



**Minutes of the City of Unley  
Council Meeting  
Monday, 24 June 2024, 7.00pm  
Council Chambers  
181 Unley Road Unley**

**PRESENT**

<i>Presiding Member</i>	<i>Mayor</i>	M Hewitson
	<i>Deputy Mayor</i>	M Broniecki
<i>Councillors</i>	J Bonham	C Crabbe
	L Doyle	S Finos
	J Gaffey	G Hart
	P Hughes	D Palmer
	M Rabbitt	R Rogers
	J Russo	

**OFFICERS PRESENT**

Chief Executive Officer, Mr P Tsokas  
General Manager City Services, Ms M Berghuis  
General Manager City Development, Mr C Malak  
Acting General Manager Business Support and Improvement, Mr A Brown  
Manager Governance, Mr M Labaz  
Principal Governance & Policy Officer, Ms D Edwards  
Manager City Design, Mr B Willsmore  
Transport Lead, Ms T Bacic  
Team Leader Strategic Communication & Marketing, Ms V Antoniou

**ACKNOWLEDGEMENT**

The Presiding Member opened the meeting with the Kaurna Acknowledgement.

**PRAYER AND SERVICE ACKNOWLEDGEMENT**

Members stood in silence in memory of those who had made the Supreme Sacrifice in the service of their country, at sea, on land and in the air.

**WELCOME**

The Presiding Member welcomed Members of the Council, Senior Staff, Media and members of the gallery to the 24 June 2024, meeting of the Unley City Council.

## 1. ADMINISTRATIVE MATTERS

### 1.1 APOLOGIES

Nil

### 1.2 LEAVE OF ABSENCE

Nil

### 1.3 CONFLICT OF INTEREST

- 1.3.1. Councillor S Finos declared a Material Conflict of Interest in Item 4.1 *Greer Street, Hyde Park – Renewal of Existing Infrastructure* due to being a property owner and resident of Greer Street. Councillor S Finos advised that he would depart the Chamber during discussion and not vote on the matter.
- 1.3.2. Councillor D Palmer declared a General Conflict of Interest in Item 2.2 *Deputation Greer Street Infrastructure* due to having a previous professional relationship with one of the deputies. Councillor D Palmer advised that he would remain in chamber during discussion and vote on the matter.
- 1.3.3. Councillor G Hart declared a General Conflict of Interest in Item 5.1.1 *Notice of Motion from Councillor G Hart Re: Domestic Violence Awareness Training* due to a family member being co-director of Health And Recovery Trauma Safety Services (HARTSS), which is associated with the suggested provider. Cr G Hart advised that she would remain in chamber during discussion and vote on the matter.

### 1.4 MINUTES

#### ITEM 1.4.1

#### **MINUTES OF THE ORDINARY COUNCIL MEETING HELD MONDAY, 27 MAY 2024**

MOVED Councillor D Palmer

SECONDED Councillor S Finos

That:

1. The minutes of the Ordinary Council held on Monday, 27 May 2024 be taken as read and signed as a correct record.

**CARRIED UNANIMOUSLY**

***Resolution No. C1285/24***

### 1.5 DEFERRED / ADJORNED ITEMS

Nil

## **2. PETITIONS/DEPUTATIONS**

### **ITEM 2.1**

#### **DEPUTATION RE: UNLEY CENTRAL**

1. Mary Kolusniewski, Goodwood

Re: Unley Central

### **ITEM 2.2**

#### **DEPUTATION RE: GREER STREET INFRASTRUCTURE**

1. Geoff Sauer, Unley Park & Mike Cooney, Hyde Park

Re: Greer Street Infrastructure

### **ITEM 2.3**

#### **DEPUTATION RE: DOMESTIC VIOLENCE CRISIS**

1. Oriane EL Jammal, Westbourne Park

Re. Domestic Violence Crisis

### **ITEM 2.4**

#### **DEPUTATION RE: UNLEY OVAL**

1. Laura Culshaw, Unley

Re. Unley Oval

## **3. REPORTS OF COMMITTEES**

Nil

## **4. REPORTS OF OFFICERS**

Councillor Finos left the Chambers at 7:29pm.

### **ITEM 4.1**

#### **GREER STREET, HYDE PARK – RENEWAL OF EXISTING INFRASTRUCTURE**

MOVED Councillor M Rabbitt

SECONDED Councillor M Broniecki

That:

1. The report be received.
2. Council forms the opinion that the existing infrastructure layout in Greer Street, Hyde Park cannot be reinstated in undertaking the proposed renewal works.
3. Council authorises the Administration to investigate slow speed treatments at the entry, bends and points along Greer Street as required to achieve a slow-speed environment that would support safer pedestrian access along the roadway instead of along the footpath, for the purpose of community consultation.

4. Council notes that the funds which are currently allocated in the 2023/24 Annual Business Plan and Budget to renew the existing infrastructure within the street will be carried forward to the 2024/25 financial year, noting that additional funding may be required to implement the outcomes.
5. A further report be presented to Council outlining the details of the proposed concept and results of consultation with residents and property owners of the street, to enable Council to make a final determination.
6. All residents and property owners of the street be informed of Council's decision regarding this matter.

**CARRIED UNANIMOUSLY**

***Resolution No. C1286/24***

Councillor Finos returned to the Chambers at 7:41pm.

