

# COUNCIL MINUTES

for the meeting held  
on Monday, 22 May 2023

in the Council Chambers  
72 Woodville Rd, Woodville SA 5011



**PRESENT :****Elected Members:**

Mayor - Angela Evans, Councillor - Kelly Thomas , Councillor - Alice Campbell, Councillor - George Turelli, Councillor - Nicholas Le Lacheur, Councillor - Merlindie Fardone, Councillor - Senthil Chidambaranathan, Councillor - Peter Ppiros, Councillor - Katrina Kinsella, Councillor - Michael McEwen, Councillor - Rachele Tullio, Councillor - Quin Tran, Councillor - Edgar Agius, Councillor - Thomas Scheffler, Councillor - Stuart Ghent

**DATE :**

Monday, 22 May 2023 | Time 7:00 PM

**VENUE :**

Council Chambers

**In Attendance :**

Chief Executive Officer - Paul Sutton	General Manager Asset Management Services - Adrian Ralph
General Manager City Services - Bruce Williams	General Manager Corporate Services - Donna Dunbar
Manager Engineering Strategy and Assets - Sam Adams	Manager Open Space Recreation and Property - Sam Higgins
Manager Media Marketing & Communications - Kristie Johnson	Acting Manager Governance and Operational Support - Mary Del Giglio
Governance Officer – Aaron Galanti	Operations Support Assistant – Amy Elphick

## 1. COUNCIL OPENING

The meeting commenced at 7 PM.

### 1.1 OPENING PRAYER

Almighty Father from Whom all goodness flows, grant unto us qualities of wisdom justice and tolerance, that we the civic leaders of this community may govern in harmony and concord.

This we ask in Thy name.

We also remember and give thanks for those, our sons and daughters, who gave their lives for Australia.

Lest we forget.

Niina Marni is Kurna for ' Welcome'. The City of Charles Sturt acknowledges and pays respect to the traditional custodians of the land, the Kurna people of the Adelaide plains. We pay our respect to Elders past, present and emerging. We respect their spiritual beliefs and connections to land which are of continuing importance to the Kurna people of today. We acknowledge the contributions and important role that Aboriginal people continue to play within our local community in Charles Sturt. We also respect the culture of Aboriginal people visiting from other areas of South Australia and Australia.

### 1.2 APOLOGIES AND LEAVE OF ABSENCE

#### Apologies

Nil

#### Leave of Absence

Councillor - Kenzie van den Nieuwelaar

Councillor - Nicole Mazeika

Councillor - George Turelli rose to make a personal statement.

**Moved** Councillor - George Turelli

**Seconded** Councillor - Michael McEwen

#### Motion

**That Councillor - George Turelli's statement be included in the Minutes.**

**Carried Unanimously**

## **General Conflict of Interest Apology**

At the Council meeting of 23 January 2023 regarding agenda item 6.11, I did not declare a general conflict of interest, as I did not believe it was necessary. In hindsight, I should have.

I therefore make an unqualified apology for my failure to declare a general conflict of interest at this meeting and request it be recorded in the minutes of this meeting of Council.

## 2. CONFIRMATION OF MINUTES

### 2.1 COUNCIL

#### Brief

Confirmation of the minutes of the previous meeting held on Monday, 8 May 2023.

**Moved Councillor - Edgar Agius**

**Seconded Councillor - Senthil Chidambaranathan**

#### Motion

**That the minutes of the previous meeting held on Monday, 8 May 2023 be taken as read and confirmed.**

**Carried Unanimously**

Leave of the meeting was sought to bring forward deputation Items 4.07, 4.08 and 4.09. Leave was granted.

Leave of the meeting was sought in accordance with the Code of Practice for Meeting Procedures to hear a third deputation. Leave was granted.

### 4.07 DEPUTATION - REDUCTION OF SPEED LIMITS TO 40KM/H

#### Brief

A deputation request was received from Dr Daniel Searson on behalf of Kidical Mass Adelaide who is requesting to speak to Council in favour of the proposed reduction in speed limits to 40km/h and the associated benefits.

Leave of the meeting was sought to allow Dr Daniel Searson up to an additional 3 minutes to conclude his deputation. Leave was granted.

**Moved Councillor - Thomas Scheffler**

**Seconded Councillor - Katriona Kinsella**

#### Motion

- 1. That the deputation be received and noted.**
- 2. That Dr Daniel Searson be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.**

**Carried Unanimously**

# Kidical Mass Adelaide







# Kidical Mass Adelaide

**Me:** father of two, resident of City of Charles Sturt, PhD in pedestrian injury

**Kidical Mass:** a grassroots movement advocating for safer streets for children and families who ride bikes.

Campaign partners are below:



**AUSTRALIAN PARENTS  
FOR CLIMATE ACTION**



MIDDLE GROUND  
motherhood

**Bike Adelaide**



# **Our asks**

- (1) Enable and activate bike riding joy.**
- (2) Create comfortable, convenient and connected bike riding routes.**
- (3) Support children's wellbeing and health, through bike riding (and walking/wheeling) to school.**



# **Our asks**

- (1) Enable and activate bike riding joy.**
- (2) Create comfortable, convenient and connected bike riding routes.**
- (3) Support children's wellbeing and health, through bike riding (and walking/wheeling) to school.**

**We support the proposed speed limit reductions from 50 km/h to 40 km/h in the City of Charles Sturt.**



**"Cycling can help bolster neighbourhood resilience and social cohesion and help children reduce their 'eco-anxiety' by providing a meaningful opportunity to make a difference".**

**Source: The bicycle as 'constructive hope' - Dr Kirsty Wild**





**Transport is Australia's third-largest source of greenhouse gas emissions, and cars are responsible for roughly half of Australia's transport emissions.**

