



**Minutes of the City of Unley
Council Meeting
Monday, 22 August 2022,
7.00pm Council Chambers
181 Unley Road Unley**

PRESENT

<i>Presiding Member</i>	<i>Mayor</i>	M. Hewitson
	<i>Deputy Mayor</i>	D. Palmer
<i>Councillors</i>	K. Anastassiadis	J. Bonham
	M. Broniecki	S. Dewing
	J. Dodd	P. Hughes
	M. Rabbitt	N. Sheehan
	E. Wright	

OFFICERS PRESENT

Chief Executive Officer, Mr P. Tsokas
General Manager City Services, Ms M. Berghuis
General Manager City Development, Mr C. Malak
General Manager Business Support & Improvement, Ms N. Tinning
Acting Manager Governance, Ms K. Goldy
Executive Assistant Office of the CEO, Ms L. Kennedy
Acting Manager City Design, Mr J. Wilson
Transport Lead, Ms T. Bacic
Events Coordinator, Ms J. Roads
Manager Finance & Procurement, Mr A. Brown

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 22 August 2022, meeting of the Unley City Council.

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

Councillor J. Boisvert
Councillor J. Russo

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Councillor S. Dewing declared a material conflict of interest in Item 4.1 AFLW Interim Home Ground Opportunity on the basis of her employment with Sturt Football Club. Councillor S. Dewing advised that she would manage the conflict by leaving the meeting and not participating in the debate or voting in relation to that item.

Councillor S. Dewing declared a material conflict of interest in Item 4.2 Unley & Goodwood Ovals Lease Tenure and Licence Cost Recovery Fees on the basis of her employment with Sturt Football Club. Councillor S. Dewing advised that she would manage the conflict by leaving the meeting and not participating in the debate or voting in relation to that item.

Councillor S. Dewing declared a perceived conflict of interest in Item 4.10 2021-22 Preliminary End of Financial Year Report on the basis of her employment with Sturt Football Club and noted that she would remain in the meeting when that item was discussed and vote in the best interests of the community.

Councillor J. Dodd declared a perceived conflict of interest in Item 4.2 Unley & Goodwood Ovals lease Tenure and Licence Cost Recovery Fees on the basis of her membership with the Goodwood Football Club and noted that she would remain in the meeting when that item was discussed and vote in the best interests of the community.

1.4 MINUTES

ITEM 1.4.1

MINUTES OF THE ORDINARY COUNCIL MEETING HELD MONDAY, 25 JULY 2022

MOVED Councillor M. Broniecki
SECONDED Councillor S. Dewing

That:

1. The minutes of the Ordinary Council held on Monday, 25 July 2022 be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

Resolution No. C0854/22

1.5 DEFERRED / ADJORNED ITEMS

Nil

2. PETITIONS/DEPUTATIONS

ITEM 2.1

DEPUTATION RE: ITEM 4.2 UNLEY & GOODWOOD OVALS LEASE TENURE AND LICENCE COST RECOVERY FEES

1. Warwick Potts, Black Forest

Re: Item 4.2 Unley & Goodwood Ovals Lease Tenure and Licence Cost Recovery Fees

3. REPORTS OF COMMITTEES

ITEM 3.1

MINUTES OF AUDIT COMMITTEE

MOVED Councillor M. Broniecki

SECONDED Councillor M. Rabbitt

That:

1. The minutes of the Audit Committee meeting held on Tuesday 16 August 2022, be received and the following recommendations contained therein be adopted by Council

- (a) Item 2.1 - Internal Audit - Purchase Card - August 2022

MOVED Councillor M Rabbitt

SECONDED Councillor M Broniecki

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0088/22

- (b) Item 2.2 - Asset Accounting Policy

MOVED Independent Member A Martin

SECONDED Independent Member N Handley

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0089/22

(c) Item 2.3 - Quarterly Risk Report - August 2022

MOVED Councillor M Broniecki
SECONDED Councillor M Rabbitt

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0090/22

(d) Item 2.4 - Revised Audit Committee Workplan - August 2022

MOVED Independent Member A Martin
SECONDED Independent Member N Handley

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0091/22

CARRIED UNANIMOUSLY

Resolution No. C0855/22

Councillor S. Dewing declared a material conflict of interest in Item 4.1 AFLW Interim Home Ground Opportunity on the basis of her employment with Sturt Football Club on the basis of her employment with Sturt Football Club. In accordance with her declared conflict of interest Councillor S. Dewing left the Chambers at 7.10pm.

