City Assets

Cr. Evans moved that Council resolves that the report of the Director City Assets titled "Outstanding Matters - City Assets" be received and noted.

Cr. Martin seconded

CARRIED

13.1.2 Traffic Issues - Kintore Avenue, Kilburn

Cr. Mitchell and Cr. Evans withdrew from the Chamber at 8.06pm.

Cr. Evans and Cr. Mitchell re-entered the Chamber on 8.08pm.

Cr. Martin moved that Council resolves that:

1. The report of the Director City Assets titled "Traffic Issues - Kintore Avenue, Kilburn" be received and noted.
2. Don't park across driveways corflute signs and formal yellow (no stopping) linemarking may be implemented following engagement with impacted properties.
3. All petitioners are sent a letter advising the actions outlined in 2 above.

Cr. Clayton seconded

CARRIED

13.1.3 Charity Collection Bins on Council Property

Cr. Basham moved that Council resolves:

1. The Director City Assets Report titled "Charity collection bins on Council property" be received and noted.
2. That Council Administration will work with identified organisations to relocate existing charity collection bins on Council Community Land or Reserves to Council Land defined as Road; and that any new charity collection bins will be located on Council Land defined as Road, for a total of 10 charity bins.
3. That Council enters into agreements with all organisations identified with fixed charity collection bins (both current and future) within the City of Port Adelaide Enfield over portions of Road.
4. That the organisations must keep the charity bins and surroundings in good condition to the satisfaction of Council.

Cr. Panayiotou

CARRIED

13.2 Decision Reports

13.2.1 Policy - Parking Management

Cr. Vines moved that Council resolves that:

1. The report of the Director City Assets titled "Policy - Parking Management" be received and noted.
 2. Council Policy TS15 Parking Management as provided in Attachment 2 is endorsed.
- Cr. Martin seconded **CARRIED UNANIMOUSLY**

Cr. Tulloch withdrew from the Chamber at 8.16pm

13.2.2 Policy - Fencing Cost Reimbursements

Cr. Vines moved that Council resolves that:

1. The report of the Director City Assets titled "Policy - Fencing Cost Reimbursements" be received and noted.
 2. Council policy CA02 Fencing Costs Reimbursements (Attachment 2) is endorsed.
 3. The Fencing Costs Reimbursement Guidelines (Attachment 3) is noted.
- Cr. Evans seconded **CARRIED**

13.2.3 Enfield & Clearview Local Area Traffic Management Scheme - Post Implementation Review

Cr. Martin moved that Council resolves that:

1. The report of the Director City Assets titled "Enfield & Clearview Local Area Traffic Management Scheme - Post Implementation Review" be received and noted.
2. Staff consult with impacted residents on the following streets/intersections for proposed Stage 2 treatments:
 - Taunton Avenue, Enfield
 - Baker Street & Devon Street Intersection, Enfield
3. A report be brought back to Council detailing the proposed treatment and budget considerations if further traffic control treatment is required following feedback from Taunton Avenue, Enfield stakeholders.

Cr. Clayton seconded

CARRIED

13.2.4 Community Engagement Outcomes - Proposal by Optus Pty Ltd to Lease a Portion of Lagonda Drive Reserve, Windsor Gardens to Build a Telecommunications Facility

Cr. Tulloch re-entered the Chamber at 8.18pm.

Cr. Evans moved that Council resolves:

1. The Director City Assets Report titled "Community Engagement Outcomes – Proposal by Optus Pty Ltd to lease a portion of Lagonda Drive Reserve, Windsor Gardens to build a telecommunications facility" be received and noted.
2. Not to provide landowner consent to support the proposal by Optus Pty Ltd to construct a telecommunications facility on a portion of Lagonda Drive Reserve, Windsor Gardens and advises Ventia (Acting on behalf of Optus Pty Ltd) of the Council decision.

Cr. Russell seconded

CARRIED

13.2.5 Leasing & Property Agreement - Skara Greek Street Food

Cr. Mitchell moved that Council resolves that:

1. The report of the Director City Assets titled "Leasing & Property Agreement - Skara Greek Street Food" be received and noted.
2. Council endorses the Chief Executive Officer or his delegate to enter into negotiations and sign all the necessary documentation pertaining to the assignment of the existing commercial lease agreement from the current lessee, Constantinos Birbas (ABN 55 810 613 096) to the proposed new lessee, Theodoropoulos Investments Pty Ltd over a portion of allotment 165 in Filed Plan 2668, described in certificate of title, volume 5841 folio 1 and known as Skara Greek Street Food, located at shop 2, 10-14 Semaphore Road, Semaphore.
3. Upon the assignment of this commercial lease agreement, Council endorses the Chief Executive Officer, or his delegate to enter into negotiations to surrender the previously assigned commercial lease agreement and enter into a new five (5) year commercial lease agreement under similar terms and conditions, providing a market value commercial return to Council which is proposed to commence on 15 June 2024.
4. Pursuant to Section 38(1) of the *Local Government Act* 1999, the Council authorises the Mayor and the Chief Executive Officer to attest to the affixation of the Common Seal of the City of Port Adelaide Enfield to all necessary documents.