**ITEM 4.2**

**UNLEY OVAL PERIMETER FENCING INVESTIGATION - PROPOSED APPROACH**

MOVED Councillor J Russo

SECONDED Councillor S Finos

That:

1. The report be received.
2. The proposed approach and timeline as set out in Attachment 1 to this report (Item 4.2, Council Meeting 24 June 2024) be endorsed including the following:
  - 2.1. Additional pre-steps to be considered prior to the co-design process to include:
    - measuring the level of support within the City of Unley community for a permanent perimeter fence at Unley Oval
    - identifying community concerns regarding a fence
    - identifying benefits to the broader community of a fence.
  - 2.2. Idea to consider a southern entry from Edmund Ave into the Oval precinct not to be investigated in this consultation process.
3. The Chief Executive Officer be authorised to make minor editorial or formatting amendments as required to finalise the endorsed approach and timeline regarding this matter.

Councillor J Gaffey MOVED an Amendment, SECONDED by Councillor P Hughes.

That:

1. The report be received.
2. The proposed approach and timeline as set out in Attachment 1 to this report (Item 4.2, Council Meeting 24 June 2024) be endorsed including the following:
  - 2.1. Additional steps to be considered as part of the co-design process to include:
    - measuring the level of support within the City of Unley community for a permanent perimeter fence at Unley Oval
    - identifying community concerns regarding a fence
    - identifying benefits to the broader community of a fence.
  - 2.2. Idea to consider a southern entry from Edmund Ave into the Oval precinct not to be investigated in this consultation process.
3. The Chief Executive Officer be authorised to make minor editorial or formatting amendments as required to finalise the endorsed approach and timeline regarding this matter.

**CARRIED**

## **DIVISION**

A Division was requested by Councillor C Crabbe and the previous decision was set aside. The following members responded as having voted IN FAVOUR of the MOTION:

Councillors L Doyle, S Finos, J Gaffey, P Hughes, D Palmer, M Rabbitt, R Rogers and J Russo

The following members responded as having voted AGAINST THE MOTION:

Councillors M Broniecki, J Bonham, C Crabbe and G Hart

The MOTION was declared **CARRIED**

**Resolution No. C1287/24**

*The Presiding Member sought leave of the meeting to bring forward Item 5.1.1 Notice of Motion from Councillor G Hart Re: Domestic Violence Awareness Training as the next order of business, and leave was granted by a two-thirds majority.*

**ITEM 5.1.1**

**NOTICE OF MOTION FROM COUNCILLOR G HART RE: DOMESTIC VIOLENCE AWARENESS TRAINING**

MOVED Councillor G Hart

SECONDED Councillor R Rogers

That:

1. Council acknowledges domestic, family and sexual violence is a crisis in Australia.
2. Council acknowledges that the South Australian State Government is undertaking a Royal Commission into Domestic, Family and Sexual Violence.
3. The Chief Executive Officer be authorised to write to Dr Kristina Birchmore, Manager Cedar Health Service, Women's and Children's Health Network to organise awareness training for current Elected Members on domestic, family and sexual violence.
4. Administration facilitates an Elected Member Workshop on training and advocacy opportunities for Elected Members on the issue of domestic, family and sexual violence, in particular the causes, disclosure and bystander awareness.
5. Following the Elected Member Workshop, the Administration to prepare a decision report for Council endorsement on training opportunities for Elected Members and Council staff on the above issues.

Councillor J Russo MOVED an Amendment, SECONDED by Councillor J Gaffey.

That:

1. Council acknowledges domestic, family and sexual violence is a crisis in Australia.
2. Council acknowledges that the South Australian State Government is undertaking a Royal Commission into Domestic, Family and Sexual Violence.
3. Administration facilitates an Elected Member Workshop on the issue of domestic, family and sexual violence, in particular the causes, disclosure and bystander awareness with relevant service providers.

**CARRIED**

## **DIVISION**

A Division was requested by Councillor G Hart and the previous decision was set aside. The following members responded as having voted IN FAVOUR of the MOTION:

Councillors M Broniecki, J Bonham, C Crabbe, L Doyle, S Finos, J Gaffey, G Hart, D Palmer, R Rogers and J Russo

The following members responded as having voted AGAINST THE MOTION:

Councillors P Hughes and M Rabbitt

The MOTION was declared **CARRIED**

**Resolution No. C1288/24**

*The Presiding Member sought leave of the meeting to bring forward Item 4.6 Adoption of the 2024-25 Annual Business Plan and Budget as the next order of business, and leave was granted by a two-thirds majority.*

Councillor Russo left the Chambers at 9:01pm.

Councillor Russo returned to the Chambers at 9:03pm.

### **ITEM 4.6**

#### **ADOPTION OF THE 2024-25 ANNUAL BUSINESS PLAN AND BUDGET**

MOVED Councillor P Hughes

SECONDED Councillor J Russo

1. The report be received.
2. That the following recommendations 2.1 to 2.7 be formally resolved and adopted separately in the following order:
  - 2.1 Adoption of the 2024-25 Annual Business Plan and Budget.
  - 2.2 Adoption of Valuations.
  - 2.3 Declaration of General Rates.
  - 2.4 Minimum Amount (General Rates).
  - 2.5 Maximum Increase (General Rates).
  - 2.6 Declaration of Separate Rates.
  - 2.7 Payment of Rates.

**CARRIED**

**Resolution No. C1289/24**

MOVED Councillor J Gaffey  
SECONDED Councillor M Rabbitt

## 2.1 Adoption of the 2024-25 Annual Business Plan and Budget

- (a) That pursuant to the provisions of Section 123(6) and (7) of the *Local Government Act 1999* and Regulations 6 and 7 of the *Local Government (Financial Management) Regulations 2011* and having considered all prescribed matters as per Attachment 1 to (Item 4.6, Council Meeting, 24 June 2024), the Council adopts, firstly, the 2024-25 Annual Business Plan and secondly, the 2024-25 Budget.
- (b) The Chief Executive Officer be authorised to correct errors of fact or make minor editorial amendments to the 2024-25 Annual Business Plan and Budget as part of the finalisation of the document for publication.