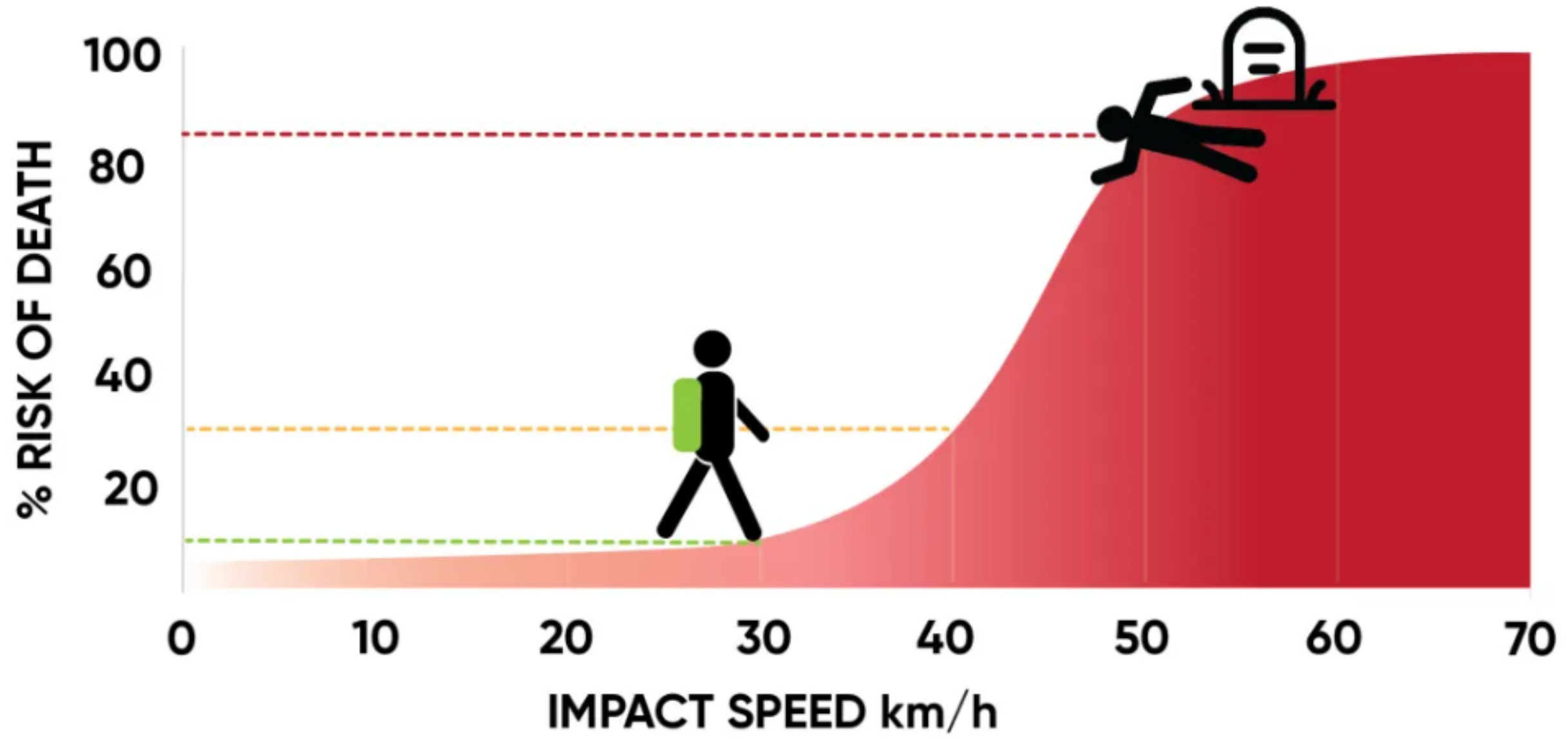
**Walking, cycling and public transport are the most accessible alternatives.**

**Source: Climate Council**





## Safe speeds for our streets



Sources  
Cities Safer by Design (2015), [www.wri.org/publication/cities-safer-design](http://www.wri.org/publication/cities-safer-design)





**"Australian governments should consider lowering urban speed limits to 30km/h, as Paris and other global cities are doing, to reduce pollution and accidents".**

**Source: Grattan Institute**





**There is less than a 10 percent risk that somebody walking will be killed at an impact speed of 30km/h but a 90 percent risk at 50km/h**

**Source: 30 Please Campaign.**



# What has happened in the past?

In 1999 the default urban speed limit was reduced from 60 km/h to 50 km/h in Australia.  
The reduction in the number of crashes were:

Region	Reduction in all crashes	Reduction in Casualty Crashes	Reduction in injuries to pedestrians
New South Wales <sup>8</sup>	25%	22%	NA
Regional Queensland <sup>9</sup>	14 %	8%	NA
South East Queensland <sup>10</sup>	22%	23%	NA
South Australia <sup>11</sup>	NA	23%	NA
Victoria <sup>12</sup>	12%	13%	25-40%
Western Australia <sup>13</sup>	20%	21%	51%
Average	19%	18%	NA

**Source: 30 Please Campaign.**

There was a **20% reduction** in the number of pedestrian casualty crashes in the 3 years after the speed limit reduction from 60 km/h to 50 km/h was introduced in SA.

**Source:** CASR report 034

7%

**STRONG AND FEARLESS**

Riding is a strong part of my identity, and I am undeterred by traffic speed, volume, or other roadway conditions.



5%

**ENTHUSED AND CONFIDENT**

I am comfortable sharing the road with motor vehicles, but I prefer to use bike lanes and bike friendly streets.



51%

**INTERESTED BUT CONCERNED**

I like riding a bike, but I don't ride much. I would like to feel safer when I do ride, with less traffic and slower speeds.



