
City of Onkaparinga
Minutes of the Council meeting
held on 29 September 2015

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

Meeting commenced: 7pm

Present: Mayor L F Rosenberg
Cr M Bray
Cr S Brown (7.13pm)
Cr J Deakin
Cr H Greaves
Cr J Gunn
Cr G Hennessy
Cr R Holtham
Cr W Jamieson
Cr G Kilby
Cr H Merritt
Cr B Nankivell
Cr G Olbrich (7.01pm)
Cr W Olsen
Cr D Parslow
Cr P Schulze
Cr N Swann
Cr M Themeliotis
Cr H Wainwright

Apologies: Cr D Chapman
Cr L Nicholls

Leave of absence:

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 8 September 2015.

Cr Olbrich entered the meeting at 7.01pm.

Cr Gunn MOVED that the minutes of the proceedings of the Council meeting held on 8 September 2015 be received and confirmed as an accurate record of those proceedings.

Seconded by Cr Merritt.

CARRIED

3. Adjourned business

Nil.

4. Leave of absence

4.1 Leave of absence – Cr J Gunn

Cr Deakin MOVED that Cr Gunn be granted leave of absence from 5 October 2015 to 19 October 2015 inclusive.

Seconded by Cr Olbrich.

CARRIED

5. Mayor's Communication

MOVED Cr Greaves.

That Council note the Mayor's verbal update.

Seconded by Cr Merritt.

CARRIED

Cr Olsen left his seat in the Chamber at 7.04pm.

Cr Olsen resumed his seat in the Chamber at 7.06pm.

6. Presentation

6.1 2015 National Award for Economic Development Excellence

Cr Brown entered the meeting at 7.13pm.

Mark Dowd, Chief Executive Officer presented Mayor Rosenberg with the 2015 National Award for Economic Development Excellence in the Leadership Elected category.

The award acknowledges our approach to economic growth and investment attraction, supporting the community driven priorities for 'A Prosperous Economy' as identified in our Community Plan 2035.

The CEO thanked the Mayor for her integral role in shaping and communicating regional opportunities for our city.

7. Deputations

7.1 2015 Willunga Hillclimb road closure (Andrew Admiraal, Ultimate Motorsport Events)

Andrew Admiraal gave a deputation and answered questions from elected members in relation to the 2015 Willunga Hillclimb road closure.

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

8.1 Audit, Risk, Value and Efficiency Committee minutes

MOVED Cr Nankivell.

That Council note the public minutes of the Audit, Risk, Value and Efficiency Committee meeting held on 14 September 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 22 September 2015 as attached to the agenda report.

Seconded by Cr Swann.

CARRIED

9. Reports of officers

9.1 Temporary road closure Willunga Hillclimb event

MOVED Cr Kilby.

1a In accordance with Clause G of the Minister for Transport and Infrastructure Notice dated 22 August 2013 (as presented to Council on 7 July 2015) which delegates his power to Council to close roads and grant exemptions for events, Council consents to the proposed road closure of:

Old Willunga Hill Road, Willunga from St Matthews Street to Meadows Road from 9am to 6pm on Sunday 29 November 2015.

1b Council support the Commissioner of Police order that the proposed roads which are listed in recommendation 1a be closed, subject to the Southern Districts Car Club:

- paying for the advertising and management of the temporary road closures for the Willunga Hillclimb event*
- notifying all property owners along the route and within the Willunga township in writing*
- advertising the event well in advance*
- assuming responsibility for any damage to the road resulting from the event.*
- facilitating the road closures and assist local residents and road users through the detours using marshals and professional traffic management contractors.*

Seconded by Cr Schulze.

CARRIED

9.2 2015-16 Black Spot Program and Funding Deeds

MOVED Cr Bray.

1. That the Mayor and Chief Executive Officer be authorised to sign and affix the Common Seal of Council for the following approved 2015-16 Black Spot programs:

Infrastructure Investment Australian Government Black Spot Program for:

- a) Bowering Hill Road/Port Road, Port Willunga – intersection upgrade*
- b) Baker Gully Road/Chapel Hill Road/Chaffey's Road, Blewitt Springs – safety upgrade works.*

State Government Black Spot Program for:

- a) States Road/Sports Park Drive, Morphett Vale – intersection upgrade*
- b) Goldsmith Drive/David Witton Drive, Noarlunga Centre – intersection upgrade*
- c) Chalk Hill Road/Olivers Road/Field Street, McLaren Vale – intersection upgrade.*

