



COUNCIL MINUTES

for the meeting held
on Monday, 24 July 2023

in the Council Chambers
72 Woodville Rd, Woodville SA 5011



PRESENT :**Elected Members:**

Mayor - Angela Evans, Councillor - Kenzie van den Nieuwelaar , Councillor - Kelly Thomas , Councillor - Alice Campbell, Councillor - George Turelli, Councillor - Nicholas Le Lacheur, Councillor - Merlindie Fardone, Councillor - Nicole Mazeika, Councillor - Peter Ppiros, Councillor - Michael McEwen, Councillor - Rachele Tullio, Councillor - Quin Tran, Councillor - Edgar Agius, Councillor - Thomas Scheffler, Councillor - Stuart Ghent

DATE :

Monday, 24 July 2023 | Time 7:00 PM

VENUE :

Council Chambers

In Attendance :

Acting Chief Executive Officer - Bruce Williams	General Manager Asset Management Services - Adrian Ralph
Acting General Manager Corporate Services – Kerrie Jackson	Manager Open Space Recreation and Property - Sam Higgins
Acting Manager Engineering Strategy and Assets – Shane Broadbent	Team Leader Governance and Business Support – Mary Del Giglio

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 - Katriona Kinsella

Councillor - Senthil Chidambaranathan

2. CONFIRMATION OF MINUTES

2.1 COUNCIL

Brief

Confirmation of the minutes of the previous meeting held on Monday, 10 July 2023.

Moved Councillor - Rachele Tullio

Seconded Councillor - Edgar Agius

Motion

That the minutes of the previous meeting held on Monday, 10 July 2023 be taken as read and confirmed.

Carried Unanimously

2.2 REPORTS OF COMMITTEES - PART I

2.2.1 ASSET MANAGEMENT COMMITTEE

Brief

The Asset Management Committee was held on Monday, 17 July 2023.

Moved Councillor - Merlindie Fardone

Seconded Councillor - Kelly Thomas

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

4.48 PROJECT UPDATE - FOOTPATH RENEWAL - ELEVENTH STREET, BOWDEN

Motion

1. That Council note previous decisions regarding the consultation outcomes and options for the renewal of the footpath on the Northern side of Eleventh Street in Bowden (between Gibson Street and Trembath Street).
2. That Council note that street trees with a semi-mature canopy can be sourced and installed in the new tree pits being constructed as part of the footpath renewal.
3. That Council proceed with Option 1 as endorsed by Council in April 2023 (refer AM 17/04/23, Item 4.23), with the use of semi-mature trees in lieu of mature trees.

4.49 UPDATE - BUS SHELTER ADVERTISING PROGRAM**Motion**

1. That Council note the decision making process for new shelter installations includes a patronage assessment and a commercial viability assessment.
2. That Council note the locations for new shelters to be installed as part of the first stages of the shelter advertising contract.

4.50 WEST BEACH SURF LIFE SAVING CLUB REDEVELOPMENT - CONSTRUCTION UPDATE**Motion**

1. That the report be received and noted.
2. That future update reports be presented to the Asset Management Committee at key construction milestone dates throughout the project.

4.51 RENOWN PARK LIVING STREETS PROJECT - GRANT ACCEPTANCE**Motion**

1. That the report be received and noted.
2. That Council notes the terms and conditions associated with the Cooler, Greener, Wilder Grants Program \$200,000 contribution towards the Renown Park Living Streets project, as detailed in the Grant Agreement contained in Appendix 1.

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

Carried Unanimously

2.2.2 CITY SERVICES COMMITTEE**Brief**

The City Services Committee was held on Monday, 17 July 2023.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Councillor - Quin Tran

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

4.18 COUNCIL ASSESSMENT PANEL - MARCH 2023 QUARTERLY REPORT**Motion**

That the report be received and noted.