4. REPORTS OF OFFICERS

ITEM 4.1

AFLW INTERIM HOME GROUND OPPORTUNITY

MOVED Councillor P. Hughes
SECONDED Councillor J. Dodd

That:

1. The report be received.
2. The provision of Unley Oval as the interim home ground for the Adelaide Football Club AFLW team in 2023 and 2024 and the resulting additional matches be endorsed.
3. A letter be sent to the Adelaide Crows Football Club, the AFL, Sturt Football Club and Sturt District Cricket Club advising the Adelaide Football Club AFLW team are permitted to use Unley Oval as their interim home ground in 2023 and 2024.

CARRIED UNANIMOUSLY

Resolution No. C0856/22

Councillor S. Dewing had previously declared a material conflict of interest in Item 4.2 Unley & Goodwood Ovals Lease Tenure and Licence Cost Recovery Fees on the basis of her employment with Sturt Football Club and remained absent from the Chambers whilst this item was debated and voted on.

Councillor J. Dodd declared a perceived conflict of interest in Item 4.2 Unley & Goodwood Ovals Lease Tenure and Licence Cost Recovery Fees on the basis of her membership with the Goodwood Football Club. Councillor J. Dodd remained in the Chambers and will vote in the best interests of the community.

ITEM 4.2

UNLEY & GOODWOOD OVALS LEASE TENURE AND LICENCE COST RECOVERY FEES

MOVED Councillor D. Palmer

SECONDED Councillor J. Dodd

That:

1. The report be received.
1. 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.
2. With respect to Goodwood Oval:
 - 3.1 The Goodwood Saints 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.

- 3.2 An annual lease fee of \$5,637 (excluding GST), be charged to the Goodwood Saints Football Club to be indexed annually by CPI.
 - 3.3 An annual licence fee of \$4,000 (excluding GST), be charged to the Goodwood Saints Football Club and to be indexed annually by CPI.
 - 3.4 A lease be granted to the Goodwood Cricket Club 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 October to 31 March annually.
 - 3.5 An annual lease fee for the Goodwood Cricket Club be set at \$5,637 (excluding GST), to be indexed annually by CPI.
 - 3.6 An annual licence fee of \$5,000 (excluding GST), be charged to the Goodwood Cricket Club to be indexed annually by CPI.
 - 3.7 The Licence Agreements with the Goodwood Saints Football Club and Goodwood 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.
4. The Chief Executive Officer be delegated authority to finalise the proposed lease and licence agreements for Unley Oval and Goodwood Oval with Sturt Football Club, Sturt District Cricket Club, Goodwood Saints Football Club and Goodwood Cricket Club.

CARRIED UNANIMOUSLY

Resolution No. C0857/22

Councillor S. Dewing returned to the Chambers at 7.25pm.

ITEM 4.3

RIDGE PARK MASTER PLAN

MOVED Councillor P. Hughes

SECONDED Councillor J. Dodd

That:

1. The report be received.
2. The Ridge Park Master Plan, as set out in Attachment 1 to this report (Item 4.1 Council Meeting 22/08/2022), be adopted.
3. The Chief Executive Officer be authorised to make minor editorial and formatting changes as required to the Ridge Park Master Plan, in order to finalise the document.

CARRIED UNANIMOUSLY

Resolution No. C0858/22

ITEM 4.4

UNLEY ROAD PUBLIC REALM DESIGN GUIDELINES

MOVED Councillor S. Dewing

SECONDED Councillor J. Dodd

That:

1. The report be received.
2. The Unley Road Public Realm Guidelines, as set out in Attachment 1 to this report (Item 4.4, Council Meeting, 22/08/2022) be endorsed.
3. The Chief Executive Officer be authorised to make minor editorial or formatting amendments as required to the Unley Road Public Realm Guidelines, in order to finalise the document.

CARRIED UNANIMOUSLY

Resolution No. C0859/22

ITEM 4.5

WALKING AND CYCLING PLAN 2022-2027

MOVED Councillor J. Bonham

SECONDED Councillor M. Broniecki

That:

1. The report be received.
2. The Walking and Cycling Plan 2022-2027 as set out in Attachment 1 to this report (Item 4.5, Council Meeting, 22/08/2022) be adopted.
3. The Chief Executive Officer be authorised to make minor editorial and formatting changes as part of the finalisation process for the Walking and Cycling Plan 2022-2027.