2. *That Council note the Old Coach Road/Tuit Road, Maslin Beach project was unsuccessful for Black Spot funding in 2015-16, therefore will not proceed and will be resubmitted for Black Spot funding consideration in 2016-17.*
3. *That Council funding approved for the Bakers Gully Road/Chapel Hill Road/Chaffeys Road, Blewitt Springs and the Old Coach Road/Tuit Road, Maslin Beach projects on the assumption of receiving a 1/3rd Black Spot funding and totalling \$123,000 be allocated to extending the Bakers Gully Road/Chapel Hill Road/Chaffeys Road, Blewitt Springs and the Old Coach Road/Tuit Road project.*

Seconded by Cr Jamieson.

CARRIED

9.3 Update report on the proposal to revoke community land at Red Cedar Drive Reynella

MOVED Cr Jamieson.

That for the council owned land described as Allotments 101 and 102 in Deposited Plan 44566 comprised in Certificates of Title Volume 5319 Folios 659 and 660 respectively and bordered in red on attachment 1 to the agenda report, Council:

1. *notes that no objections were received during the public consultation process*
2. *recommends a request be submitted to the Minister for Planning for approval to revoke the subject land from its community land classification to enable the Minister for Housing and Urban Development to register mortgages over the subject land*
3. *requests a final update report once the Minister's decision regarding the revocation process has been received, to enable Council approval to be given to the revocation of the subject land.*

Seconded by Cr Hennessy.

CARRIED

9.4 2014-15 Budget carried forward items

MOVED Cr Greaves.

That the carried forward budgets detailed in this report and in attachment 1 (Project and Capital Works), attachment 2 (Major Projects Fund) and attachment 3 (Operating) to the agenda report be incorporated into the 2015-16 Budget.

Seconded by Cr Kilby.

Cr Olsen left his seat in the Chamber at 7.43pm.

Cr Olsen resumed his seat in the Chamber at 7.44pm.

CARRIED

9.5 Elected member attendance at The 3rd Annual Women in Leadership SA Summit 2015

MOVED Cr Kilby.

That Council approve the attendance and associated costs as detailed in this report as per the Elected member allowance, benefits and support procedure 2014 for Councillors Hazel Wainwright, Robyn Holtham and Heather Merritt to attend The 3^d Annual Women in Leadership SA Summit 2015 being held on 24 and 25 November 2015 at the Mercure Grosvenor Hotel, Adelaide.

Seconded by Cr Olbrich.

CARRIED

9.6 Planning, Development and Infrastructure Bill 2015

Cr Greaves left her seat in the Chamber at 8.05pm.

MOVED Cr Bray.

- 1. That Council approve the submission on the Planning, Development and Infrastructure Bill 2015, as provided in attachments 1 and 2, for sending to Members of Parliament (including the Minister for Planning) and copied to the Local Government Association, including changes to the infrastructure section of the letter to Hon John Rau, as attached to the minutes at attachment 1.*
- 2. That Council notes the broader media campaign and community information sessions planned and implemented to ensure adequate community awareness and engagement.*

Seconded by Cr Hennessy.

Cr Greaves resumed her seat in the Chamber at 8.07pm.

Cr Deakin MOVED an AMENDMENT.

- 1. That Council approve the submission on the Planning, Development and Infrastructure Bill 2015, as provided in attachments 1 and 2, for sending to Members of Parliament (including the Minister for Planning) and copied to the Local Government Association, including changes to the infrastructure section as attached to the minutes.*
- 2. That Council notes the broader media campaign and community information sessions planned and implemented to ensure adequate community awareness and engagement.*
- 3. That a separate targeted letter be sent to all those currently cc'd on the Minister's letter, including all other MPs in SA and the LGA, including a stronger cover letter as agreed by the CEO and the Mayor.*

Seconded by Cr Jamieson.

The AMENDMENT was PUT and CARRIED. The MOTION, thus AMENDED, was PUT and CARRIED.

MOVED Cr Jamieson.

That Council invite the Hon Mark Parnell, MLC to the next forum that the planning reform bill is discussed.

Seconded by Cr Holtham.

CARRIED

10. Nominations to external bodies

Nil.

11. Questions on notice

11.1 Question on notice - Cr Nankivell

What is the current status of the Service Review, and what time frames are now proposed for report to Council with recommendations?

The following response has been provided by the Director Corporate and City Services:

The Service Review Framework (SRF) is a tool utilised by the administration to provide a more detailed understanding of the rationale and methodology by which we deliver services and programs. As a consequence of the SRF process, the Council is able to identify services which may be a candidate for change to the current service provision.

