



COUNCIL AGENDA

Council Meeting

Notice is hereby given pursuant to the provisions of the Local Government Act, 1999, that the next Meeting of Unley City Council will be held in the Council Chambers, 181 Unley Road Unley on

Monday 11 July 2022 7.00pm

for the purpose of considering the items included on the Agenda.

Chief Executive Officer

OUR VISION 2033

Our City is recognised for its vibrant community spirit, quality lifestyle choices, diversity, business strength and innovative leadership.

COUNCIL IS COMMITTED TO

- Ethical, open honest behaviours
- Efficient and effective practices
- Building partnerships
- Fostering an empowered, productive culture – “A Culture of Delivery”
- Encouraging innovation – “A Willingness to Experiment and Learn”

KAURNA ACKNOWLEDGEMENT

Ngadlurlu tampinhi, ngadlu Kurna yartangka inparrinhi. Ngadlurlu parnuku tuwila yartangka tampinhi.

*Ngadlurlu Kurna Miyurna yaitya yarta-mathanya Wama Tarntanyaku tampinhi. Parnuku yailtya, parnuku tapa purruna yalarra puru purruna.**

We would like to acknowledge this land that we meet on today is the traditional lands for the Kurna people and that we respect their spiritual relationship with their country.

We also acknowledge the Kurna people as the traditional custodians of the Adelaide region and that their cultural and heritage beliefs are still as important to the living Kurna people today.

*Kurna Translation provided by Kurna Warra Karrpanthi

PRAYER AND SERVICE ACKNOWLEDGEMENT

We pray for wisdom to provide good governance for the City of Unley in the service of our community.

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

Lest We Forget.

WELCOME

ORDER OF BUSINESS

ITEM

PAGE NO

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

Deputy Mayor D. Palmer

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Members to advise if they have any material, actual or perceived conflict of interest in any Items in this Agenda and a Conflict of Interest Disclosure Form (attached) is to be submitted.

1.4 MINUTES

1.4.1 Minutes of the Ordinary Council Meeting held Monday,
27 June 2022

1.5 DEFERRED / ADJOURNED ITEMS

Nil

2. PETITIONS/DEPUTATIONS

Nil

3. REPORTS OF COMMITTEES

Nil

4. REPORTS OF OFFICERS

Nil

5. MOTIONS AND QUESTIONS

5.1 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

5.2 MOTIONS WITHOUT NOTICE

Mayor to ask the Members if there are any motions without notice

5.3 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

5.4 QUESTIONS WITHOUT NOTICE

Mayor to ask the Members if there are any questions without notice

6. MEMBER'S COMMUNICATION

6.1 MAYOR'S REPORT

Nil

6.2 DEPUTY MAYOR'S REPORT

Nil

6.3 ELECTED MEMBERS' REPORTS

Nil

6.4 CORRESPONDENCE

Nil

7. CONFIDENTIAL ITEMS

7.1	Confidentiality Motion for Item 7.2 - Unley Central Project - Variation to Development Deed and Project Update	7
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SUGGESTED ITEMS FOR NEXT AGENDA

E-scooter Trial Evaluation	
Shaping Unley Panel City-wide Parking Strategy Outcomes	
Unley & Goodwood Ovals Lease Tenure and Licence Cost Recovery Fees	
Independent Economic Advisory Committee	
Mainstreet Management Model 2023/24	
Appointment of Director and Deputy Director to the Eastern Waste Management Authority Board	
LGA Call for Nominations - SA Flood Warning Consultative Committee	
2022 LGA Annual General Meeting - Call for Proposed Items of Business	
Discretionary Rebate Application: 1. The Chinese Association 2. Maharishi Foundation Australia Limited	
Unley Central Development Deed - Second Deed of Variation	

NEXT MEETING

Monday 25 July 2022 - 7.00pm

Council Chambers, 181 Unley Road Unley

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION FOR ITEM 7.2 - UNLEY CENTRAL PROJECT - VARIATION TO DEVELOPMENT DEED AND PROJECT UPDATE

ITEM NUMBER: 7.1

DATE OF MEETING: 11 JULY 2022

AUTHOR: PETER TSOKAS

JOB TITLE: CHIEF EXECUTIVE OFFICER

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on the grounds set out below.

1. **RECOMMENDATION**

That:

1. Pursuant to Section 90(2) and (3)(d)(i), (d)(ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to:
 - 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.
 - commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest.
2. In weighing up the factors related to disclosure:
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
 - non-disclosure of this item at this time will enable Council to consider information relating to commercial arrangements set out within the Unley Central Project Development Deed On that basis, the public's interest is best served by not disclosing Unley Central Project - Variation to Development Deed and Project Update, Report and discussion at this point in time.
3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.

ITEM 7.2

Confidential – removed from the public agenda – page 8 – 27

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION TO REMAIN IN
CONFIDENCE FOR ITEM 7.2 - UNLEY
CENTRAL PROJECT - VARIATION TO
DEVELOPMENT DEED AND PROJECT
UPDATE

ITEM NUMBER: 7.3

DATE OF MEETING: 11 JULY 2022

AUTHOR: PETER TSOKAS

JOB TITLE: CHIEF EXECUTIVE OFFICER

1. RECOMMENDATION

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 7.2 Unley Central Project - Variation to Development Deed and Project Update, considered at the Confidential Council Meeting on 11 July 2022:

- Minutes
- Report
- Attachment

remain confidential as follows:

- Minutes and Report: until 5 January 2024.
 - Attachment: until the revised concept plans have been lodged for Development Approval.
2. The Chief Executive Officer be authorised to provide details of the decision to relevant parties if required, in order to enable implementation of the decision.
 3. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION FOR ITEM 7.5 -
WASTE MANAGEMENT SERVICES CONTRACT

ITEM NUMBER: 7.4

DATE OF MEETING: 11 JULY 2022

AUTHOR: DEBRA MELVILLE

JOB TITLE: EXECUTIVE ASSISTANT CITY DEVELOPMENT

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on the grounds set out below.

1. **RECOMMENDATION**

That:

1. Pursuant to Section 90(2) and (3)(d)(i) and (d)(ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to:
 - 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.
 - commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest.
2. In weighing up the factors related to disclosure:
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
 - non-disclosure of this item at this time will enable Council to consider and decide upon the way forward to deliver its waste management services, without compromising the commercial position of Council or the position of the person whom council is proposing to conduct business with.

On that basis, the public's interest is best served by not disclosing Waste Management Contract, Report and discussion at this point in time.

3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.

ITEM 7.5

Confidential – removed from the confidential agenda – pages 30 – 58

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION TO REMAIN IN
CONFIDENCE FOR ITEM 7.5 - WASTE
MANAGEMENT SERVICES CONTRACT

ITEM NUMBER: 7.6

DATE OF MEETING: 11 JULY 2022

AUTHOR: DEBRA MELVILLE

JOB TITLE: EXECUTIVE ASSISTANT CITY
DEVELOPMENT

1. **RECOMMENDATION**

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 7.5 Waste Management Services Contract, considered at the Council Meeting on 11 July 2022:

- Minutes
- Report
- Attachment

remain confidential as follows:

- Minutes: remain confidential until such time as Council's waste management services delivery is confirmed on a final basis.
- Report & Attachment: remain confidential until the CEO determines that there is no longer any requirement to maintain confidentiality for the benefit of the commercial interests of the parties by Council in this Item. Noting the confidential orders for this Item will be reviewed every 12 months.

and not available for public inspection until the cessation of those periods.

2. The Chief Executive Officer be authorised to provide details of the decision to relevant parties if required, in order to enable implementation of the decision.
3. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.