**CARRIED**

## DIVISION

A Division was requested by Councillor J Gaffey and the previous decision was set aside. The following members responded as having voted IN FAVOUR of the MOTION:

Councillors M Broniecki, J Bonham, C Crabbe, L Doyle, S Finos, J Gaffey, P Hughes, D Palmer, M Rabbitt, R Rogers and J Russo

The following members responded as having voted AGAINST THE MOTION:

Councillor G Hart

The MOTION was declared **CARRIED**

**Resolution No. C1290/24**

MOVED Councillor Rabbitt  
SECONDED Councillor M Broniecki

## 2.2 Adoption of Valuations

That in accordance with Section 167(2)(a) of the *Local Government Act 1999*, the capital values provided by the Valuer-General for rating purposes in relation to the Council area and totalled below, be adopted for the year ending 30 June 2025.

Rateable Assessed Capital Values	\$ 23,681,956,356
Non Rateable	\$544,078,804
Total Assessed Capital Value as reconciled with the Valuer-General at 1 July 2024	\$24,226,035,160

**CARRIED UNANIMOUSLY**

**Resolution No. C1291/24**



Councillor Hart left the Chambers at 9:13pm.

Councillor Hart returned to the Chambers at 9:13pm.

MOVED Councillor J Russo  
SECONDED Councillor S Finos

### **2.3 Declaration of General Rates**

That for the year ending 30 June 2025 the Council declares differential general rates, based on the capital value of the rateable land subject to the rate and varying according to the use of the land, pursuant to Sections 153 (1)(b) and 156(1)(a) of the *Local Government Act 1999* and Regulation 14(1) of the *Local Government (General) Regulations 2013* and resolves as follows:

- (a) In respect to land with a land use category of **Residential**, a differential general rate in the dollar of 0.001797.
- (b) In respect to land with a land use category of **Commercial Shop, Industry Light, Industry – Other, Primary Production, Vacant Land or Other**, a differential general rate in the dollar of 0.003866.
- (c) In respect to land with a land use category of **Commercial Office or Commercial Other**, a differential general rate in the dollar of 0.004611.

**CARRIED UNANIMOUSLY**

**Resolution No. C1292/24**

MOVED Councillor L Doyle  
SECONDED Councillor J Bonham

### **2.4 Minimum Amount (General Rates)**

That for the year ending 30 June 2025 a minimum amount payable by way general rates of \$993 shall be payable, on each piece of rateable land within the Council area, pursuant to Section 158(1)(a) of the *Local Government Act 1999*.

**CARRIED**

**Resolution No. C1293/24**

MOVED Councillor M Rabbitt  
SECONDED Councillor M Broniecki

### **2.5 Maximum Increase (General Rates)**

That for the year ending 30 June 2025 pursuant to Section 153(3) of the *Local Government Act 1999* the Council will not fix a maximum increase in the general rate to be charged on any rateable land that constitutes the principal place of residence of a principal ratepayer.

**CARRIED UNANIMOUSLY**

**Resolution No. C1294/24**

MOVED Councillor M Broniecki  
SECONDED Councillor G Hart

## 2.6 Declaration of Separate Rates

That for the year ending 30 June 2025 the Council declares differential separate rates, based on the capital value of the rateable land subject to the rate and varying according to the use of the land, pursuant to Sections 154 and 156(1)(a) of the *Local Government Act 1999* and Regulation 14(1) of the *Local Government (General) Regulations 2013* and individually resolves as follows:

**CARRIED UNANIMOUSLY**

***Resolution No. C1295/24***

MOVED Councillor J Russo  
SECONDED Councillor M Rabbitt

- (a) A rate in the dollar of 0.00007345 on all land within the area of the Green Adelaide Board to reimburse the Council the amount to be contributed to the Board of \$1,713,975 in accordance with Section 69 of the *Landscape South Australia Act 2019*.

**CARRIED UNANIMOUSLY**

***Resolution No. C1296/24***

MOVED Councillor G Hart  
SECONDED Councillor D Palmer

- (b) A rate in the dollar of 0.0003012 on land with a land use of Commercial Shop, Commercial Office and Commercial Other, with addresses along the entirety of Unley Road, to raise \$146,440 for use by the **Unley Road Association Inc.** to fund marketing, street beautification and minor value-added infrastructure for the financial year ending 30 June 2025.

**CARRIED UNANIMOUSLY**

***Resolution No. C1297/24***

MOVED Councillor C Crabbe  
SECONDED Councillor J Russo

- (c) A rate in the dollar of 0.0007927 on land with a land use of Commercial Shop, Commercial Office and Commercial Other, with addresses along Goodwood Road between Leader Street / Parsons Street to the north and Mitchell Street / Arundel Avenue to the south, to raise \$60,658 for use by the **Goodwood Road Business Association** to fund marketing, street beautification and minor value-added infrastructure for the financial year ending 30 June 2025.

**CARRIED UNANIMOUSLY**

***Resolution No. C1298/24***

MOVED Councillor S Finos  
SECONDED Councillor L Doyle

- (d) A rate in the dollar of 0.0014200 in respect of land with a land use of Commercial Shop with addresses along King William Road between Greenhill Road and Commercial Road, to raise \$159,940 for use by the **King William Road Traders' Association Inc** to fund marketing, street beautification and minor value-added infrastructure for the financial year ending 30 June 2025.