Outputs from the utilisation of the SRF may include:

- Improvement in the efficiency and effectiveness of the service delivery
- Options for amendment, alteration, improvement or discontinuance of the service
- Opportunities for alternative income generation from activities where Council is a provider of contemporary services, projects or programs.

The Service Review Framework contains elements which allow for the detailed understanding of the service provision, such as:

- A service register – the tool that identifies what services the Council delivers
- The service alignment – the process by which the driver for the current service delivery is identified, such as:
 - o That the service is required to be delivered due to a legislative obligation
 - o The service being triggered by a policy decision of Council
 - o The service being undertaken as a result of a strategic plan or document creating an obligation to deliver
 - o There is no identified driver or obligation for the service provision.
- Commercialisation opportunities and exploration of alternate income streams.

Whilst the SRF has been in place for some time, the implementation has been an iterative journey to achieve the current framework and thinking.

In order to deliver Service Reviews, the need to undertake a range of process engineering and understanding of the cost drivers of each service element was required. This has been underway across the organisation since the inception of the SRF and has assisted in the cultural capacity building of the organisation to better analyse the way in which we undertake to deliver services and the identification of the drivers for the service provision as well as the inherent costs associated with each service. As a result of these early adoption activities, the cost associated with each service has been able to be provided to Council as part of the annual budget process over recent years.

There have been demonstrated achievements in terms of activities that have been undertaken to achieve service efficiency and savings such as the waste review and review into telephony services. In addition there have been a range other service review activities underway (for example the library service review) and each manager has been undertaking continuous improvement programs that have resulted from the process engineering work.

As part of the next stage of the development of the SRF and as a consequence of the learnings to date in understanding the drivers for the service provision, a revision of the tools that underpin the SRF is currently underway.

This revision is ensuring that the need or trigger for the service is analysed and clearly understood. This level of interrogation has led to the need to introduce additional categories of drivers for service provision such as policy and strategy obligations as part of the service alignment process. The rationale for this introduction is that whilst legislative obligations for service delivery will generally drive us along the path for efficiency and effectiveness analysis, the policy and strategy drivers should be identified as local decisions by the Council and these should be the subject of periodic review due to changing needs of the community and other pressures.

Another output from the current revision of the SRF will be the alignment of the toolkit materials for the administration to more easily comply with the service review output requirements. These tools will be adapted to more easily guide officers along the Service Review pathway to ensure objectivity and consistency is applied throughout the process. This will also assist in the delivery of a consistent report template at the completion of the Service Review process.

In addition, the following will also be introduced into the Service Review Framework to assist the administration:

- an objective review of opportunities arising from the Service Alignment process at an organisational level based on an analysis of the aspiration and potential for return on investment. This will be informed by the introduction of a revised alignment process and desktop analysis of potential or aspiration targets.
- A simplified template for the Service Review report to be delivered for all Service Review activities
- A procedure for the management of Service Review activities and their reporting to the DG, ARVEC and Council dependent on their level of service adoption or disruption (in compliance with the approved decision making matrix).
- The introduction of a simplified and meaningful reporting tool to the ARVEC and Council on a quarterly basis. This report is already in draft format and being reviewed by the Directors Group.

In addition, as part of the performance planning process for staff (My Plan), a Key Result Area for each level of leadership within the organisation has been introduced that requires each leader to ensure that service reviews and efficiency programs are undertaken and reported on. The KRA's are continuously reviewed during the year and managers and directors receive automated reports on the progress of these and all other activities in their respective areas.

To support the requirement for leaders to continue to analyse and challenge the way in which they undertake the provision of services, a learning and development program has been devised to ensure that we are providing the training required. The first session of this program is scheduled for 11 November for Managers.

With the above revision activities currently underway, the proposed reporting date to ARVEC on Service Review activities has been delayed from the original expected date in September to November. The intended workshop with Elected Members that was proposed to provide a broad summary of the current service review activities (as currently reported in the Quarter) from across the organisation has also been delayed as a consequence and this will be scheduled as a workshop following the ARVEC update.

12. Motions

Nil.

13. Petitions

13.1 Petition - Request for Parking Restrictions - Grand Boulevard, Seaford Meadows

MOVED Cr Merritt.

- 1. That the report be received.*
 - 2. That the matter be investigated and a further report presented to Council upon the completion of the investigation.*
 - 3. That the head petitioner be notified of Council's decision.*
- Seconded by Cr Gunn.*

CARRIED

14. Urgent business

Nil.