CARRIED UNANIMOUSLY

Resolution No. C0860/22

ITEM 4.6

COMMUNITY EVENT SPONSORSHIP 2022-23

MOVED Councillor S. Dewing

SECONDED Councillor N. Sheehan

That:

1. The report be received.
2. Sponsorship packages totalling \$33,295 will be awarded through the 2022-23 Community Event Sponsorship Program as follows:
 - (a) Multi Year Agreements
 - \$6,000 to Fork on the Road Pty Ltd for a food truck festival held at Orphanage Park (3-year agreement);
 - \$2,000 to the Unley Park Baptist Church for the Unley Park Annual Street Party and Christmas Carols held at Bellevue Place, Unley Park (3-year agreement);
 - \$2,000 to Still Aware for Birthday for Babies, to celebrate and remember babies born without breath, held at Fullarton Park (2-year agreement);
 - \$5,000 to Goodwood Theatre & Studios for Victoria Lane, a pop up outdoor Fringe Venue at the Goodwood Theatre & Studios (3-year agreement)
 - \$1,600 to League of Laughs Ltd for the Adelaide Juggling Convention held at Goodwood Community Centre, Goodwood Theatre & Studios and the Goodwood Green Space (3-year agreement).
 - (b) One Year Agreements
 - \$1,000 to Millswood Lawn Tennis Club for their Centenary Celebration (1-year agreement);
 - \$1,000 to Alternative 3 Inc. for the Fern Avenue Community Garden Open Day at 18-20 Fern Avenue, Fullarton. (1-year agreement);
 - \$3,000 to the Rotary Club of Unley for the Multiple Birth Festival, a festival celebrating families with twins, triplets, venue in Unley TBC (1-year agreement);
 - \$1,220 to Kom Trust as Latin Market for the Latin Festival showcasing the culture of Latin America at Orphanage Park (1-year agreement);
 - \$1,475 to the Adelaide Male Voice Choir for a free Choral Performance for senior residents of Unley at the Fullarton Park Community Centre (1-year agreement);
 - \$6,000 to the Adelaide Showground Farmers' Market Inc. for the Pop Up Adelaide Showground Farmers Market to be held at Orphanage Park (1-year agreement);
 - \$3,000 to Splash Arts Incorporated for the 'What's Your Story' Community Concerts to be held at Clarence Park Community Centre, Unley Community Centre and Goodwood Theatre & Studios (1-year agreement).

3. The General Manager City Services be delegated authority to allocate remaining funding using the Community Event Sponsorship criteria via a Community Chest process, with any unspent funds to be returned as saving.

CARRIED UNANIMOUSLY

Resolution No. C0861/22

ITEM 4.7

CONSERVATION GRANTS 2022/23

MOVED Councillor D. Palmer

SECONDED Councillor M. Rabbitt

That:

1. The report be received.
2. The following Conservation Grants be funded from the 2022/23 allocated budget to a total amount of \$39,646 as follows:
 - \$534 for tree pruning at 315 Young Street, Fullarton
 - \$1,000 for tree pruning at 4 Hammond Street, Clarence Park
 - \$5,000 for replacement of tessellated tiles and verandah posts at 7 Oxford Terrace, Unley
 - \$820 for tree pruning at 1/40 Albert Street, Goodwood
 - \$1,750 for dwelling repairs at 54 Young Street, Wayville
 - \$5,000 for reconstruction of verandah walling at 18 Millswood Crescent, Millswood
 - \$5,000 for new tessellated tiles at 314 Young Street, Wayville
 - \$985 for tree pruning at 37 Thornber Street, Unley Park
 - \$4,870 for repointing and repairs at 17 Rosa Street, Goodwood
 - \$3,735 for repairs to front porch at 224 Ellesmere Terrace, Millswood
 - \$825 for tree pruning at 299 Young Street, Wayville
 - \$5,000 for repairs to dwelling at 66 Dover Street, Malvern
 - \$2,425 for repairs to front gable at 64 Marion Street, Unley
 - \$2,702 for timber repairs at 47 Charles Street, Forestville

CARRIED UNANIMOUSLY

Resolution No. C0862/22

**ITEM 4.8
RECRUITMENT OF INDEPENDENT MEMBERS FOR COUNCIL
ASSESSMENT PANEL**

MOVED Councillor J. Dodd

SECONDED Councillor J. Bonham

That:

1. The report be received.
2. Applications for four (4) Independent Member positions on the Council Assessment Panel, including Presiding Member, and additionally one (1) Deputy Independent Member, be sought from appropriately qualified Level 2 Planning Accredited Professionals with appointments to commence on 1 March 2023.
3. An initial shortlist of suitably accredited applicants for interview that meet the minimum accreditation standards be prepared by the General Manager City Services, Manager Development and Regulatory and Manager Governance for consideration of the incoming Council.
4. A report be presented to Council in December 2022 to appoint a Council Assessment Panel Selection Committee to conduct interviews of the shortlisted applicants to identify four (4) persons for recommendation to Council for appointment to Independent Member positions on the Council Assessment Panel, including Presiding Member and additionally one (1) Deputy Independent Member.

CARRIED UNANIMOUSLY

Resolution No. C0863/22

**ITEM 4.9
COUNCIL ASSESSMENT PANEL ANNUAL REPORT 2021/22**

MOVED Councillor E. Wright

SECONDED Councillor J. Dodd

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0864/22

ITEM 4.10

2021-22 PRELIMINARY END OF FINANCIAL YEAR REPORT

MOVED Councillor M. Broniecki

SECONDED Councillor M. Rabbitt

That:

1. The report be received.
2. The Preliminary End of Year Results for 2021-22 be noted.
3. Carry forward projects from 2021-22 totalling a net amount of \$5.424M (as set out in Attachment 1 to Item 4.10, Council Meeting 22/08/2022) be approved.
4. The revised 2022-23 Budgeted Uniform Presentation of Finances reflecting a budgeted operating surplus of \$2.1M and a net borrowing requirement of \$3.2M, as summarised on page 15 of Attachment 1 to Item 4.10 (Council Meeting 22/08/2022), be adopted.

CARRIED UNANIMOUSLY

Resolution No. C0865/22

SUSPENSION OF FORMAL MEETING PROCEDURES

The Presiding Member with approval of two-thirds of the members present suspended meeting procedures pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013* at 8.28pm for up to 10 minutes to facilitate an informal discussion of the matter.

Formal meeting procedures resumed at 8.34pm.

ITEM 4.11

APPROVAL TO DISPLAY LOCAL GOVERNMENT ELECTION SIGNS - DETERMINATION

MOVED Councillor J. Dodd

SECONDED Councillor K Anastassiadis

That:

1. The report be received.
2. The *Approval to display local government election signs* as set out in Attachment 1 to this report (Item 4.11, Council Meeting 22/08/2022) is endorsed.

CARRIED UNANIMOUSLY

Resolution No. C0866/22

ITEM 4.12

**REQUEST TO FLY RAINBOW FLAG - CELEBRATING DIVERSITY MONTH
NOVEMBER 2022**

MOVED Councillor J. Dodd

SECONDED Councillor J. Bonham

That:

1. The report be received.
2. The Progress Pride Flag be flown from the fifth flagpole situated at the Civic Centre on Unley Road for the month of November 2022 (excluding 18/11/2022 as per Council's previous approval to fly the Latvian Flag on that day) in support of the "Pridevember" initiative of the Feast Festival.

CARRIED UNANIMOUSLY

Resolution No. C0867/22

ITEM 4.13

**APPOINTMENT OF DIRECTOR AND DEPUTY DIRECTOR TO THE
EASTERN WASTE MANAGEMENT AUTHORITY BOARD**

MOVED Councillor P. Hughes

SECONDED Councillor E. Wright

That:

1. The report be received.
2. Mr C. Malak, General Manager City Development be appointed as a Director to the Eastern Waste Management Authority Board for a period of 3 years.
3. Mr P. Tsokas, Chief Executive Officer be appointed as a Deputy Director to the Eastern Waste Management Authority Board for a period of 3 years.

CARRIED UNANIMOUSLY

Resolution No. C0868/22

ITEM 4.14

**LOCAL GOVERNMENT FINANCE AUTHORITY CALL FOR NOMINATION -
COUNCIL REPRESENTATIVE AT ANNUAL GENERAL MEETING**

MOVED Councillor D. Palmer

SECONDED Councillor M. Rabbitt

That:

1. The report be received.
2. Mayor Michael Hewitson be put forward in response to the call for an appointment of a Council representative at the LGFA Annual General Meeting which is scheduled to be held on Friday 28 October 2022.