**CARRIED UNANIMOUSLY**

**Resolution No. C1299/24**

MOVED Councillor J Bonham  
SECONDED Councillor L Doyle

- (e) Pursuant to Section 166(1)(m)(i) and (ii) of the *Local Government Act 1999*, to avoid a liability that is inconsistent with the Annual Business Plan and/or that is unfair or unreasonable, the Council provides a discretionary rebate for the year ending 30 June 2024, **in respect of each rateable assessment along Unley, Goodwood and King William Roads** that is subject to a separate rate in the dollar (as above) for marketing, street beautification and minor value-added infrastructure, of any amount that exceeds a separate rate liability of \$2,000 in respect of a single assessment.

**CARRIED UNANIMOUSLY**

**Resolution No. C1300/24**

MOVED Councillor M Broniecki  
SECONDED Councillor J Russo

- (f) A rate based upon a fixed charge of \$300 per rateable assessment on land with a land use of Commercial Shop, Commercial Office, and Commercial Other with addresses along Fullarton Road situated between Cross Road and Fisher Street to raise \$16,500 for use by the **Fullarton Road South Traders Association Inc.** to fund marketing, street beautification and minor value-added infrastructure for the financial year ending 30 June 2025.

**CARRIED UNANIMOUSLY**

**Resolution No. C1301/24**

MOVED Councillor M Rabbitt  
SECONDED Councillor J Bonham

## **2.7 Payment of Rates**

That for the fiscal year ending 30 June 2025, all rates declared and imposed shall, pursuant to Section 181(1) and 181(2) and subject to Section 181(4)(b) of the *Local Government Act 1999*, fall due in a single instalment on 1 September 2021 or four equal or approximately equal instalments on

- Monday 2 September 2024;
- Monday 2 December 2024;
- Monday 3 March 2025; and
- Monday 2 June 2025.

**CARRIED UNANIMOUSLY**

***Resolution No. C1302/24***

*The Presiding Member sought leave of the meeting to bring forward Item 4.7 Adoption of the 2024-25 to 2033-34 Long-Term Financial Plan as the next order of business, and leave was granted by a two-thirds majority.*

Councillor Palmer left the Chambers at 9:17pm.

Councillor Crabbe left the Chambers at 9:17pm.

Councillor Crabbe returned to the Chambers at 9:18pm.

Councillor Palmer returned to the Chambers at 9:20pm.

**ITEM 4.7**

**ADOPTION OF THE 2024-25 TO 2033-34 LONG-TERM FINANCIAL PLAN**

MOVED Councillor M Broniecki

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The community consultation summary and detailed responses on the Draft 2024-25 to 2033-34 Long-Term Financial Plan, as contained in Attachments 1 and 2 to this report (Item 4.7, Council Meeting 24 June 2024), be noted.
3. The 2024-25 to 2033-34 Long-Term Financial Plan, including the Chief Executive Officer's Statement of Financial Sustainability, as set out in Attachment 3 to this report (Item 4.7, Council Meeting 24 June 2024), be adopted.
4. The Chief Executive Officer be authorised to make minor editorial and formatting changes as required to finalise the document for publication.

**CARRIED UNANIMOUSLY**

***Resolution No. C1303/24***

*The Presiding Member sought leave of the meeting to bring forward Item 4.8 Proposed 2024-25 Fees and Charges as the next order of business, and leave was granted by a two-thirds majority.*

**ITEM 4.8**

**PROPOSED 2024-25 FEES AND CHARGES**

MOVED Councillor D Palmer

SECONDED Councillor M Rabbitt

That:

1. The report be received.
2. The Fees and Charges Schedule for the 2024-25 financial year, as set out in Attachment 1 to this report (Item 4.8, Council Meeting 24 June 2024) be approved to take effect from 1 July 2024.
3. Staff be authorised to include statutory fees and charges on the Council's website, subsequent to those being published in the SA Government Gazette.
4. The Chief Executive Officer be authorised to make minor editorial amendments to the 2024-25 Fees and Charges Schedule as part of the finalisation of the document.

**CARRIED UNANIMOUSLY**

***Resolution No. C1304/24***

**ITEM 4.3**

**RECYCLESMART SCHEME**

MOVED Councillor P Hughes

SECONDED Councillor G Hart

That:

1. The report be received.
2. Council notes the results of the RecycleSmart Program trial undertaken by the City of West Torrens in 2022 and its subsequent decision not to pursue implementation of the Program.
3. Council does not implement the RecycleSmart Program within Unley and continues to focus on delivering its actions as set out in its Waste Management and Resource Recovery Plan 2021-2025.

**CARRIED UNANIMOUSLY**

***Resolution No. C1305/24***

**ITEM 4.4**

**STAGE 5 WOOD-WELLER BIKEWAY CONSULTATION OUTCOMES AND NEXT STEPS**

MOVED Councillor M Broniecki

SECONDED Councillor J Bonham

That:

1. The report be received.
2. The Stage 5 Wood-Weller Bikeway Streetscape Improvements Concept Plan, as set out in Attachment 5 to this report (Item 4.4, Council Meeting, 24 June 2024), be endorsed by Council as the final concept design and for the project to advance to detailed design and documentation.

**CARRIED UNANIMOUSLY**

***Resolution No. C1306/24***

**ITEM 4.5**

**COMMUNITY CONSULTATION - AUSTRALIA DAY 2025**

MOVED Councillor R Rogers

SECONDED Councillor P Hughes

That:

1. The report be received.
2. The series of four questions, as set out in this report (Item 4.5, Council Meeting 24 June 2024), be endorsed.