37%

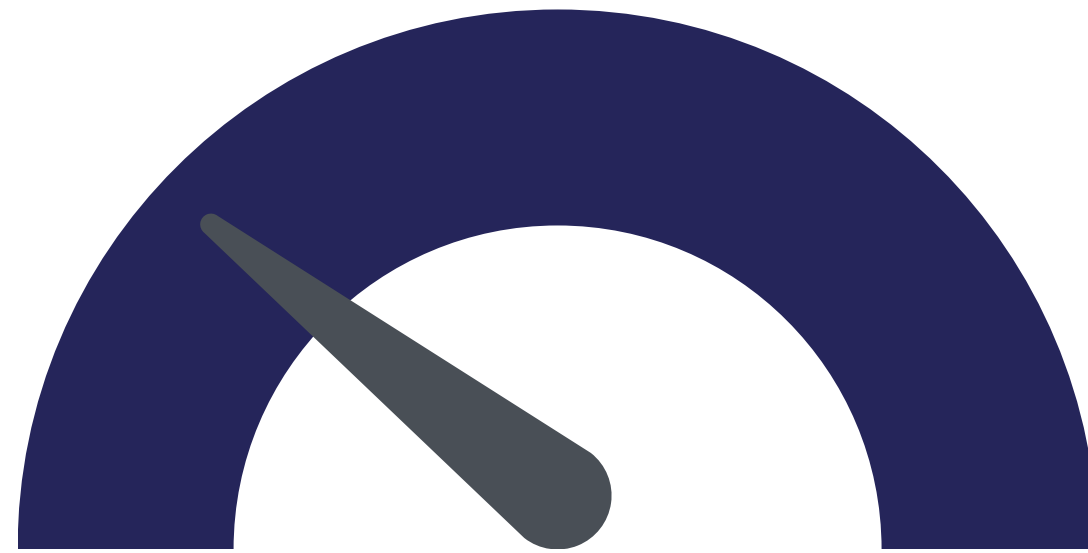
**NO WAY NO HOW**

I don't bike at all due to inability, fear for my safety, or simply a complete and utter lack of interest.



PERCENT OF BIKE RIDERS SOURCE: JENNIFER DILL, "Four Types of Cyclists", August 11, 2015

# WHO HAS CYCLED IN THE LAST 7 DAYS?



**MALE 23.6%**



**FEMALE 11.4%**

**NATIONAL WALKING AND CYCLING PARTICIPATION SURVEY**



**Design changes  
behaviour by  
increasing safety.**

**Chief Street -  
City of Charles Sturt  
Separated Bikeway  
40 km/h**





**"Pedestrians, cyclists and public transport users spend 40% more than motorists in local shops.**

**Investing in better walking and cycling infrastructure on a street decreases rental vacancies by up to 17%".**

**Transport for London 2022**





## **In Conclusion: Do It!**

**We strongly support the proposed reduction in speed limits from 50 km/h to 40 km/h in the City of Charles Sturt. The proposed changes will:**

- Improve safety for children and families who ride bikes.**
- Encourage greater uptake of walking and cycling which has health and environmental benefits for residents.**

**In future we encourage the Council to consider 30 km/h speed limits to further bring about these benefits.**

**Photo: my kids riding in a 40 km/h zone in Bowden**



# Kidical Mass Adelaide

**Safer streets for families who ride bikes.**



**AUSTRALIAN PARENTS  
FOR CLIMATE ACTION**



MIDDLE GROUND  
motherhood



**4.08 DEPUTATION - SAFETY CONCERNS - GUM TREE PLANTING PROGRAM****Brief**

A deputation request was received from Mr Joshua Fitzpatrick who is requesting to speak to Council (on behalf of the residents of Alfrina Street, Dean Avenue, and 76/78 Frogmore Road Kidman Park) in regards to safety concerns relating to the gum tree planting program.

**Moved** Councillor - George Turelli

**Seconded** Councillor - Nicholas Le Lacheur

**Motion**

1. That the deputation be received and noted.
2. That Mr Joshua Fitzpatrick be thanked for his presentation and any noted that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

**Carried Unanimously**

# Safety Concerns - Gum Tree Planting Alfrina St, Kidman Park

## Background

- Whole Street Tree Planting Program, Alfrina Street, Dean Avenue & 76 / 78 Frogmore Road Selected.
- Original Survey
  - No option for 'No Tree'
  - No response from Council on concerns raised
  - Low response rate
  - Non-indicative results (5 SA Blue Gum / 4 European Hackberry)

# Community Response

- New survey issued to residents including expanded responses.
- Of the 27 properties contacted, 18 residents submitted a response (response rate 67%). The survey results were as follows:

Response	#	%
European Hackberry	0	0%
SA Blue Gum	0	0%
No Tree, but if required I would prefer a European Hackberry	13	72%
No Tree, but if required I would prefer a SA Blue Gum	2	11%
No Tree (5 <sup>th</sup> option manually added by some residents)	3	17%

# Survey Results

- **NOT ONE** response from an impacted resident that would like for the 'Whole Street Tree Planting Program' to proceed.
- Council member advised at AMC that one or two of the residents contacted did not feel comfortable responding to the 2<sup>nd</sup> survey. I am not sure why they felt uncomfortable; however they are entitled to feel this way. The fact remains that the 67% (majority) who did respond are clear in their direction.
- If there are residents who have been in direct contact with the Council who do wish to have trees in front of their property, then I encourage the Council to proceed with planting them there.