CARRIED UNANIMOUSLY

Resolution No. C0869/22

ITEM 4.15

**QUARTERLY REPORT - CENTENNIAL PARK CEMETERY AUTHORITY
JUNE 2022**

MOVED Councillor M. Rabbitt

SECONDED Councillor K. Anastassiadis

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0870/22

ITEM 4.16

COUNCIL ACTION RECORDS

MOVED Councillor M. Broniecki

SECONDED Councillor K. Anastassiadis

That:

1. The report be noted.

CARRIED UNANIMOUSLY

Resolution No. C0871/22

5. MOTIONS AND QUESTIONS

5.1 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

5.2 MOTIONS WITHOUT NOTICE

Nil

5.3 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

ITEM 5.3.1

QUESTION TAKEN ON NOTICE AT COUNCIL MEETING 27/06/2022 RE: CHAINSAW HOLLOWES WILDLIFE

The following questions were asked without notice by Councillor J. Dodd at the Council Meeting on 27 June 2022. At that time the questions were taken on notice. The answers are now provided:

QUESTIONS

1. What if any research has been undertaken by the City of Unley (or other local councils) on the effectiveness of Chainsaw Hollows for wildlife?
2. Have chainsaw hollows ever been used in the CoU?
3. If so, what was their effectiveness?
4. Have any sites been identified which would be suitable for chainsaw hollows?
5. If so, what would the start-up and ongoing costs of such hollows be?
6. Do chainsaw hollows have any impact on the health of the trees?

BACKGROUND

The City of Unley has a proud history of considering urban wildlife, as part of its tree management programs. Over 300 species of trees in Australia are tree hollow dependent and we are the only continent without an artificial hollow creating animal like a woodpecker.

In answering these questions, it is important to understand the distinction between wildlife boxes and chainsaw carved hollows.

Wildlife Boxes

The City of Unley currently has over 173 wildlife habitat boxes for possums, parrots, kookaburras and microbats. These are monitored and maintained annually, and the results are collated and made available via Council's website <https://www.unley.sa.gov.au/Environmental-Sustainability/Greening-Unley#section-5>



1 Figure 1: City of Unley Parrot Habitat Box, FauNature 2021

Chainsaw Carved Hollows

Chainsaw carved hollows are relatively new and involve cutting a face plate into the tree itself, carving a cavity and then replacing the faceplate, leaving only a small entrance mimicking a natural hollow.





2 *Figure 2: City of Unley Carved Hollow in Heywood Park, May 2014*

ANSWERS

1. **What if any research has been undertaken by the City of Unley (or other local councils) on the effectiveness of Chainsaw Hollows for wildlife?**

The City of Unley has not commissioned any research regarding the effectiveness of chainsaw carved hollows. However, Council staff stay up to date regarding relevant research undertaken by others, including attendance at the 2019 National TreeNet Symposium when a presentation was made by Stephen Griffiths regarding chainsaw carved hollows. A recording of this lecture is available at www.treenet.org

Council staff are also due to attend the upcoming 2022 TreeNet Symposium where a presentation is to be made by James Smith, FauNature titled “Fauna habitat hollows – current and emerging knowledge”.

2. **Have chainsaw hollows ever been used in the CoU?**

The City of Unley has a small number of chainsaw carved hollows which were installed between 2014 and 2016 in Heywood Park, Ridge Park and a number of linear street trees including along the tram line and on the corner of Foster and Aroha Terrace. These were promoted in an article in Council’s 2015 (spring) edition of Unley Life (refer to page 25).

3. **If so, what was their effectiveness?**

The chainsaw carved hollows have remained structurally sound. However, their occupancy by wildlife has not been directly assessed.

For the upcoming 2022 wildlife box habitat assessments, to be undertaken in October and November, Council’s fauna specialist will be including an inspection of two-three of the chainsaw carved hollows at Heywood Park.

4. **Have any sites been identified which would be suitable for chainsaw hollows?**

Chainsaw carved hollows appear to be very viable from the research completed to date and advice sought by Council staff. This is particularly related to how the carved sites provide better insulation and thermal comfort for the wildlife. However, they have limited application to large, typically dead trees which are being intentionally left onsite for habitat reasons. Or occasionally, a large piece of deadwood which is structurally sound within a larger living tree. It is something Council staff are aware of as a tool to consider in these unique situations, but not a separate project.

