
City of Onkaparinga
Minutes of the Council meeting
held on 28 July 2015

Venue: Council Chamber, Civic Centre
Ramsay Place, Noarlunga Centre

Meeting commenced: 7pm

Present: Mayor L F Rosenberg
Cr M Bray
Cr J Deakin
Cr H Greaves (7.02pm)
Cr J Gunn
Cr G Hennessy
Cr R Holtham
Cr W Jamieson
Cr G Kilby
Cr H Merritt
Cr B Nankivell
Cr L Nicholls
Cr G Olbrich (7.15pm)
Cr W Olsen
Cr D Parslow
Cr P Schulze
Cr N Swann
Cr M Themeliotis
Cr H Wainwright

Apologies: Cr D Chapman

Leave of absence: Cr S Brown

Absent:

Pledge:

We recognise this City's considerable natural and cultural heritage, including thousands of years of traditional ownership by Kurna, and the more recent contribution from people either born here or who have migrated here. As we meet together, we build on this heritage by respecting and listening to each other, thinking clearly, being receptive to new ideas, speaking honestly, and deciding wisely for the current and future well-being of those we serve.

1. Opening of meeting

Mayor Rosenberg officially declared the meeting open at 7pm.

2. Confirmation of minutes of the Council meeting held on Tuesday 7 July 2015.

Cr Holtham MOVED that the minutes of the proceedings of the Council meeting held on 7 July 2015 be received and confirmed as an accurate record of those proceedings.

Seconded by Cr Nankivell.

CARRIED

Cr Greaves entered the meeting at 7.02pm.

3. Adjourned business

Nil.

4. Leave of absence

Nil.

5. Mayor's Communication

5.1 Mayor's Report 28 July 2015

Meeting with Minister Brock

The CEO and I had an opportunity to meet with Geoff Brock, Minister for Local Government and Regional Development on 7 July 2015. The Minister was very generous with his time, being with us for five hours. This extended visit gave us an opportunity to talk him through a range of updates of Council activity, especially where his support and advocacy would be useful as well as showing him some of our region.

Topics covered were:

- Noarlunga Regional Centre (NRC) and McLaren Vale Tourism accommodation initiatives

We particularly requested the Minister's support in taking up our case for land release around the railway station with the Hon Stephen Mullighan, Minister for Housing and Urban Development. This is essential to ensure a holistic NRC development. He has committed to following this through.

- World Heritage Bid Program

We discussed the history of this project thus far and expanded on the areas of advantage such a bid holds for tourism and agricultural value add in our region. We requested he speak to the relevant Ministers in government to attempt to change the lack of State support we currently have for this initiative.

- Sellicks Beach sewer proposal

We gave Minister Brock all relevant background history to the issue of the need for infrastructure to support sewer delivery at Sellicks Beach. As you are aware the key to our ongoing negotiations is how to best deliver a win:win by achieving sewer connection but at the same time getting additional water for agriculture. The Minister committed to speaking to the Hon Leon Bignell, Minister for Agriculture, Food and Fisheries about this issue.

- Local Government Act review

LG (Accountability and Governance) Amendment Bill tabled in Parliament.

Attachment 1 is the Minister's second reading speech. As is clear from this speech this amendment is 'rats and mice' and not driving any major reforms. Late next year is the timing for a more substantial reforming piece of legislation.

My view is we should set up an email logging system so all elected members can log issues as they arise and we can then formalise a response to reform after workshopping all the list.

- Rate rebate to community housing sector

As you may also be aware there has been a change of direction from government on this where we were given advice that the rebate would no longer be mandatory and they have since reneged on that statement. This leaves Local Government again facing major rates loss into the future. Attachment 2 is a question and answer by Minister Rau on this issue.

- Coast Park

We raised with the Minister our concerns that this project, originally started by State Government, now appears to not be secure in relation to 50:50 funding. Once again, this will leave Local Government holding the can for what was a State initiative unless we just say 'no thanks, you withdraw funds, so do we!'