**CARRIED UNANIMOUSLY**

***Resolution No. C1307/24***

MOVED Councillor R Rogers

SECONDED Councillor L Doyle

That:

1. The engagement parameters as described in Option C as set out in this report (Item 4.5, Council Meeting 24 June 2024), is endorsed for the purpose of community consultation.
2. The Chief Executive Officer be authorised to make minor edits as required to finalise the consultation.

**CARRIED**

***Resolution No. C1308/24***

**EXTENSION OF MEETING PAST 10:00PM**

MOVED Councillor J Gaffey

SECONDED Councillor P Hughes

That:

1. The Council Meeting be extended for a period of 30 minutes past 10:00pm.

**CARRIED**

**Resolution No. C1309/24**

*Item 4.6 Adoption of the 2024-25 Annual Business Plan and Budget was brought forward in the Agenda to immediately follow Item 5.1.1 (page 7).*

*Item 4.7 Adoption of the 2024-25 to 2033-34 Long-Term Financial Plan was brought forward in the Agenda to immediately follow Item 4.6 (page 12).*

*Item 4.8 Proposed 2024-25 Fees and Charges was brought forward in the Agenda to immediately follow Item 4.7 (page 13).*

**ITEM 4.9**

**CEO'S PROPOSED KEY PERFORMANCE INDICATORS 2024/25**

MOVED Councillor J Bonham

SECONDED Councillor C Crabbe

That:

1. The report be received.
2. Subject to the incorporation of the following amendments, the proposed CEO Key Performance Indicators for 2024/25 developed by the CEO Performance Review Panel in consultation with the CEO, as set out in Attachment 1 to this Report (Item 4.9, Council Meeting, 24/06/2024) be adopted including the following amendments:
  - Page 335 of the Council Agenda – update wording and heading of '1. Strategic Property Acquisition' to the following:  
Develop and implement clear processes and procedures, that will enable Administration to act quickly and nimbly in the long-term interests of Council to procure properties of strategic value that assist Council to achieve its long-term goals of increasing open space and supporting civic, social and economic development activities in the community.

**CARRIED UNANIMOUSLY**

**Resolution No. C1310/24**

**ITEM 4.10**

**CODE OF PRACTICE - ACCESS TO COUNCIL AND COMMITTEE MEETINGS AND DOCUMENTS - REVIEW FOR ADOPTION**

MOVED Councillor D Palmer

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The revised Code of Practice – Access to Council and Committee Meetings and Documents as set out in Attachment 2 to this Report (Item 4.10, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Code of Practice – Access to Council and Committee Meetings and Documents.

**CARRIED UNANIMOUSLY**

***Resolution No. C1311/24***

**ITEM 4.11**

**ASSET MANAGEMENT POLICY REVIEW FOR ADOPTION**

MOVED Councillor M Broniecki

SECONDED Councillor M Rabbitt

That:

1. The report be received.
2. The Asset Management Policy as set out in Attachment 2 to this Report (Item 4.11, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Asset Management Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1312/24***



**ITEM 4.12**

**DISPOSAL OF SURPLUS NON-COMMUNITY LAND POLICY REVIEW FOR ADOPTION**

MOVED Councillor J Bonham

SECONDED Councillor R Rogers

That:

1. The report be received.
2. The Disposal of Surplus Non-Community Land Policy as set out in Attachment 2 to this Report (Item 4.12, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Disposal of Surplus Non-Community Land Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1313/24***

**ITEM 4.13**

**NAMING OF ROADS & COUNCIL ASSETS POLICY REVIEW FOR ADOPTION**

MOVED Councillor J Russo

SECONDED Councillor S Finos

That:

1. The report be received.
2. The Naming of Roads & Council Assets Policy as set out in Attachment 2 to this Report (Item 4.13, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Naming of Roads & Council Assets Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1314/24***

**ITEM 4.14**

**CONSERVATION GRANTS POLICY REVIEW FOR ADOPTION**

MOVED Councillor G Hart

SECONDED Councillor D Palmer

That:

1. The report be received.
2. The Conservation Grants Policy as set out in Attachment 2 to this Report (Item 4.14, Council Meeting 24 June 2024) be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor and/or technical nature if required as part of the finalisation of the Conservation Grants Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1315/24***

**ITEM 4.15**

**ORDER MAKING POLICY REVIEW FOR ADOPTION**

MOVED Councillor M Rabbitt

SECONDED Councillor M Broniecki

That:

1. The report be received.
2. The Order-Making Policy as set out in Attachment 2 to this Report (Item 4.15, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Order-Making Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1316/24***

**ITEM 4.16**

**VOLUNTEER MANAGEMENT POLICY REVIEW FOR ADOPTION**

MOVED Councillor L Doyle

SECONDED Councillor S Finos

That:

1. The report be received.
2. The Volunteer Management Policy as set out in Attachment 2 to this Report (Item 4.16, Council Meeting 24 June 2024), be adopted.
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Volunteer Management Policy.