# Survey Results Alfrina Street Only

- When analysing the survey results of just Alfrina Street residents, there was a **response rate of 79%**. The survey results for Alfrina St residents only were as follows:

Response	#	%
European Hackberry	0	0%
SA Blue Gum	0	0%
No Tree, but if required I would prefer a European Hackberry	9	82%
No Tree, but if required I would prefer a SA Blue Gum	1	9%
No Tree (5 <sup>th</sup> option manually added by some residents)	1	9%

# Safety Concerns – SA Blue Gum (Eucalyptus leucoxylon 'Rosea')

- Gum trees are dangerous
- They drop large limbs that threaten property and life.
- Year-round they drop gum nuts as well as bark and they often have exposed roots which are tripping hazards.
- A gum tree was already removed from Alfrina Street by the Council due to safety concerns following a tripping incident
- I have a young child and elderly parents; I do not want them to be put at risk because of this program.
- Gum trees often lift the ground around them (another tripping hazard) and make the area unsightly.



*Photos recently taken on Frogmore Rd of established gum trees where limbs have fallen, lifted the ground them and killed off the surrounding grass. I appreciate that these pictured trees are a slightly different varietal of gum tree, however the impact will be the same.*

# Asset Management Committee Statements

At Tuesday's Asset Management Committee, the following was submitted which I believe to be incorrect:

- "SA Blue Gum (*Eucalyptus leucoxylon* 'Rosea') only grow to a maximum of 10m tall and most likely to only 8m in a suburban street". The following websites state that this varietal can reach a maximum of height of anywhere between 20m – 30m.
  - <http://plantselector.botanicgardens.sa.gov.au/Plants/Details/3551>
  - [https://apps.lucidcentral.org/euclid/text/entities/eucalyptus\\_leucoxylon\\_subsp.\\_leucoxylon.htm](https://apps.lucidcentral.org/euclid/text/entities/eucalyptus_leucoxylon_subsp._leucoxylon.htm)
  - [https://anpsa.org.au/plant\\_profiles/eucalyptus-leucoxylon/](https://anpsa.org.au/plant_profiles/eucalyptus-leucoxylon/)
- Regardless, even 10m (same height as the highest Olympic diving platform is ludicrously large for a suburban street.
- "The verges on Alfrina Street are larger than Dean Ave and therefore can accommodate larger trees". The verge on Alfrina St is the same size as Dean Ave.



14 Alfrina Street



3 Dean Avenue

# Climate Emergency / Green Canopy Policy

- Fully support the Council's desire to address the Climate Emergency.
- I already have 19 trees on my property, solar panels on my roof, a home battery installed and drive an electric car.
- A large tree directly north of my property has the potential to block my solar panels and worsen my carbon footprint.
- As a part of the 'Whole Street Tree Planting Program', the Council intends (and has begun) to remove 12 existing established trees. I fail to understand how the removal of these established trees assists with the Climate Emergency or Green Canopy Policy.

# Closing Statement

- It is very disappointing that this matter has to even be heard here.
- The residents have tried to address the Council via the appropriate channels; however the wishes of the residents this Council serves are simply not being listened to.
- The Council is making a decision that will not affect one person on the Council, but it will impact the residents for years to come.
- We acknowledge that diverting / cancelling the 'Whole Street Planning Program' may not be feasible, but I believe that the following options are a fair compromise (in order of preference):
  1. Do not plant trees for residents who do not wish to have them, or
  2. Allow residents to select their preferred tree varietal, or
  3. At a minimum, plant the same species of tree as has been planted in the adjoining Dean Ave (Ornamental Pear).

**Gum trees belong in parks and wooded areas, not suburban streets.**

#### 4.09 DEPUTATION - 40KM/H ZONES

##### Brief

A deputation request was received from Dr Guy Freeman who is requesting to Council in regards to 40km/h zones.

**Moved Councillor - Peter Ppiros**

**Seconded Councillor - George Turelli**

##### Motion

1. That the deputation be received and noted.
2. That Dr Guy Freeman be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

**Carried Unanimously**

#### 2.2 REPORTS OF COMMITTEES - PART I

##### 2.2.1 ASSET MANAGEMENT COMMITTEE

##### Brief

The Asset Management Committee was held on Monday, 15 May 2023.

**Moved Councillor - Senthil Chidambaranathan**

**Seconded Councillor - George Turelli**

**That having considered the recommendations of the Committee which has read and considered the reports in the agenda related to items with the exception of Items 4.31 and 4.33:**

#### 3.03 DEPUTATION - MR JOSHUA FITZPATRICK AND MR JOHN VALOUDIS - WHOLE STREET PLANTING PROGRAM

##### Motion

1. That the deputation be received and noted.
2. That Mr Fitzpatrick and Mr Valoudis be thanked for their presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

**3.04 DEPUTATION - MR MATTHEW FREGONA - FRANCIS RIDLEY CIRCUIT, BROMPTON - PARKING CONTROLS****Motion**

1. That the deputation be received and noted.
2. That Mr Fregona, Christine Munn and Carolyn Dominic be thanked for their presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

**3.05 DEPUTATION - DR GUY FREEMAN - 40 KM/H AREA SPEED LIMIT****Motion**

1. That the deputation be received and noted.
2. That Dr Freeman be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the minutes.

**4.32 FRANCIS RIDLEY CIRCUIT, BROMPTON - CONSIDERATION TO IMPLEMENT PARKING CONTROLS****Motion**

1. That the report be received and noted.
2. That Council notes the consultation feedback and implements the 3-hour parking controls within the five indented parking bays in Francis Ridley Circuit, Brompton.
3. That Council notes the consultation feedback and installs continuous yellow lines throughout Francis Ridley Circuit Brompton, to identify that the road is unable to legally support parking outside of the established indented parking bays.

**4.34 KARRA RESERVE NAMING, SEATON - CONSULTATION OUTCOMES****Motion**

1. That Council note the findings of community consultation on the proposed name for the new reserve in Seaton, as outlined in the Community Engagement Report (Appendix 1).
2. That the new reserve officially be named "Karra Reserve" in accordance with Councils Reserve Naming Policy.