4.19 HERITAGE CONSERVATION GRANT APPLICATION - FOR CONSIDERATION

Motion

That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the Applicant, D Cameron, for conservation work to a Representative Building located at 27 Stanley Street, Woodville South as outlined in the application referred to in Appendix A, 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

Nil

5. PETITIONS

5.05 PETITION - BEVERLEY GREENSPACES

Brief

A petition has been received from Andrija Sala requesting that Council and the Department of Infrastructure and Transport (DIT) prioritise the wellbeing of Beverley residents in all projects developed in Beverley, and asking that Council and DIT prioritise and provide adequate green spaces, parks and recreational spaces for their residents and their community in the suburb of Beverley at Toogood Reserve and Williams Street Reserve. The full outline of the petition requests are included in **Appendix 1**.

Moved Councillor - Edgar Agius

Seconded Councillor - Michael McEwen

Motion

- 1. That the petition be received and referred to the Asset Management Committee on Monday 21 August 2023.**
- 2. That Council notify the head petitioner of Council's decision.**

Carried Unanimously

6. BUSINESS

6.76 COMMUNITY CONSULTATION RESULTS AND INDUSTRY BENCHMARKING - LIVESTREAMING OF COUNCIL MEETINGS

Brief

At the Council meeting of 22 May 2023, Council endorsed community engagement be undertaken to gauge the communities appetite for livestreaming of its Council meetings. Complimentary to this, Council also endorsed a Motion at its meeting of 13 June 2023, to benchmark all Councils with the aim of gaining insight to the pros and cons of livestreaming. Legal advice was also requested as part of this resolution.

This report is in response to both Elected Member Motions on Notice, and presents the outcomes of the community engagement, industry benchmarking and legal advice.

Moved Councillor - Thomas Scheffler

Motion

1. That Council does not introduce audio and/or visual livestreaming and/or recording of Council Meetings.
2. That Council's Code of Practice for Meeting Procedures be amended to include a requirement that the public can not record the proceedings of Council and Committee meetings.

[Note: Requires 2/3rds of the members entitled to vote to validate the decision]

Leave of the meeting was sought to allow Councillor - Tom Scheffler an additional 5 minutes to conclude his debate. Leave was granted.

Seconded Councillor - Edgar Agius

Lost (8 votes in favour, 6 against).
The motion was Lost due to not meeting 2/3rds majority.

Division called by Councillor - Kelly Thomas

Voters	For	Against	Not Vote
Councillor - Alice Campbell	X		
Councillor - Edgar Agius	X		
Councillor - George Turelli		X	
Councillor - Kelly Thomas		X	
Councillor - Kenzie van den Nieuwelaar		X	
Councillor - Merlindie Fardone		X	
Councillor - Michael McEwen		X	
Councillor - Nicholas Le Lacheur		X	
Councillor - Nicole Mazeika	X		
Councillor - Peter Ppiros	X		
Councillor - Quin Tran	X		
Councillor - Rachele Tullio	X		
Councillor - Stuart Ghent	X		
Councillor - Thomas Scheffler	X		
Mayor - Angela Evans			X

The motion to Item 6.76 was Lost due to not meeting 2/3rds majority

Moved Councillor - Michael McEwen

Seconded Councillor - George Turelli

- 1. That Council introduce audio and visual livestreaming of Council meetings by the end of September 2023 to allow for the purchase, installation and testing of all Chamber equipment, and the recording of the meeting to remain on councils selected platform until the Minutes of the meeting are ratified by Council, for a trial period of six months.**
- 2. That the Code of Practice for Meeting Procedures be amended to exclude members of the public from livestreaming and/or recording Council and Committee meetings.**
- 3. That Council's Code of Practice for Meeting Procedures be updated to reflect the above practice.**
- 4. That \$4,000 be sourced from the relevant budget in this financial year to purchase the minor equipment required to enhance the livestream/recording experience.**
- 5. That a further report be brought to Council outlining any recommended changes to Council's Code of Practice for Public Access to Council and Committee Meetings and Associated Documents and be accompanied by a Community Engagement Approach in line with Part 2 of Councils Public Consultation Policy.**

[Note: Requires 2/3rds of the members entitled to vote to validate the decision]

Lost (6 votes in favour, 8 against).

The motion was Lost due to not meeting 2/3rds majority.