Cr. Clayton seconded

CARRIED

14 DIRECTOR OF CORPORATE SERVICES REPORTS

14.1 Information Reports

14.1.1 Outstanding Matters - Corporate Services

Cr. McGregor withdrew from the Chamber at 8.25pm.

Cr. Mitchell moved that Council resolves that the report of the Director Corporate Services titled "Outstanding Matters - Corporate Services" be received and noted.

Cr. Dinh seconded

CARRIED

14.1.2 Elected Member Workshop Summary

Cr. Clayton moved that Council resolves that the report of the Director Corporate Services titled "Elected Member Workshop Summary" be received and noted.

Cr. Martin seconded

CARRIED

14.1.3 City of PAE's tree canopy cover Update

Cr. McGregor re-entered the Chamber at 8.27pm.

Cr. Clayton moved that Council resolves that the report of the Director Corporate Services titled "City of PAE's tree canopy cover Update" be received and noted.

Cr. Mitchell seconded

CARRIED UNANIMOUSLY

14.1.4 Quarter 3 Review – Professional Fees & External Contractor Costs

Cr. Clayton moved that Council resolves that the report of the Director Corporate Services titled "Quarter 3 Review – Professional Fees & External Contractor Costs" be received and noted.

Cr. Tulloch seconded

CARRIED

14.2 Decision Reports

14.2.1 Policy - Road Naming & Numbering

Cr. Osborn moved that we defer this item to a future meeting.

Cr. Martin seconded

CARRIED

14.2.2 Policy - Corporate Hospitality & Catering Expenditure (revoke)

Cr. Mitchell moved that Council resolves that:

1. The report of the Director Corporate Services titled "Policy - Corporate Hospitality & Catering Expenditure (revoke)" be received and noted.

2. Council Policy CS38 - Corporate Hospitality and Catering Expenditure Policy as provided in Attachment 1 be revoked.

Cr. Clayton

CARRIED

14.2.3 Policy - Community Awards & Recognition

Cr. Basham moved that Council resolves that:

1. The report of the Director Corporate Services titled "Policy - Community Awards & Recognition" be received and noted.
2. Council Policy CD38 - Community Awards and Recognition as provided in Attachment 2 is endorsed.

Cr. Dinh seconded

CARRIED

14.2.4 Policy - Elected Members Allowances & Support

Cr. Mitchell moved that Council resolves that:

1. The report of the Director Corporate Services titled "Policy - Elected Members Allowances & Support" be received and noted.
2. Council Policy CL01 – Elected Member Allowances & Support Policy as provided in Attachment 2 is endorsed.

Cr. Dinh seconded

CARRIED

14.2.5 Quarter 3 Review – Annual Business Plan 2023-24

Cr. den Hartog moved that Council resolves that:

1. The report of the Director Corporate Services titled "Quarter 3 Review – Annual Business Plan 2023-24" be received and noted.
2. The requested budget variations for 2023-24 as summarised in the Uniform Presentation of Finances are approved, comprising:
 - A net decrease in operating surplus of \$3.3 million, including;
 - a. Reclassification of the Victoria Street Queenstown streetscape grant of \$1.6m from operating grant to capital grants with no impact on funding; and
 - b. A net decrease in non-cash depreciation expense of \$0.4 million;
 - A \$6.7 million net decrease in capital works expenditure, which is off-set by the balance of the \$10.0m provision for capital carry-overs.
3. Council notes the requested budget variations (operating plus capital expenditure plus working capital movements) amount to a decrease in the Net Funding Requirement of \$1.1 million.

Cr. Russell seconded

CARRIED

14.2.6 Quarterly Review of Confidential Items

Cr. Russell moved that Council resolves that:

1. The report of the Director Corporate Services titled "Quarterly Review of Confidential Items" be received and noted.

2. Having reviewed the current confidentiality orders, Council endorses the continuation of the orders in Attachment 1 of the report entitled "Quarterly Review of Confidential Orders" and releases those specified for release.
3. Having reviewed the current confidentiality orders, Council extends the confidentiality orders as follows:
That pursuant to Section 90(2) and 90(3)(h) of the Local Government Act 1999, that the "Legislative Compliance – Planning Development and Infrastructure Act" agenda, reports, attachments and minutes from the Audit and Risk Committee 21 September 2022, be kept confidential pursuant to Section 91(7) for a further 12 months, on the basis that it relates to legal advice provided on a confidential basis.
That pursuant to Section 90(2) and 90(3)(e) of the Local Government Act 1999, that the "External Audit 2021-22 – Interim Management Letters" attachment 2 from the Audit and Risk Committee 21 September 2022, be kept confidential pursuant to Section 91(7) for a further 12 months, on the basis that it relates to matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person.