On a case-by-case basis, a tree management situation may lend itself to a chainsaw carved hollow rather than establishing a project intended to identify trees across the City for implementation. In this respect, Council does not have a list of chainsaw carved hollow potential sites or similar.

5. **If so, what would the start-up and ongoing costs of such hollows be?**

Once a large dead tree has been identified as being suitable to be left onsite for habitat reasons, the following costs would be applicable:

- Habitat assessment and design including structural safety, identifying ideal orientation, size and number of hollows to install. This cost is approximately \$300 per tree with assessment of at least four chainsaw carved hollows.
- Elevated Work Platform use is required which is undertaken either by Council staff utilising Council equipment or via an external contractor. This cost is approximately \$1,200 per day.
- The cost of carving chainsaw hollows is approximately \$250 per hollow.
- If it is a more difficult tree or within an area which must be manually climbed (i.e., cannot be accessed by an Elevated Work Platform), the costs can be 50-100% higher than what is stated above.

6. **Do chainsaw hollows have any impact on the health of the trees?**

Council staff are unaware of any qualified arborists who are willing to carve habitat hollows into live timber within urban areas because of safety concerns to both the tree and public risk. In this respect, Council staff have no direct evidence regarding the impact of chainsaw carved hollows on the health of trees.

ITEM 5.3.2

QUESTION TAKEN ON NOTICE AT COUNCIL MEETING 25/07/2022 RE: ACCIDENT ON THE SOUTH EASTERN FREEWAY AND POSSIBLE DAMAGE TO COUNCIL ASSETS

The following Question on Notice was received from Councillor S. Dewing at the Council Meeting 25 July 2022 and the answer is provided:

QUESTION

1. Was any Council property damaged following the recent accident on the South-Eastern Freeway.

ANSWER

1. Council staff have undertaken a site inspection and can confirm that no assets that are under the care, control and management of the City of Unley were damaged as a result of the accident.

5.4 QUESTIONS WITHOUT NOTICE

Councillor S. Dewing asked a question regarding the flying of flags at the Civic Centre and in particular the national flag of the United Kingdom (Union Jack) and the question was answered by the Acting Manager Governance.

6. MEMBER'S COMMUNICATION

6.1 MAYORS REPORT

ITEM 6.1.1

MAYOR'S REPORT FOR MONTH OF AUGUST 2022

MOVED Councillor P. Hughes

SECONDED Councillor K. Anastassiadis

That:

1. The report be received.

CARRIED

Resolution No. C0872/22

6.2 DEPUTY MAYORS REPORT

ITEM 6.2.1

DEPUTY MAYOR'S REPORT FOR MONTH OF AUGUST 2022

MOVED Councillor J. Dodd

SECONDED Councillor M. Broniecki

That:

1. The report be received.

CARRIED

Resolution No. C0873/22

6.3 ELECTED MEMBERS REPORTS

ITEM 6.3.1 REPORTS OF MEMBERS AUGUST 2022

Council noted attached reports from Members:

1. Councillor M. Broniecki

6.4 CORRESPONDENCE

Nil

7. CONFIDENTIAL ITEMS

ITEM 7.1 CONFIDENTIALITY MOTION FOR 7.2 - EAST WASTE MANAGEMENT AUTHORITY DRAFT 2022/23 ANNUAL PLAN AND BUDGET

MOVED Councillor P. Hughes

SECONDED Councillor S. Dewing

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 East Waste Management Authority Draft 2022/23 Annual Plan and Budget, 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.

CARRIED UNANIMOUSLY

Resolution No. C0874/22

The Meeting moved into confidence at 8.50pm.

Item 7.2, page(s) 20, is confidential and has been removed from the public agenda/minutes

ITEM 7.3

CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.2 - EAST WASTE MANAGEMENT AUTHORITY DRAFT 2022/23 ANNUAL PLAN AND BUDGET

MOVED Councillor S. Dewing

SECONDED Councillor M. Rabbitt

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 7.2 East Waste Management Authority Draft 2022/23 Annual Plan and Budget, considered at the Council Meeting on 22 August 2022:

Report

Attachment

remain confidential as follows:

- 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.

CARRIED UNANIMOUSLY

Resolution No. C0876/22

NEXT MEETING

Monday 26 September 2022 - 7.00pm

CLOSURE

The Presiding Member closed the meeting at 9.00pm.

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PRESIDING MEMBER