Division called by Councillor - Kenzie van den Nieuwelaar

Voters	For	Against	Not Vote
Councillor - Alice Campbell		X	
Councillor - Edgar Agius		X	
Councillor - George Turelli	X		
Councillor - Kelly Thomas	X		
Councillor - Kenzie van den Nieuwelaar	X		
Councillor - Merlindie Fardone	X		
Councillor - Michael McEwen	X		
Councillor - Nicholas Le Lacheur	X		
Councillor - Nicole Mazeika		X	
Councillor - Peter Ppiros		X	
Councillor - Quin Tran		X	
Councillor - Rachele Tullio		X	
Councillor - Stuart Ghent		X	
Councillor - Thomas Scheffler		X	
Mayor - Angela Evans			X

The motion to Item 6.76 was Lost due to not meeting 2/3rds majority.

6.77 MEMBERSHIP NOMINATION - AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (SA)

Brief

The Australian Local Government Women's Association (SA Branch) has written to Council requesting consideration to re-join the Association for the 2023/24 year and to provide a representative for the City of Charles Sturt.

Moved Councillor - Alice Campbell

Seconded Councillor - Merlindie Fardone

Motion

1. That City of Charles Sturt become an organisation member of the Australian Local Government Women's Association (SA Branch) for 2023/24.
2. That Council nominates Councillor - Alice Campbell and Councillor - Merlindie Fardone as the City of Charles Sturt representatives to the Australian Local Government Women's Association (SA Branch).
3. Council contacts the Australian Local Government Women's Association (SA Branch) to advise of the decision.

Carried Unanimously

6.78 NET ZERO QUARTERLY UPDATE**Brief**

The City of Charles Sturt recognises its role in and risks of climate change and declared a Climate Emergency in December 2019. *Net Zero: Our map to net zero corporate emissions 2020-2025* (Net Zero) was endorsed in late 2020 and is being implemented to reduce corporate greenhouse gas emissions and mitigate climate change. An update on the progress of Net Zero through the six established strategic working groups, is contained within this report.

Moved Councillor - George Turelli

Seconded Councillor - Michael McEwen

Motion

That Council note the April to June 2023 update report associated with the implementation of Net Zero to reduce greenhouse gas emissions from Council operations.

Carried Unanimously

6.79 REQUEST FOR LEAVE OF ABSENCE - COUNCILLOR KINSELLA**Brief**

A request has been received from Councillor Kinsella formally seeking leave of absence from attending the Council and Committee meetings for a period commencing Monday 24 July 2023, and concluding on Thursday 31 August 2023.

Moved Councillor - Alice Campbell

Seconded Councillor - Edgar Agius

Motion

That leave of absence is granted to Councillor Kinsella from Monday 24 July 2023 to Thursday 31 August 2023, with the flexibility to amend the leave of absence to attend Council and Committee meetings if her circumstances change.

Carried Unanimously

6.80 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 of Item 6.80 individually. Leave was granted.

Moved Councillor - Alice Campbell

Seconded Councillor - George Turelli

Motion

1. That the Discretionary Ward Allowance application for Multicultural Community Centre SA for \$4,990.00 (no GST) be approved from Hindmarsh Ward.

Carried Unanimously

Moved Councillor - Kenzie van den Nieuwelaar **Seconded** Councillor - Merlindie Fardone

Motion

2. That the Discretionary Ward Allowance application for Henley and Grange Arts Society Inc for \$5,000.00 (no GST) be approved from Henley Ward.

Carried Unanimously

7. MOTIONS ON NOTICE**7.05 MOTION ON NOTICE - 30 YEARS GOVERNOR OF HINDMARSH****Brief**

A Motion on Notice has been received from Councillor Kelly Thomas for Council to congratulate the Tonkin family for the Governor Hindmarsh Hotel's 30th birthday.