NAIDOC celebrations

I was pleased to hold my annual NAIDOC Mayor's Civic event during NAIDOC week.

This year we featured Cultural Connections, a group of young women working together to improve their outlook and future and they catered for the event (delicious). We also featured the Wirreanda School students "In Defence of our Homelands" ANZAC exhibition where each student researched an Aboriginal digger and produced an exhibition of each of their lives. I am expecting this exhibition will appear in libraries for more to see.

Metropolitan Local Government Group (MLGG) meeting

This meeting was held on 8 July 2015.

- Reports included an update on the economic development think tank first forum and media associated with this think tank and an unabridged version of the notes taken. As one of MLGG's three key priorities for the year, our work in

economic development is being informed by both the China work/strategy and the think tank.

Included at attachment 3 is the MLGG media released after the think tank. It was agreed that MLGG hold an economic development forum in August 2015 building on what work has already been done.

- Priority two is the metropolitan cycling strategy. The draft strategy to date is concentrating on cycling route priorities, funding opportunities and education programs.
- Priority three is planning reform and precinct planning guidelines. A planning reform technical advisory group is working closely with the Local Government Association staff around the legislative program for planning reform. They have met three times to work through the Terms of Reference, DPTI partnerships and implementation program of reforms, engagement of MacroPlan to compile a Regulatory Impact Assessment. They are also identifying cultural and practice barriers that may block the implementation of planning reforms. The Local Government Association Executive is acting as a planning reform strategic advisory group also.

The precinct planning guidelines project is progressing with work by the consultant Helen Dyer. The project scope is designed to answer two key areas "when should the precinct planning model be used and what is Council's role in the precinct planning process?"

Rate capping

David Spiers MP, Member for Bright introduced an inquiry in Parliament into rate capping. Council has prepared a submission to the inquiry and it is included at attachment 4.

Federal reforms

- Reform of the Federation program is well advanced with an expected green paper release late 2015.
- Reform of Australian taxation system discussion paper has been released and a white paper is expected early 2016.

Local Nuisance Bill

Here comes another responsibility shift – this time from the Environment Protection Authority to Local Government for local or community nuisance. The Bill will go to Parliament before the end of 2015 - hope we get some of the funds returned from our waste levy to police this one!

Local Government Association

There has been some councils recently questioning what the Local Government Association does for its membership costs. I have included a summary sheet from the LGA for your information. Attachment 5 refers.

Noarlunga Hospital and Transforming Health

I received a letter from the Hon Kyam Maher MLC, Acting Minister for Health advising that the Noarlunga Hospital is here to stay. Please refer to attachment 6 for further information.

China

Letters have gone post our China visit as follows:

- thank you to Mr Su, Vice Secretary Working Committee Qinhuangdao Economic and Technology Development Zone with an invite to visit in 2016, leading a delegation
- Jiang Dongfeng – invitation to visit in 2015, Jinan Municipal Bureau of Commerce
- Mr Bai Wen – General Manager Beijing, Economic and Technical Investment Development Corporation with an invite to visit in September 2015
- Mayor Zhao – thank you for hosting Changli County with an invitation to visit October 2015 along with wineries and wine interests, education and tourism.

The City of Onkaparinga were recently in a recent edition of the Economic Development Journal and can be read at attachment 7.

Mayor's Prayer Breakfast - Thursday 27 August at Serafino Wines.

Please find at attachment 8 the flyer for my upcoming prayer breakfast. I hope you will attend and bring friends or at least advertise it widely. My charity is Sports Chaplaincy in recognition of Shaun Hart (GO POWER) as my guest speaker.

Government land releases

Upcoming land releases by government are as follows:

- Christie Downs – mid 2015 – density 30 dwellings/ha
- Seaford Meadows mid 2015 – density 17 dwellings/ha
- Old Coach Road, Aldinga - mid 2015 – density 10 dwellings/ha.