**CARRIED UNANIMOUSLY**

***Resolution No. C1317/24***

**ITEM 4.17**

**COUNCIL ACTION RECORDS**

MOVED Councillor J Russo

SECONDED Councillor J Gaffey

That:

1. The report be noted.

**CARRIED UNANIMOUSLY**

***Resolution No. C1318/24***

**5. MOTIONS AND QUESTIONS**

**5.1 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

*Item 5.1.1 Notice of Motion from Councillor G Hart Re: Domestic Violence Awareness Training was brought forward in the Agenda to immediately follow Item 4.2 (page 6).*

**5.2 MOTIONS WITHOUT NOTICE**

Nil

## **5.3 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

### **ITEM 5.3.1**

#### **QUESTIONS ON NOTICE FROM COUNCILLOR C CRABBE RE: SIGNIFICANT TREE LOSS AT UNLEY CENTRAL DEVELOPMENT SITE**

**THE FOLLOWING QUESTIONS ON NOTICE HAVE BEEN RECEIVED FROM COUNCILLOR C CRABBE AND THE ANSWERS ARE PROVIDED:**

#### **QUESTIONS**

1. What is the diameter and height of this tree?
2. What is the estimated age of this tree?
3. What species is the tree?
4. What native fauna would this tree likely be providing habitat to?
5. Is the tree classified as significant or otherwise?
6. Why is administration collecting seeds for propagation from this tree? If it is to raise saplings then how many will be raised and what suitable sites exist for planting these across the City of Unley?
7. Is the destruction of this tree contrary to the submission City of Unley made re: tree protections to the recent SA parliamentary inquiry into the urban forest?
8. Is the tree situated on private land? Does the property owner have the authority to remove the tree under current rules and, if so, at what cost/penalty?
9. If the tree is lost, what action is Council administration taking to ensure future generations enjoy the benefits of such trees across the City of Unley? Noting the importance of protection and retention of existing trees, as well as the planting of new trees.

#### **ANSWERS**

**1. What is the diameter and height of this tree?**

The tree is approximately 4.6 metres in diameter (measured at 1.0 metre from ground level) and is approximately 23.4 metres in height.

**2. What is the estimated age of this tree?**

The tree is estimated to be approximately 90 years old.

**3. What species is the tree?**

The tree is a *Eucalyptus camaldulensis* (River Red Gum).

**4. What native fauna would this tree likely be providing habitat to?**

The Administration has not conducted an investigation into the native fauna that the tree may be providing habitat to. However, when the tree was recently inspected visually, only two (2) small hollows (<5cm in diameter) were observed. These hollows were occupied by feral honeybees (*Apis mellifera*).

**5. Is the tree classified as significant or otherwise?**

The tree is recognised under the Planning, Development and Infrastructure Act 2016 as a Significant Tree.

**6. Why is administration collecting seeds for propagation from this tree? If it is to raise saplings then how many will be raised and what suitable sites exist for planting these across the City of Unley?**

Seeds have been collected for propagation. This has been undertaken to preserve the local genetic diversity, given that this tree is considered to be connected genetically to our remnant tree community.

The seeds collected will enable the planting of quite a large number of trees. The exact number and locations have not yet been determined. However, it is a riparian species which means it naturally grows near water courses, so it would be appropriate to plant the trees adjacent to one of Council's creeks where there is sufficient space to allow them to grow to their full maturity.

**7. Is the destruction of this tree contrary to the submission City of Unley made re: tree protections to the recent SA parliamentary inquiry into the urban forest?**

The tree is situated on private property. At this point in time, a development application to remove this tree has been lodged to the relevant authority which is the State Commission Assessment Panel (SCAP) – rather than Council, however at this stage, approval has not been granted.

Notwithstanding that, the submission made by Council regarding tree protection to the recent SA Parliamentary Inquiry into Urban Forest highlighted several actions considered key to improving canopy cover. One of those recommendations was to improve protection of established trees. This was aimed at ensuring that trees are considered as part of development and not removed without due consideration.

**8. Is the tree situated on private land? Does the property owner have the authority to remove the tree under current rules and, if so, at what cost/penalty?**

The tree is situated on private property. At this point in time, development approval to remove this tree has not been granted by the relevant authority which is the State Commission Assessment Panel (SCAP).

If approval to remove the tree is granted, the legislation stipulates either the applicant plants three (3) replacement trees on the site or alternatively, the applicant can pay a fee in the amount of \$1,500.

**9. If the tree is lost, what action is Council administration taking to ensure future generations enjoy the benefits of such trees across the City of Unley? Noting the importance of protection and retention of existing trees, as well as the planting of new trees.**

In an urban forest management perspective, Council has a number of large remnant trees throughout its reserves and is proactively managing these trees to ensure they will be preserved for future generations. Where there is the opportunity to plant more large trees, Council takes this opportunity as a high priority, hence why seeds have been collected from this tree.

### **ITEM 5.3.2**

#### **QUESTIONS ON NOTICE FROM COUNCILLOR G HART RE: ELECTRIC VEHICLE (EV) CHARGING STATIONS**

The following Questions on Notice have been received from Councillor G Hart:

#### **QUESTIONS**

1. Why did the RAA South Australian State Government EV Charger partnership rollout provide rapid EV charging stations to Adelaide City, Burnside and Mitcham councils but not include the City of Unley? Did the Council apply to be part of this EV charger network?
2. Where are the publicly accessible EV charging stations in Unley and are they fully functional?
3. What Council decision determined that our recent EV tender process had to be limited only to Council owned carparks?
4. Given that the Council has committed in its Climate and Energy Plan to transition its fleet vehicles to EV's; what plans does Council have for charging electric vehicles that it will be purchasing for its fleet?
5. Can the Council report on options for making these facilities accessible to the general public, and on what terms any other Councils have installed publicly accessible EV chargers?

#### **ADMINISTRATION COMMENTS**

Due to the short time frame between receipt of these questions and deadlines of finalisation of the Council Agenda, as well as the complexity of the information requested, the Administration will aim to provide answers to these questions at the July 2024 Council Meeting.