**4.35 NEW PUBLIC TOILET AT SAM JOHNSON - RESULTS OF COMMUNITY ENGAGEMENT****Motion**

1. That the report be received and noted.
2. That the results of community engagement for a proposed new public toilet at Sam Johnson Reserve, as outlined in Appendix 1, be noted.
3. That the proposed plans per Appendix 2 be endorsed as the new location for the new public toilet at Sam Johnson Reserve.
4. That Council considers funding of \$280,000.00 for the construction of the new public toilet at Sam Johnson in its 2023/24 budget preparations.
5. That the community be notified of the results of the community engagement and Council's decision regarding the design and location of the new public toilet, and that the construction is subject to funding being approved in the 2023/24 budget process.

**4.36 ASSET MANAGEMENT SERVICES CAPITAL WORKS & OPERATING PROGRAM VARIATIONS****Motion**

1. That the following variations to the Capital Works Program or Annual Operating Program be approved and adjusted in the budget and annual financial statements 2022/23:
  - a. Budgeted expenditure for Smith Reserve & Club West Lakes DDA Legislative upgrade 3376 (Upgrade) be increased by \$25,000 from savings in New fitness equipment at Harold and Cynthia Anderson Reserve 3417 (New) by \$8,500 and AMP Council Building Renewals 22/23 3369 (Renewal) by \$16,500.
  - b. Budgeted expenditure for the Upgrade of Laneway between Irene Avenue & Tapleys Hill Road, Fulham Gardens 3409 (Upgrade) be increased by \$12,000 from savings in Sam Johnson & Henley Memorial Oval Unisex Changeroom Upgrade 3386 (Upgrade) by \$6,000 and Design and consultation for a new playground at Montgomery Reserve 3416 (New) by \$6,000.
2. That the following variations to the Capital Works Program be approved and budgets or scope adjusted accordingly:
  - a. Budgeted expenditure for the Open Space Community Projects 3398 remain unchanged and the scope be adjusted to accommodate alternative community projects.
3. That by endorsing the variations listed in 1. above, Council is endorsing a variation to the approved Asset Management Plan renewal schedule where relevant.



**4.37 GRANT OFFER ACCEPTANCE - GREEN ADELAIDE URBAN ANIMAL PLANT CONTROL PROGRAM****Motion**

1. That the report be received and noted.
2. That Council accepts the funding amount of \$10,000 provided by the Green Adelaide Board in accordance with Attachment 1, to continue with the provision of a joint animal and plant control service and assist with the administration of the Landscape South Australia Act 2019.
3. That Council agrees to accept future grant monies from the Green Adelaide Board (should they be made available), to ensure we manage plant and pest species appropriately as outlined within Part 9 of the Landscape South Australia Act 2019.

**4.38 ST CLAIR RECREATION CENTRE QUARTERLY REPORT - JANUARY TO MARCH 2023****Motion**

1. That Council notes the YMCA's Performance Report for the January to March 2023 quarter.
2. That further quarterly reports be presented to the Asset Management Committee.

**4.39 EXPIRY OF MANAGEMENT AGREEMENT - ST CLAIR RECREATION CENTRE FACILITY MANAGEMENT****Motion**

1. That the report be received and noted.
2. That Council support the decision to continue with the outsourcing of the management of the St Clair Recreation Centre.
3. That Council undertakes an Open Tender for the future management of the St Clair Recreation Centre in line with the objectives outlined in the report.
4. That Council subsequently enter into a five (5) year management agreement with the successful tenderer, with an option to extend for a further five (5) years.
5. That Council be presented with a report following the completion of the tender process to be notified of the outcome.

**4.40 HINDMARSH PRECINCT UPGRADE - PROJECT UPDATE - FINAL****Motion**

1. That the report (refer Appendix 1) be received and noted.
2. That Council endorse the renewal of faulty lighting within the Port Road median at Hindmarsh and the upgrade of street lighting in Mary Street and Hindmarsh Place at Hindmarsh using some of the remaining project budget as detailed in this report.

**Council adopts the recommendations of the Committee as printed in the Minutes of this Committee.**

**Carried Unanimously**

**Moved Councillor - Senthil Chidambaranathan      Seconded Councillor - George Turelli**

**4.31 WHOLE STREET PLANTING 2023 - ALFRINA STREET KIDMAN PARK****Motion**

1. That the report be received and noted; and
2. That the results of the consultation undertaken with the residents of Alfrina Street, Kidman Park in September 2022 and approved by Council in December 2022 are upheld, with *Eucalyptus leucoxylon* 'Rosea; (S.A. Blue Gum) to be planted.

**Carried Unanimously**

**Moved Councillor - Alice Campbell      Seconded Councillor - Kelly Thomas**

**4.33 40 KM/H AREA SPEED LIMIT - HENLEY BEACH, FULHAM GARDENS, SEMAPHORE PARK, WEST LAKES SHORE, ROYAL PARK, ALBERT PARK, HENDON AND CHELTENHAM - CONSULTATION OUTCOMES****Motion**

1. That Council apply to the Department for Infrastructure and Transport for approval for a 40km/h Area Speed Limit on all local streets in Albert Park, Hendon and Royal Park, and installation be subject to a budget being allocated.
2. That Council apply to the Department for Infrastructure and Transport to extend the existing Henley Precinct 40km/h Area Speed Limit to Marlborough Street, Cudmore Terrace and Henley Beach Road, in line with community support, to provide a clearer boundary. Installation be undertaken using recurrent budgets.
3. That the speed limit in Semaphore Park and West Lakes Shore remain at the default 50km/h at this time.