Economic growth/unemployment

As South Australia received the disappointing unemployment statistics of growing unemployment, the Hon Martin Hamilton-Smith, Minister for Investment and Trade has appointed Rob Chapman, Adelaide Crows Chairman to lead a \$15 million investment fund body aiming to grow SA jobs. The media release is included at attachment 9.

Financial Assistance Grants to Local Government

Mayor Troy Pickard, President of the Australian Local Government Association, has written to me asking for our Council's assistance to restore the indexation of Financial Assistance Grants and to address their adequacy. I have also received a letter from The Hon Warren Truss MP, Deputy Prime Minister which provides background information. Please refer to attachment 10 for a copy of the correspondence.

As discussed as part of the financial planning and budgetary process over the past few years, indexation on Financial Assistance Grants (FAGs) funding from the Federal Government is currently frozen until 2017-18. Council are due to receive approximately \$8.2m of FAGs in 2015-16, had this amount been indexed at 3 per cent a further approximately \$250,000 would have been received. The freezing of FAGs indexation therefore places significant pressure on councils budget.

As such in order for Council to show their support of this Australian Local Government Association campaign, the Australian Local Government Association have proposed recommendation 2, 3 and 4 below be passed by Council. As we are already required to report funding provided by the Federal Government as

Commonwealth grant funding in council publications, complying with resolution 4 has no additional impact on council resources.

Mayor's calendar

My activities from 30 June 2015 – 19 July 2015 are reflected in attachment 11.

Thank you



Lorraine Rosenberg

Mayor

MOVED Cr Kilby.

That Council:

1. *Note the 28 July 2015 Mayor's Report*
2. *Acknowledges the importance of federal funding through the Financial Assistance Grants program for the continued delivery of councils services and infrastructure*
3. *Acknowledges that council will receive approximately \$8.2 million in Federal Assistance Grants in 2015-16*
4. *Will ensure that this federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in council publications, including annual reports.*

Seconded by Cr Parslow.

CARRIED

6. Presentation

Nil.

Mayor Rosenberg brought forward items 8.1 Civic Awards Committee minutes, 8.2 Strategic Directions Committee minutes and 9.1 Elected member representation for the Darlington Upgrade Project Community Liaison Group at this point.

8. Presentation by Committee Chairpersons and reports to Council by Council Committees.

8.1 Civic Awards Committee minutes

MOVED Cr Jamieson.

That Council note the minutes of the Civic Awards Committee meeting held on 20 July 2015 as attached to the agenda report.

Seconded by Cr Gunn.

CARRIED

8.2 Strategic Directions Committee minutes

MOVED Cr Parslow.

That Council note the minutes of the Strategic Directions Committee meeting held on 21 July 2015 as attached to the agenda report.

Seconded by Cr Deakin.

CARRIED

9. Reports of officers

9.1 Elected member representation for the Darlington Upgrade Project Community Liaison Group

MOVED Cr Themeliotis.

That Council appoint Cr Nankivell as the City of Onkaparinga local government representative to the Department of Planning, Transport and Infrastructure's Darlington Upgrade Community Liaison Group and note that in the event they are unable to attend a meeting, they may identify a proxy to attend in their place.

Seconded by Cr Greaves.

CARRIED

7. Deputation

7.1 Cat management (Allison Farr)

Allison Farr gave a deputation and answered questions from elected members in relation to cat management.

Cr Olbrich entered the meeting at 7.15pm.

9.2 2015 April events series evaluation report

MOVED Cr Greaves.

That Council note the report.

Seconded by Cr Merritt.

CARRIED

10. Nominations to external bodies

Nil.

11. Questions on notice

Nil.

12. Motions

12.1 Notice of Rescission Motion (Cr Bray)

MOVED Cr Bray.