15. Confidential items

15.1 Audit, Risk, Value and Efficiency Committee confidential minutes re Membership of the Audit, Risk, Value and Efficiency Committee

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, 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)(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead):
- 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 Nankivell.

CARRIED

MOVED Cr Nankivell.

- 3. That the matter of the Audit, Risk, Value and Efficiency Committee confidential minutes re Membership of the Audit, Risk, Value and Efficiency Committee 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 Audit, Risk, Value and Efficiency Committee confidential minutes re Membership of the Audit, Risk, Value and Efficiency Committee report and minutes of the Council relating to discussion of the subject matter be kept confidential until 31 December 2016.*
- 4. That, pursuant to section 91(9)(a) of the Local Government Act 1999, the 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, the Council delegates the power to revoke the confidentiality order to the Chief Executive Officer, or their sub-delegate.*

Seconded by Cr Olbrich.

CARRIED

15.2 Audit, Risk, Value and Efficiency Committee confidential minutes re External auditor selection and appointment process

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, 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)(k) tenders for the supply of goods, the provision of services or the carrying out of works.*
- 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 Kilby.

CARRIED

Re: Item 12.2 External auditor selection and appointment process

MOVED Cr Nankivell.

- 2. That Council approve the appointment of BDO Audit (SA) Pty Ltd as council's external auditor for the five years ended 2019-20, as recommended by the Audit, Risk, Value and Efficiency Committee.*

Seconded by Cr Greaves.

CARRIED

MOVED Cr Merritt.

- 3. That the matter of the Audit, Risk, Value and Efficiency Committee confidential minutes re External auditor selection and appointment process having been considered by the Council in confidence under sections 90(2) and 90(3)(k) 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:*
 - a. The discussion of the Council relating to the external auditor selection and appointment process be kept confidential until the expiry of the contract.*
 - b. Point 2 of the resolution of the Council relating to appointment of the external auditor remain confidential until the matter has been determined by Council.*
- 4. That, pursuant to section 91(9)(a) of the Local Government Act 1999, the 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, the Council delegates the power to revoke the confidentiality order to the Chief Executive Officer, or their sub-delegate.*

Seconded by Cr Olbrich.

CARRIED

Mayor Rosenberg reopened the meeting to the public at 8.39pm.

16. Closure

There being no further business Mayor Rosenberg officially declared the meeting closed at 8.39pm.

Certified CorrectChair

/ /2015

Attachment 1

Changes to draft letter to Hon John Rau MP

Essential infrastructure funding – not supported

We are concerned by the potential breadth of the essential infrastructure delivery scheme and extremely broad definition of 'essential infrastructure', which can include additional infrastructure designated by the Planning and Design Code and the regulations. The definition of essential infrastructure should be limited so that its breadth can only be increased through an amending Act of Parliament to ensure public confidence in the delivery scheme, particularly given that it proposes a form of indirect taxation to fund infrastructure.

Further, we are concerned that the Bill does not propose any express mechanisms to ensure that the savings to be achieved by the scheme (i.e. savings to the developer) will be passed on to the purchasers of new allotments of land by developers. Without such a mechanism, the intended savings to first home owners to increase rates of home ownership in South Australia arguably will never be achieved. An option to achieve this could be a state imposed 'cost plus margin' price capping scheme, but this could be an administrative burden to the state and difficult to manage efficiently and effectively.

While we understand the complexities of the established system, whereby each Council negotiates with prospective developers for the construction of (or contribution to) infrastructure at the DPA or land division stage, this system at the least favours developers building cost-effective local infrastructure as it has a direct impact on their profit margins. Deferring to a scheme may result in higher construction costs without this direct financial imperative.

~~*Notwithstanding the above, should the Minister believe that a mechanism for passing on savings will be left to the market. We question this premise and whether it will work as an effective mechanism be available for passing on savings to reduce pressure on land pricing, particularly in areas of high land demand (such as in the south). (and achieving cost-effective local infrastructure), the Bill should be amended such that cost savings from the essential infrastructure delivery scheme be passed on to reflect this and, that criminal offences be created for not passing on these savings, and that with the State Planning Commission be given a mandate to enforce this.*~~

Notwithstanding the above, should the Minister believe that an effective mechanism is available for passing on savings to reduce pressure on land pricing (and achieving cost-effective local infrastructure), the Bill should be amended to reflect this and criminal offences created for not passing on these savings, with the State Planning Commission given a mandate to enforce.