### **ITEM 5.3.3**

#### **QUESTIONS ON NOTICE FROM COUNCILLOR G HART RE: UNLEY OVAL**

The following Questions on Notice have been received from Councillor G Hart and the answers are provided:

#### **QUESTIONS**

1. Has the Council considered had any preliminary discussions on the height requirement of a permanent fence around Unley Oval?
2. What was the funding shortfall from the Unley Oval returfing and how much funding was taken from other projects in the 2023/24 Budget to cover that shortfall?
3. How much funding was taken from the Everard Park Reserve upgrades in the 2023/24 Budget to cover the shortfall of funding on the Unley Oval returfing, and how much was reinstated?
4. What is the cost of the removable fence to put up and down every year?
5. Who pays for the costs associated with hiring the fence and it's erection and pack up?
6. What is the leasing costs per year for all the organised sports that utilise the precinct?
7. How many hours is SFC lease agreement to use the oval compared to community use?
8. If the number of hours that SFC can access the oval was to increase this would need to be a decision for Council as part of their lease agreement?
9. What are the budgeted costs associated with the oval public toilet facilities asset renewal? *(this may be confidential due to adverse influence on tender process)*
10. Will the cost to do concept designs be incorporated in the toilet facilities upgrade or will it be a separate cost?
11. Lighting is utilised by SFC but also for others to access and feel safe on the oval? How often does this occur?

#### **ANSWERS**

1. **Has the Council considered had any preliminary discussions on the height requirement of a permanent fence around Unley Oval?**

No.

2. **What was the funding shortfall from the Unley Oval returfing and how much funding was taken from other projects in the 2023/24 Budget to cover that shortfall?**

The shortfall was \$590,000 in total and Council resolved to fund this by diverting funds from other projects.

**3. How much funding was taken from the Everard Park Reserve upgrades in the 2023/24 Budget to cover the shortfall of funding on the Unley Oval turfing, and how much was reinstated?**

Council allocated \$120,000 for the Everard Park Irrigation Renewal project in the 2023/24 Annual Business Plan and Budget. However, Council resolved to divert this funding to the Unley Oval Turf Project.

An Elected Member budget bid for \$32,000 was submitted to Council for its consideration, as part of its deliberations on the draft 2024/25 Annual Business Plan and Budget. The budget bid sought to irrigate a garden bed within the Park to assist volunteers with watering. This budget bid was not endorsed by Council to be included in its draft budget for community consultation.

A much smaller scope of irrigation works will be undertaken for the Everard Park garden bed which was the subject of the Elected Member 2024/25 budget bid. The works will be undertaken in the coming weeks. The cost is approximately \$3,000 and this is being funded from savings from other 2023/24 projects.

**4. What is the cost of the removable fence to put up and down every year?**

The cost to install and remove the temporary fencing used by the Sturt Football Club (SFC) on SANFL senior home match days is approximately \$30,000 in any given season.

**5. Who pays for the costs associated with hiring the fence and its erection and pack up?**

All costs associated with the temporary fencing used by the SFC on SANFL senior home match days is initially paid for by Council. All costs are then recovered by Council from the SFC through the fees it charges the Club for its usage of the facility, as provided for in the current agreements entered into between Council and the Club.

**6. What is the leasing costs per year for all the organised sports that utilise the precinct?**

In 2022, Council reviewed the usage of both the Unley Oval and Goodwood Oval facilities by the lessees (i.e. sporting clubs) which are currently accommodated at these sites. The review considered numerous factors and this included overall usage, Council costs to maintain and upkeep the Ovals' surfaces, licence and lease fees charged and recovery of costs incurred by Council to enable all clubs to utilise the two sites.

At its meeting held on 22 August 2022, Council considered a report regarding the findings of the review and resolved the following:

*2. With respect to Unley Oval:*

*2.1 The Sturt Football Club be granted a lease for use of the building facilities and a licence for use of the ground, commencing in 2023 for a period of five (5) years, from 1 April to 30 September annually.*



- 2.2 *In recognition of the significant financial contributions the Sturt Football Club has made to Stages 1 and 2 of the Unley Oval Redevelopment, an annual lease fee of \$27,486 (excluding GST), be charged to the Sturt Football Club to be indexed annually by CPI.*
- 2.3 *An annual licence fee of \$27,500 (excluding GST), be charged to the Sturt Football Club to be indexed annually by CPI.*
- 2.4 *The Chief Executive Officer be delegated authority to negotiate terms and conditions with the Sturt District Cricket Club for use of the building facilities and a licence at Unley Oval including annual lease and licence fees to be charged commencing in 2023 for a period of five (5) years, subject to the alignment of dates with the Adelaide Football Club AFLW Team schedule.*
- 2.5 *The Licence Agreements with the Sturt Football and Sturt District Cricket Club include agreed levels of service, regarding the preparation and maintenance of the ground and will stipulate that the cost to deliver any services above and beyond what is documented will be borne in entirety by the Clubs.*

**7. How many hours is SFC lease agreement to use the oval compared to community use?**

Under the provisions of the current lease, the SFC is authorised to use the Oval for a maximum of 500 hours in any given year for all of its activities but not including SANFL senior home match days.

Currently, the SFC uses approximately 425 hours from its permitted 500 hours for all of its activities excluding SANFL senior' home match days. The Club's usage of the Oval associated with its SANFL seniors home match days is the subject of a separate licence which is issued to the SFC which involves approximately 10 days in any given year.

**8. If the number of hours that SFC can access the oval was to increase this would need to be a decision for Council as part of their lease agreement?**

The SFC has not provided any indication at this time to the Administration that it wishes to vary the current usage hours/arrangements. The SFC can increase its hours up to the approved 500 hours without the approval of Council. If a request was received from the SFC to increase its currently approved 500 hours or home match day provisions, the Administration would seek a formal decision of Council regarding such a request as it would sit outside of the provisions of the current arrangements entered into between Council and the Club.