4. That Council make a joint application to the Department for Infrastructure and Transport with the City of Port Adelaide Enfield, to apply for approval for a 40km/h Area Speed Limit on all local streets in Cheltenham and the streets in Alberton up to and including Brougham Place, subject to a resolution by the City of Port Adelaide Enfield to proceed, as well as an installation budget being allocated.
5. That the City of Charles Sturt write to the City of West Torrens seeking support to commence a joint consultation regarding the introduction of a 40km/h Area Speed Limit on all local streets in West Beach.
6. That, subject to agreement with the City of West Torrens, a joint application be made to the Department for Infrastructure and Transport to apply for approval for a 40km/h Area Speed Limit on all local streets in West Beach and installation be subject to future budgets being allocated by each Council.

**Carried**

## 2.2.2 CITY SERVICES COMMITTEE

### Brief

The City Services Committee was held on Monday, 15 May 2023.

**Moved** Councillor - Peter Ppiros

**Seconded** Councillor - Nicholas Le Lacheur

**That having considered the recommendations of the Committee which has read and considered the reports in the agenda related to items:**

### 4.15 HERITAGE CONSERVATION GRANT APPLICATIONS - FOR CONSIDERATION

#### Motion

1. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, J Nguyen, for conservation work to a Representative Building located at 70 Robert Street, West Croydon as outlined in the application referred to in Appendix 1, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.
2. That Council approves a grant allocation of \$600.00 from the Heritage Conservation Grants Program to the applicant, K I Kopeikin, for conservation work to a Representative Building located at 47 Second Street, Brompton as outlined in the application referred to in Appendix 2, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

3. That Council approves a grant allocation of \$1,790.00 from the Heritage Conservation Grants Program to the applicant, K Barron, for conservation work to a Representative Building located at 61 Windsor Avenue, Woodville Park, as outlined in the application referred to in Appendix 3, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

**Council adopts the recommendations of the Committee as printed in the Minutes of this Committee.**

**Carried Unanimously**

### **3. REPORTS**

Nil

### **4. DEPUTATIONS**

Deputations were brought forward to take place following Item 2.1.

### **5. PETITIONS**

Nil

### **6. BUSINESS**

#### **6.57 CHIEF EXECUTIVE REPORT - CODE OF PRACTICE FOR MEETING PROCEDURES - REVOCATION IN-PART OF PREVIOUS RESOLUTION**

##### **Brief**

The Local Government (Procedures at Meeting) Regulations 2013 provide the Chief Executive Officer with the ability to put forward recommendation to Council to revoke or amend a resolution passed by Council since the last general election. This report requests Council to consider revoking in-part, resolutions made at the Council meeting of 8 May 2023 relating to the Code of Practice for Meeting Procedures (refer CL 08/05/23, Item 6.55).

##### **General Declaration of Interest**

Councillor - Michael McEwen declared a general conflict of interest pursuant to section 75B of the Local Government Act for Item 6.57. The nature of Councillor - Michael McEwen's general conflict is with respect to the decision to allow/not allow livestreaming of Council meetings. He made the initial declaration on 8 May and for the purpose of consistency will maintain this position. The conflict arises by nature of his employment working in the South Australian Parliament. The member he works for has taken legislative interest in the possibility to amend the Local Government Act 1999 to mandate livestreaming. While he does not work on the Local Government portfolio for this member or share or advocate that members views on livestreaming either way, that he has knowledge of this creates a general indirect conflict of interest for him when considering carrying out his role on Council in relation to this decision and the perception of his ability

to act impartially is compromised. Councillor - Michael McEwen dealt with the conflict of interest in the following transparent and accountable way and left the meeting.

Councillor - Michael McEwen left the meeting at 7.36 PM

Leave of the meeting sought to consider the parts to Item 6.57 separately. Leave was granted.

**Moved** Councillor - Kelly Thomas      **Seconded** Councillor - Senthil Chidambaranathan

### **Motion**

**Chief Executive Officer recommendation pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013:**

**1. That the Council resolves to revoke the Council resolution made at its meeting of 8 May 2023, Item 6.55 Parts 1 and 3 only that read:**

***1. That the Council consider the following amendments to the Code of Practice for Meeting Procedures:***

- Not be amended to allow for the live streaming of Council meetings and that \$4,000 be sourced from the relevant budget in this financial year to purchase the minor equipment required.***

***3. That the Council consider the following amendments to the Code of Practice for Meeting Procedures:***

- Be amended to include a requirement that the public cannot record the proceeding of a Council meeting.***

**2. That Council consider the following amendments to the Code of Practice for Meeting Procedures:**

- Be amended to allow for the live streaming of Council meetings and that \$4,000 be sourced from the relevant budget in this financial year to purchase the minor equipment required.**

**Lost (6 votes in favour, 7 against)**

**Division called by Councillor - Kelly Thomas**

Voters	For	Against	Not Vote
Councillor - Alice Campbell		X	
Councillor - Edgar Agius		X	
Councillor - George Turelli	X		
Councillor - Katriona Kinsella	X		
Councillor - Kelly Thomas	X		
Councillor - Merlindie Fardone	X		
Councillor - Nicholas Le Lacheur	X		
Councillor - Peter Ppiros		X	
Councillor - Quin Tran		X	
Councillor - Rachele Tullio		X	
Councillor - Senthil Chidambaranathan	X		
Councillor - Stuart Ghent		X	
Councillor - Thomas Scheffler		X	
Mayor - Angela Evans			X

**The motion to Item 6.57 part 1 was Lost**

**Moved Councillor - Kelly Thomas**

**Seconded Councillor - George Turelli**

**Motion****2. That Council consider the following amendments to the Code of Practice for Meeting Procedures:**

- **Be amended to allow for a recording of the meeting to be retained on Council's preferred platform and available to the public until such time as the minutes of that meeting have been signed and certified as true and correct.**