Moved Councillor - Kelly Thomas

Seconded Councillor - Alice Campbell

Motion

- 1. Councillor Thomas would like the Council to join with her in extending a warm congratulations to the Tonkin Family from the Governor Hindmarsh Hotel for their 30th birthday.**
- 2. That the Mayor write to the Governor Hindmarsh Hotel congratulating them on their 30th birthday.**
- 3. That Councillor Thomas' notes be included in the minutes.**

Carried Unanimously

Some History to start with - 30 years ago in 1993, the number of venues in which South Australian musicians could perform had dwindled to the point where the local live music scene was on the edge of extinction. Worried [about] the breaking of the chain of music being passed on from one generation to the next and that less commercially popular forms of music might disappear from society the Tonkin Family came to the Governor Hindmarsh Hotel with the idea of sharing their vast experience in live music and hospitality with the South Australian public, so they could continue to see and hear the music and musicians they love. Thirty years later there are now 3 generations of the Tonkin Family working within the hotel with the same ongoing vision. Many internationally known artists (such as Paul Kelly, Jimmy Barnes, Jon Stevens and Keith Urban to name a few) have developed their skills and cultivated their audiences in the venue while locally based musicians performed alongside of them. Community based music has always been of the utmost importance to the Tonkins and to this end they have introduced and maintained many different kinds of music "sessions" in the front bar of the hotel. Over 6 nights a week Charles Sturt area musicians get to mingle with choirs, blues bands, American, Irish, and Cajun music styles even a ukulele group with lessons for children and adults. They also have a chance to play songs written in the streets of Hindmarsh in the Hotels and "Open Mic" night on Friday nights. People who played at the hotel as young people are now bringing their children there to learn their musical skills. Many Adelaide High Schools hold their annual concerts in The Venue. The Tonkins have been able to use the activities across the hotel to subsidise all this local, informal music in a way that no other hotel can. They consider community awareness and ability to play music together as their profit. As a business they employ around 60 people at any one time. The Gov has provided employment for many Charles Sturt locals over these years especially as their young employee's study in higher education courses. Even international music star Sia has poured beers there. The Hotels activities have been applauded locally and across Australia. After numerous voting's as the Australian Hotels Associations Best Live South Australian Venue, the association in 2012 accoladed The Gov as the best venue in Australia. It has also won the Australasian Performing Rights Associations inaugural award for Best live Music Venue and in 2012 became the first venue to be included in the South Australian Music Venue Hall of Fame. A few years ago, the Covid 19 Pandemic hit us and businesses such as the Gov were hit hard, they changed their business ways and were still able to bring music to the people by livestreaming nights with the help of our Council from the front bar into people's homes. The Governor Hindmarsh Hotel has been an important cultural asset to the Charles Sturt Community for 30 years and I would like to wish them a Happy Anniversary and thank them for bringing so much music into so many South Australians lives, for no other reason than that they thought it needed to be done.

Congratulations and thank you Brian, Vivian, Richard, Melissa and Joanne

7.06 MOTION ON NOTICE - AMENDMENT OF COUNCIL RESOLUTIONS - GRANTING OF DISCRETIONARY WARD ALLOWANCE FUNDS

Brief

A Motion on Notice has been received from Councillor Nicole Mazeika for Council to amend two decisions made by Council at the Council meeting 10 July 2023. The decisions proposed to be amended relate to the granting of Discretionary Ward Allowance funds to Madonna Dei Martiri - Molfetta Club, and Italian Home Delivered Meals Services - Nonna's Cucina.

Moved Councillor - Nicole Mazeika

Seconded Councillor - Alice Campbell

Motion

1. That Council amend the original motion endorsed at the Council meeting of 10 July 2023 to grant the additional \$2,500.00 requested by the Molfetta Club.
2. That Council amend the original motion endorsed at the Council meeting of 10 July 2023 to grant the additional \$2,500.00 requested by the Italian Home Delivered Meals Services - Nonna's Cucina.

Carried

Division called by Councillor - Thomas Scheffler

Voters	For	Against	Not Vote
Councillor - Alice Campbell	X		
Councillor - Edgar Agius	X		
Councillor - George Turelli		X	
Councillor - Kelly Thomas		X	
Councillor - Kenzie van den Nieuwelaar		X	
Councillor - Merlindie Fardone		X	
Councillor - Michael McEwen	X		
Councillor - Nicholas Le Lacheur	X		
Councillor - Nicole Mazeika	X		
Councillor - Peter Ppiros	X		
Councillor - Quin Tran	X		
Councillor - Rachele Tullio	X		
Councillor - Stuart Ghent	X		
Councillor - Thomas Scheffler	X		
Mayor - Angela Evans			X

The motion to Item 7.06 was Carried

7.07 MOTION ON NOTICE - AMENDMENT OF DISCRETIONARY WARD ALLOWANCE GUIDELINES**Brief**

A Motion on Notice has been received from Councillor Nicole Mazeika for Council to amend the maximum amount per Discretionary Ward Allowance (DWA) application to \$2,500.00, and to require only one quote, for the 23/24 financial year.