**9. What are the budgeted costs associated with the oval public toilet facilities asset renewal? (this may be confidential due to adverse influence on tender process)**

Council has already developed a concept design for the redevelopment of the existing public toilets located at the north-eastern corner of the site.

In its draft 2024/25 Annual Business Plan and Budget, Council allocated funding of \$1,170,000 for its Capital Renewal Property Program. Within this amount, there is an allocation for the development of the detailed design of the existing toilet facility, being the next step in the delivery of this project.

**10. Will the cost to do concept designs be incorporated in the toilet facilities upgrade or will it be a separate cost?**

There are provisions within the budget allocation for the detailed design of the toilet block to include the fence concept design at the Oval. However, once Council has confirmed the way forward regarding fencing, the financial implications can be confirmed.

**11. Lighting is utilised by SFC but also for others to access and feel safe on the oval? How often does this occur?**

Public access in terms of using the lights at the Oval is currently provided on Mondays to Fridays (inclusive), between 6am and 7.30am, from 1 April to 30 September in any given year. The lighting at the Oval was upgraded to LED in late 2023.

**5.4 QUESTIONS WITHOUT NOTICE**

Nil

**6. MEMBER'S COMMUNICATION**

**6.1 MAYORS REPORT**

**ITEM 6.1.1**

**MAYOR'S REPORT FOR MONTH OF JUNE 2024**

MOVED Councillor D Palmer

SECONDED Councillor P Hughes

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

***Resolution No. C1319/24***

**6.2 DEPUTY MAYORS REPORT**

**ITEM 6.2.1**

**DEPUTY MAYOR'S REPORT FOR MONTH OF JUNE 2024**

MOVED Councillor M Rabbitt

SECONDED Councillor L Doyle

That:

1. The report be received.

**CARRIED UNANIMOUSLY**

***Resolution No. C1320/24***

## **6.3 ELECTED MEMBERS REPORTS**

### **ITEM 6.3.1**

#### **REPORTS OF MEMBERS FOR JUNE 2024**

Council noted attached reports from Members:

1. Councillor D Palmer

## **6.4 CORRESPONDENCE**

### **ITEM 6.4.1**

#### **CORRESPONDENCE**

The correspondence from:

- The Hon Catherine King MP, Minister for Infrastructure, Transport, Regional Development and Local Government, and the Hon Kristy McBain MP, Minister for Regional Development, Local Government and Territories – Re. Funding Allocation Roads to Recovery Program
- Peter Tsokas, Chief Executive Officer, City of Unley – Re. Campbell Road, Parkside
- Jon Whelan, Chief Executive, Department for Infrastructure & Transport – Re. Glen Osmond Road and Fullarton Road Intersection Upgrade Project, Including Campbell Road, Parkside
- The Hon Joe Szakacs MP, Minister for Trade and Investment and Minister for Local Government – Re. Submission to the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport's Inquiry into Local Government Sustainability
- Craig Holden, Chair, State Planning Commission – Re. Future Living Code Amendment – Next Steps
- Sue Dewing, Chief Executive Officer, Sturt Football Club – Re. Appreciation for Council's Sponsorship for the Kick N Sip Festival at Unley Oval on the King's Birthday Holiday Monday
- Darren Chandler, Chief Executive Officer, SANFL – Re. Appreciation for Council's Contribution and Support for the Inaugural Kick N Sip Festival at Unley Oval
- The Hon Susan Close MP, Minister for Climate, Environment and Water – Re. the Greening of City of Unley
- Sue Filby, Friends of Orphanage Park – Re. Community Land Management Plan for Orphanage Park

was noted.

## 7. CONFIDENTIAL ITEMS

### ITEM 7.1

#### CONFIDENTIALITY MOTION FOR 7.2 - CENTENNIAL PARK CEMETERY AUTHORITY DRAFT 2024-25 BUDGET

MOVED Councillor M Broniecki

SECONDED Councillor J Gaffey

That:

1. Pursuant to section 90(2) and (3)(d)(i) of the *Local Government Act 1999*, the Council orders that the public be excluded from attendance at the part of the meeting relating to Agenda item 7.2, except for the following persons:
  - Peter Tsokas, CEO
  - Megan Berghuis, General Manager City Services
  - Claude Malak, General Manager City Development
  - Alex Brown, Manager Finance and Procurement
  - Mark Labaz, Manager Governance
  - Danielle Edwards, Principal Governance & Policy Officer

To enable the Council to consider Item 7.2 in confidence on the basis that Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 7.2.

- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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

**CARRIED UNANIMOUSLY**

***Resolution No. C1321/24***

The doors to the Council Chambers were closed at 10:08pm.

**ITEM 7.3**

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.2 -  
CENTENNIAL PARK CEMETERY AUTHORITY DRAFT 2024-25 BUDGET**

MOVED Councillor P Hughes

SECONDED Councillor D Palmer

That:

1. Pursuant to section 91(7) of the *Local Government Act 1999* the Council orders that the following document(s) relating to Agenda Item 7.2 Centennial Park Cemetery Authority Draft 2024-25 Budget, shall be kept confidential, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3) (d)(i) .
  - Minutes
  - Report
  - Attachment
  - commercial information of a confidential nature (not being a trade secret) the disclosure of which 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
2. This order shall remain confidential until 30 November 2025 and not be available for public inspection until the cessation of that period.

3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer the power to revoke this order in whole or in part.

**CARRIED UNANIMOUSLY**

***Resolution No. C1323/24***

The doors to the Council Chambers were opened at 10:15pm.

**NEXT MEETING**

Monday 22 July 2024 – 7:00pm

**CLOSURE**

The Presiding Member closed the meeting at 10:15pm.

.....  
**PRESIDING MEMBER**