**Lost (6 votes in favour, 7 against)**

**Division called by Councillor - Kelly Thomas**

Voters	For	Against	Not Vote
Councillor - Alice Campbell		X	
Councillor - Edgar Agius		X	
Councillor - George Turelli	X		
Councillor - Katriona Kinsella	X		
Councillor - Kelly Thomas	X		
Councillor - Merlindie Fardone	X		
Councillor - Nicholas Le Lacheur	X		
Councillor - Peter Ppiros		X	
Councillor - Quin Tran		X	
Councillor - Rachele Tullio		X	
Councillor - Senthil Chidambaranathan	X		
Councillor - Stuart Ghent		X	
Councillor - Thomas Scheffler		X	
Mayor - Angela Evans			X

**The motion to Item 6.57 part 2 was Lost**

**Moved** Councillor - Kelly Thomas**Seconded** Councillor - Merlindie Fardone**Motion****2. That Council consider the following amendments to the Code of Practice for Meeting Procedures:**

- Be amended to include a requirement that the public can record the proceedings of a Council meeting.

**3. That the Code of Practice for Meeting Procedures be updated to include any of the changes reflected above.**

Lost (5 votes in favour, 8 against)

**Division called by** Councillor - Kelly Thomas

<b>Voters</b>	<b>For</b>	<b>Against</b>	<b>Not Vote</b>
Councillor - Alice Campbell		X	
Councillor - Edgar Agius		X	
Councillor - George Turelli	X		
Councillor - Katriona Kinsella	X		
Councillor - Kelly Thomas	X		
Councillor - Merlindie Fardone	X		
Councillor - Nicholas Le Lacheur	X		
Councillor - Peter Ppiros		X	
Councillor - Quin Tran		X	
Councillor - Rachele Tullio		X	
Councillor - Senthil Chidambaranathan		X	
Councillor - Stuart Ghent		X	
Councillor - Thomas Scheffler		X	
Mayor - Angela Evans			X

**The motion to Item 6.57 part 3 was Lost**

Councillor - Michael McEwen entered the meeting at 8.03 PM

**6.58 PERSONAL MOBILITY DEVICES IN SA - COMMUNITY CONSULTATION - DEPARTMENT FOR INFRASTRUCTURE AND TRANSPORT****Brief**

The South Australian Government has released a discussion paper and is seeking public feedback on the desirability of moving beyond the current electric scooter (e-scooter) trials and whether to allow ongoing use of Personal Mobility Devices (PMDs) on roads and in other public areas in South Australia. This report discusses the proposal and presents staff's proposed response to the State Government.

**Moved** Councillor - Katriona Kinsella

**Seconded** Councillor - Michael McEwen

**Motion**

- 1. That Council note past decisions regarding E-scooter trials across the City of Charles Sturt.**
- 2. That Council note the discussion paper prepared by the Department for Infrastructure and Transport (Appendix 1) to help inform changes to policy and legislation across South Australia in relation to E-scooters and other Personal Mobility Devices.**
- 3. That the submission prepared by Council staff (Appendix 2) be submitted to the South Australian Government for consideration as part of their consultation on Personal Mobility Devices with the inclusion of a reference the consultation also takes into consideration pedestrian safety and the disability access and inclusion interests of the broader community.**

**Carried**



## 6.59 ADELAIDE BEACH MANAGEMENT REVIEW - SUBMISSION

### Brief

The State Government is undertaking a comprehensive review of all options available for managing Adelaide's beaches metropolitan coastline from Kingston Park in the South to Section Banks in the North with the areas of West Beach, Henley Semaphore Park being of particular interest but taking a whole of coast approach. The review aims to ensure a long-term solution is found that puts community and the environment at the core. Sand nourishment is considered critical in achieving this long term goal.

There are two rounds of consultation proposed as part of this review. This is intended to be Council's first submission into the review. The response is included in Appendix 1 for the endorsement of Council.

**Moved Councillor - Kelly Thomas**

**Seconded Councillor - Stuart Ghent**

### Motion

- 1. That Council continues to advocate to the State and Federal Government to ensure a long term solution is realised for the sustainable nourishment of our beaches.**
- 2. That the response to the Adelaide Beach Management Review forming Appendix 1, be endorsed for submission into the current round of consultation forming part of the Adelaide Beach Management Review.**

**Carried Unanimously**

## 6.60 DISCRETIONARY WARD ALLOWANCE – CONSIDERATION OF APPLICATIONS

### Brief

Discretionary Ward Allowance grants are available to eligible, not for profit individuals, groups and organisations which are seeking funding support for programs, projects and activities that benefit the local community. This report is for Council to consider new applications that have been received and assessed.

Leave of the meeting was sought to consider the parts to Item 6.60 individually. Leave was granted.

**Moved Councillor - Alice Campbell**

**Seconded Councillor - Katriona Kinsella**

### Motion

- 1. That the Discretionary Ward Allowance application for the Fitzroy Community Club Inc for \$5,000.00 (ex GST) be approved from Hindmarsh Ward.**

**Carried Unanimously**

**Moved** Councillor - Katriona Kinsella

**Seconded** Councillor - Alice Campbell

**Motion**

2. That the Discretionary Ward Allowance application for Adelaide Bike Kitchen for \$2,559.00 (no GST) be approved from Hindmarsh Ward.

**Carried Unanimously**

**Moved** Councillor - Alice Campbell

**Seconded** Councillor - Katriona Kinsella

**Motion**

3. That the Discretionary Ward Allowance application for The Croatian Club Adelaide Inc for \$4,995.00 (ex GST) be approved from Hindmarsh Ward.