Cr. Tulloch seconded

CARRIED

14.2.7 Nominate for the Stormwater Management Authority

Cr. Osborn moved that Council resolves that:

1. The report of the Director Corporate Services titled "Nominate for the Stormwater Management Authority" be received and noted.
2. Maggie Hine, City Development Manager be nominated for consideration of the Local Government Association for the Stormwater Management Authority.

Cr. McGregor seconded

CARRIED

14.2.8 Nominate for the CWMS Management Committee

Cr. McGregor moved that Council resolves that:

1. The report of the Director Corporate Services titled "Nominate for the CWMS Management Committee" be received and noted.

Cr. Mitchell seconded

CARRIED

14.2.9 Nominate for the Adelaide Cemeteries Authority Board

Pursuant to Section 75 of the Local Government Act, Cr. Martin declared a material conflict of interest in relation to this item as she is being considered for this position which attracts fees. Cr. Martin will deal with the material conflict by withdrawing from the chamber.

Cr. Martin withdrew from the Chamber at 8.38pm

Cr. Basham moved that Council resolves that:

1. The report of the Director Corporate Services titled "Nominate for the Adelaide Cemeteries Authority Board" be received and noted.

2. Cr. Martin be nominated for consideration of the Local Government Association for the Adelaide Cemeteries Authority Board.

Cr. Clayton seconded

CARRIED

Cr. Martin re-entered the Chamber at 8.39pm.

15 CHIEF EXECUTIVE OFFICER REPORTS

15.1 Information Reports - Nil

15.2 Decision Reports – Nil

16 NOTICE OF MOTION

16.1 Notice of Motion - Cr. Osborn - Councils in Focus

Cr. Osborn moved that Council resolves that a report be brought back to a subsequent ordinary council meeting that sets out how the City of Port Adelaide Enfield performs relative to other broadly comparable metropolitan councils across a range of indicators, based on the backend data available from the Councils in Focus website (<https://councilsinfocus.sa.gov.au>), with a particular focus on the areas where our performance differs significantly.

Cr. Panayiotou seconded

CARRIED

16.2 Notice of Motion - Cr. Osborn - Professional Fees and External Contractor Costs

Cr. Osborn moved that Council resolves that all future reports to Council will include a new section that, where relevant, sets out the costs associated with the engagement of specialist professional expertise to advise on legislative, compliance and/or technical matters, where required technical skills are not retained in-house.

Cr. Mitchell seconded

CARRIED

17 MOTIONS WITHOUT NOTICE

18 ADOPTION OF COMMITTEE REPORTS

19 CONFIDENTIAL ITEMS

19.1 Meeting to be held in Camera - Section 90(2) and Section 90(3)(b)(i)(ii) - Newhaven Village Recycled Water Scheme Disposal

Cr. Vines moved that Council resolves that:

1. Pursuant to Section 90(2) of the Local Government Act 1999 (the Act) the Council orders that all members of the public, except the staff members present:

- Chief Executive Officer
- Acting Director Community Development
- Director City Assets
- Director Corporate Services
- Manager Finance
- Team Leader Governance
- Senior Governance Project Officer
- Asset Planning Engineer

be excluded from the meeting for the Agenda Item, 19.2 - Newhaven Village Recycled Water Scheme Proposal.

2. The Council is satisfied that pursuant to Section 90(3)(b) of the Local Government Act 1999 the information to be considered contains information the disclosure of which (ii) would, on balance, be contrary to the public interest.
3. Council has considered and is satisfied that the principle that meetings should be conducted in a place open to the public is outweighed by the need to keep the information or discussion confidential.

Cr. Wotton seconded

CARRIED

Cr. Panayiotou withdrew from the Chamber at 8.45pm.

Cr. Basham withdrew from the meeting at 8.46pm.

CONFIDENTIAL

19.2 Newhaven Village Recycled Water Scheme Disposal

CONFIDENTIAL

19.3 Confidentiality Order - Section 91(7) Local Government Act 1999 - Newhaven Village Recycled Water Scheme Proposal

Cr. Osborn moved that Council resolves that:

1. The report of the Director Corporate Services titled “Newhaven Village Recycled Water Scheme Proposal” considered in confidence under Section 90(2) and 90(3)(b)(i)(ii) of the Local Government Act 1999, the Council, pursuant to Section 91(7) of the Act orders that all:

- reports
- attachments
- minutes

in relation to this matter be retained in confidence.

2. Pursuant to Section 91(9)(a) the matter be retained in confidence until the process is finalised.

Cr. Russell seconded

CARRIED

20 CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 8.52pm.

Minutes confirmed.

PRESIDING MEMBER