Moved Councillor - Nicole Mazeika

Seconded Councillor - Michael McEwen

Motion

1. That the DWA Guidelines are amended to reduce the maximum amount per application to \$2,500.00 and require only 1 quote.
2. That this is only applicable for the 23/24 Financial Year.
3. That the allocated funding for the DWA program is reconsidered as part of the 24/25 budget process.
4. That applications which are currently being assessed should be done so against the current guidelines for procedural and good governance reasons.

Moved Councillor - Quin Tran

Seconded Councillor - George Turelli

Amended Motion

1. That the DWA Guidelines are amended to reduce the maximum amount per application to \$3,000.00 and require 2 quotes.
2. That this is only applicable for the 23/24 Financial Year.
3. That the allocated funding for the DWA program is reconsidered as part of the 24/25 budget process.
4. That applications which are currently being assessed should be done so against the current guidelines for procedural and good governance reasons.

The Motion to Item 7.07 was Tied. Mayor Evans had the casting vote and voted in the affirmative and the Item was Carried.

Moved Councillor - Nicole Mazeika

Seconded Councillor - Michael McEwen

Motion as Amended

1. That the DWA Guidelines are amended to reduce the maximum amount per application to \$3,000.00 and require 2 quotes.
2. That this is only applicable for the 23/24 Financial Year.
3. That the allocated funding for the DWA program is reconsidered as part of the 24/25 budget process.
4. That applications which are currently being assessed should be done so against the current guidelines for procedural and good governance reasons.

Carried

8. QUESTIONS ON NOTICE

Nil

9. MOTIONS WITHOUT NOTICE

[As previously identified and agreed by the Presiding Member]

9.02 MOTION WITHOUT NOTICE – HALTING SAND MINING FROM THE TORRENS OUTLET

Brief

In accordance with the City of Charles Sturt's Code of Practice for Meeting Procedures, Mayor Evans received and accepted a Motion Without Notice from Councillor Kenzie van den Nieuwelaar as the rationale provided by Councillor Kenzie van den Nieuwelaar demonstrated the urgency of the matter.

Moved Councillor - Kenzie van den Nieuwelaar **Seconded** Councillor - Merlindie Fardone

Motion

That the Mayor writes to the Premier, Deputy Premier and Attorney-General, (copying in the Opposition Leader and Member for Colton) requesting that:

1. Sand mining from the Torrens Outlet be halted indefinitely until the Adelaide Coastal Management Review is completed, noting that;

Forward passing of sand is detrimental to the environment.

An Environmental Impact Statement (EIS) and scientific modelling need to be undertaken to:

- a. ensure that further and potentially irreversible damage isn't caused to the West Beach dunes and infrastructure due to forward passing of sand, as there has been insufficient sand nourishment over many years to support this.

- b. ensure there is no impact on the endangered hooded plovers living in the area.
2. Instead of mining sand from the Torrens Outlet the State Government either;
- a. Remove the State Government directive to the Department of Environment & Water staff to prevent movement of sand from the northern metropolitan beaches to West Beach & Henley South. Counteracting the natural northern littoral drift by moving sand south is scientifically sound and desperately needed to counteract the loss of sand at Henley South without causing further damage and loss at West Beach.
 - b. Invest in additional quarry sand to be placed at Henley South to counteract the loss of sand.

Carried Unanimously

10. QUESTIONS WITHOUT NOTICE

Nil

11. BUSINESS - PART 11 - CONFIDENTIAL ITEMS

Nil

12. REPORTS OF COMMITTEES - PART 11 - CONFIDENTIAL ITEMS

Nil

13. MEETING CLOSURE

The meeting concluded at 9 PM.