**Carried Unanimously**

**Moved** Councillor - Peter Ppiros

**Seconded** Councillor - George Turelli

**Motion**

4. That the Discretionary Ward Allowance application for The Scout Association of Australia SA Branch - Kidman Park Scout Group for \$4,167.41 (ex GST) be approved from Findon Ward.

**Carried Unanimously**

**Moved** Councillor - Thomas Scheffler

**Seconded** Councillor - Rachele Tullio

**Motion**

5. That the Discretionary Ward Allowance application for Grange Surf Life Saving Club Inc for \$4,790.00 (ex GST) be approved from Grange Ward.

**Carried Unanimously**

**Moved** Councillor - Merlindie Fardone

**Seconded** Councillor - Kelly Thomas

**Motion**

6. That the Discretionary Ward Allowance application for the Marine Discovery Centre for \$2,595.00 (ex GST) be approved from Henley Ward.

**Carried Unanimously**

**Moved Councillor - Kelly Thomas**

**Seconded Councillor - George Turelli**

**Motion**

- 7. That the Discretionary Ward Allowance application for Woodville Bowling Club for \$5,000.00 (ex GST) be approved from West Woodville Ward and Findon Ward for \$995.18.**

**Carried Unanimously**

**7. MOTIONS ON NOTICE**

**7.03 NOTICE OF MOTION - LIVESTREAMING OF COUNCIL MEETINGS - UNDERTAKING PUBLIC CONSULTATION**

**Brief**

A Motion on Notice has been received from Councillor Merlindie Fardone for Council to undertake public consultation to gauge the community's appetite for the livestreaming of Council meetings.

**General Declaration of Interest**

Councillor - Michael McEwen declared a general conflict of interest pursuant to section 75B of the Local Government Act for Item 6.57. The nature of Councillor - Michael McEwen's general conflict is with respect to the decision to allow/not allow livestreaming of Council meetings. He made the initial declaration on 8 May and for the purpose of consistency will maintain this position. The conflict arises by nature of his employment working in the South Australian Parliament. The member he works for has taken legislative interest in the possibility to amend the Local Government Act 1999 to mandate livestreaming. While he does not work on the Local Government portfolio for this member or share or advocate that members views on livestreaming either way, that he has knowledge of this creates a general indirect conflict of interest for him when considering carrying out his role on Council in relation to this decision and the perception of his ability to act impartially is compromised. Councillor - Michael McEwen dealt with the conflict of interest in the following transparent and accountable way and left the meeting.

Councillor - Michael McEwen left the meeting at 8.29 PM

**Moved Councillor - Merlindie Fardone**

**Seconded Councillor - Kelly Thomas**

**Motion**

- 1. That Council undertake public consultation for a period of 21 calendar days on the appetite of livestreaming Council meetings.**
- 2. That Council's social media pages and the 'Your Say' page be used to seek community feedback on livestreaming Council meetings.**
- 3. That a report is brought back to Council outlining the results of the feedback received during the consultation period.**

**Carried Unanimously**

Councillor - Michael McEwen entered the meeting at 8.35 PM

## 8. QUESTIONS ON NOTICE

Nil

## 9. MOTIONS WITHOUT NOTICE

[As previously identified and agreed by the Presiding Member]

Nil

## 10. QUESTIONS WITHOUT NOTICE

Nil

## 11. BUSINESS - PART 11 - CONFIDENTIAL ITEMS

### 11.03 CONFIDENTIAL COVER REPORT - CAWRA - DRAFT ANNUAL BUDGET 2023/24

**Moved** Councillor - George Turelli      **Seconded** Councillor - Senthil Chidambaranathan

**Recommendation - Exclusion of the Public (from 8.36 PM)**

**That**

- a. pursuant to Section 90(2) of the Local Government Act 1999 Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer, General Manager Corporate Services, General Manager Asset Management Services, General Manager City Services, Manager Media, Marketing and Communications, Acting Manager Governance and Operational Support, Governance Officer, Operations Support Assistant, John Niarchos, and Rob Prime currently in attendance at the meeting in order to consider ITEM 11.03 CAWRA - DRAFT ANNUAL BUDGET 2023/24 in confidence.
- b. in accordance with Section 90(3) of the Local Government Act 1999 Council is satisfied that it is necessary that the public be excluded to consider the information contained in report ITEM 11.03 CAWRA - DRAFT ANNUAL BUDGET 2023/24 on the following grounds:

#### Confidential Legislation

b. information the disclosure of which - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council;  
and (ii) would, on balance, be contrary to the public interest.

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 public interest.

**Recommended Action**

- c. accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.

Carried Unanimously

**11.03 CAWRA - DRAFT ANNUAL BUDGET 2023/24****CONFIDENTIAL****Brief**

Council as a co-owner with the City of Port Adelaide Enfield of the regional subsidiary CAWRA is provided with the draft budget for comment as required under the Local Government Act 1999.

**Moved** Councillor - George Turelli      **Seconded** Councillor - Senthil Chidambaranathan

**Motion**

1. Confidential Motion.
2. Confidential Motion.
3. Confidential Motion.
4. That **ITEM 11.03 – CAWRA – DRAFT ANNUAL BUDGET 2023/24** having been considered in confidence pursuant to Sections 90(3)(b)(i) and (ii) and 90(3)(d)(i) and (ii) of the Local Government Act 1999, the Council hereby orders, in accordance with Section 91(7) of the Local Government Act 1999 that the report, appendix and minutes be kept confidential for a period of five (5) years.

Carried Unanimously

**12. REPORTS OF COMMITTEES - PART 11 - CONFIDENTIAL ITEMS**

Nil

**13. MEETING CLOSURE**

The meeting concluded at 8.50 PM.