- 1. That the motion of Council passed on 23 June 2015 at Item 3.3 of the agenda entitled "Fees and Charges 2015–16":*
- 2. That Council review and adopt the proposed Fees and Charges for 2015-16 as included in attachment 1 to the agenda report effective from 1 July 2015.*
- 3. be AMENDED by addition of an amendment to attachment 1, and a second point 'Workshop for burial plot and renewal fees' as set out below:*
 - 1. That Council review and adopt the proposed Fees and Charges for 2015-16 as included in attachment 1 to the agenda report effective from 1 July 2015, with the amendment that the 2015–16 fee for Burial Plot Interment Renewal fee be \$0.*
 - 2. That input from interested parties be sought and councillors workshop the burial plot renewal fee as part of the preparation for the 2016–17 budget.*

Seconded by Cr Nankivell.

The MOTION was LOST on the Mayor's casting vote.

13. Petitions

13.1 Petitions regarding Port Noarlunga beach becoming a dog prohibited beach

MOVED Cr Kilby.

- 1. That the petitions be received.*
- 2. That the petitions are received as submissions on the proposed new dog prohibited and dog on-leash areas currently open for consultation.*
- 3. That the head petitioners be notified of Council's decision.*

Seconded by Cr Swann.

CARRIED

14. Urgent business

Nil.

15. Confidential items

15.1 Noarlunga Regional Centre Revitalisation - National Stronger Regions Grant

MOVED Cr Greaves.

1. *That:*

a. *under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public, with the exception of staff on duty, be excluded from attendance at the meeting in order to consider this item in confidence.*

b. *the Council is satisfied that it is necessary that the public, with the exception of staff on duty, be excluded to enable the Council to consider the report at the meeting on the following grounds:*

Section 90(3)(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;

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.*

Seconded by Cr Hennessy.

CARRIED

MOVED Cr Merritt.

7. *That the matter of Noarlunga Regional Centre Revitalisation - National Stronger Regions Grant having been considered by the Council in confidence under sections 90(2) and 90(3)(b) of the Local Government Act 1999 that an order be made under the provisions of sections 91(7) and (9) of the Local Government Act 1999 that the Noarlunga Regional Centre Revitalisation - National Stronger Regions Grant and the minutes and the report of the Council relating to discussion of the subject matter be kept confidential until a contract has been awarded for the construction of the new recreation centre.*

8. *That, pursuant to section 91(9)(a) of the Local Government Act 1999, Council delegates the duty to conduct an annual review of the confidentiality order to the Chief Executive Officer, or their sub-delegate.*

9. *That, pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke the confidentiality order to the Chief Executive Officer, or their sub-delegate.*

Seconded by Cr Hennessy.

CARRIED

15.2 Urgent business - Staff update

MOVED Cr Parslow.

1. That:

- a. under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting in order to consider this item in confidence.*
- b. the Council is satisfied that it is necessary that the public be excluded to enable the Council to consider the report at the meeting on the following grounds:

Section 90(3)(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);*
- c. 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 and/or discussion confidential.*

Seconded by Cr Jamieson.

CARRIED

MOVED Cr Schulze.

- 3. That the matter of the Staff update having been considered by the Council in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999 that an order be made under the provisions of Sections 91(7) and (9) of the Local Government Act 1999 that the Staff update and the minutes of the Council relating to discussion of the subject matter be kept confidential until all relevant parties have been notified.*
- 4. That, pursuant to Section 91(9)(a) of the Local Government Act 1999, Council delegates the duty to conduct an annual review of the confidentiality order to the Chief Executive Officer or their sub-delegate.*
- 5. That pursuant to Section 91(9)(c) of the Local Government Act 1999 Council delegates the power to revoke the confidentiality order to the Chief Executive Officer or their sub-delegate.*

Seconded by Cr Olbrich.

CARRIED

16. Closure

Mayor Rosenberg officially declared the meeting closed at 9.25pm.

*Certified CorrectChair
/ /2015*