



**Minutes of the City of Unley
Council Meeting
Wednesday, 27 January 2021, 7.00pm
Council Chambers
181 Unley Road Unley**

PRESENT

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

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
Executive Manager Office of the CEO, Ms T. Norman
Executive Assistant Office of the CEO, Ms L. Kennedy
Transport Consultant, Ms T. Bacic

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 and members of the gallery to the 27 January 2021, meeting of the Unley City Council.

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

Councillor J. Dodd

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Councillor M. Rabbitt declared a material conflict of interest in relation to Item 4.11 Centennial Park Cemetery Authority: Board Member Appointment on the basis that a financial benefit would be payable to the appointed person and that he has nominated for the role. Councillor M. Rabbitt advised that he would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

Councillor M. Broniecki declared a material conflict of interest in relation to Item 4.11 Centennial Park Cemetery Authority: Board Member Appointment on the basis that a financial benefit would be payable to the appointed person and that she has nominated for the role. Councillor M. Broniecki advised that she would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

Councillor J. Russo declared a material conflict of interest in relation to Item 4.11 Centennial Park Cemetery Authority: Board Member Appointment on the basis that a financial benefit would be payable to the appointed person and that she has nominated for the role. Councillor J. Russo advised that she would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

Councillor S. Dewing declared a perceived conflict of interest in relation to Item 4.1 Unley Oval Community and Business Hub 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 S. Dewing declared a perceived conflict of interest in relation to Item 7.2 Unley Central Update 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. Boisvert declared a material conflict of interest in relation to Item 4.10 Council Assessment Panel Appointment of Members on the basis that a financial benefit would be payable to the appointed person and she had nominated for the role. Councillor J. Boisvert advised that she would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

Councillor E. Wright declared a material conflict of interest in relation to Item 4.10 Council Assessment Panel Appointment of Members on the basis that a financial benefit would be payable to the appointed person and that she had nominated for the role. Councillor E. Wright advised that she would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

Councillor J. Bonham declared a material conflict of interest in relation to Item 4.10 Council Assessment Panel Appointment of Members on the basis that a financial benefit would be payable to the appointed person and that she would nominate for the role. Councillor J. Bonham advised that she would manage the conflict by leaving the meeting and not participating in the debate or vote in relation to that item.

1.4 MINUTES

ITEM 1.4.1

MINUTES OF THE ORDINARY COUNCIL MEETING HELD MONDAY, 14 DECEMBER 2020

MOVED Councillor D. Palmer

SECONDED Councillor S. Dewing

That:

1. The minutes of the Ordinary Council held on Monday, 14 December 2020 be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

Resolution No. C0418/21

1.5 DEFERRED / ADJORNED ITEMS

Nil

2. PETITIONS/DEPUTATIONS

The Presiding Member provided a verbal report to members advising that two requests for deputation had been received, considered and refused. Written reports will be included in the Agenda for the February Council Meeting.

3. REPORTS OF COMMITTEES

Nil

4. REPORTS OF OFFICERS

ITEM 4.1

UNLEY OVAL COMMUNITY AND BUSINESS HUB

MOVED Councillor J. Russo

SECONDED Councillor P. Hughes

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0419/21

ITEM 4.2

E-SCOOTER TRIAL IN THE CITY OF UNLEY

MOVED Councillor S. Dewing

SECONDED Councillor J. Boisvert

That:

1. The report be received.
2. The Mayor write to the Lord Mayor of the City of Adelaide requesting the inclusion of the South Park Lands in the City of Adelaide e-scooter trial.
3. Subject to the City of Adelaide approval of the inclusion of the South Park Lands in their e-scooter trial, an e-scooter trial to be undertaken in the City of Unley area and the Administration proceed to finalise a Use Case for submission to the Minister for Infrastructure and Transport.
4. The Administration be authorised to make technical amendments to the e-scooter trial Use Case to meet the requirements of the Minister, without significant departure from the substance/intent of the conditions as part of the finalisation process.
5. Subject to Ministerial approval, the use of the Shared Mobility Devices Model Permit developed by the Local Government Association for the establishment of an e-scooter trial in the City of Unley area based on the permit conditions as set out in Attachment 2 to this report (Item 4.2, Council Meeting 27/01/2020) be endorsed.

CARRIED

Resolution No. C0420/21

ITEM 4.3

REVIEW OF THE FOUR YEAR DELIVERY PLAN - DRAFT FOR CONSULTATION

MOVED Councillor D. Palmer

SECONDED Councillor K. Anastassiadis

That:

1. The report be received.
2. The Four Year Delivery Plan 2021-2025, as set out in Attachment 1 to this Report (Item 4.3, Council Meeting, 27/01/2021) be endorsed for consultation purposes.

CARRIED UNANIMOUSLY

Resolution No. C0421/21

ITEM 4.4

ESTABLISHMENT OF A STRATEGIC RELATIONSHIP WITH A FRENCH CITY

MOVED Councillor M. Rabbitt

SECONDED Councillor M. Broniecki

That:

1. The report be received.
2. The establishment of a strategic relationship with a suitable French city with a view to developing a collaborative and mutually beneficial partnership be endorsed.
3. The CEO be authorised to commence discussions regarding the establishment of a strategic relationship with a suitable French city and to prepare a prospectus that outlines relevant initiatives and achievements to be used to promote the City of Unley in those discussions.

CARRIED

Resolution No. C0422/21

ITEM 4.5

REQUEST FOR FUNDING: ALLIANCE FRANCAISE FRENCH FILM FESTIVAL 2021

MOVED Councillor M. Rabbitt

SECONDED Councillor E. Wright

That:

1. The report be received.
2. The request to provide sponsorship of \$6,000 to Alliance Francaise in support of the French Film Festival 2021 be supported.

CARRIED

Resolution No. C0423/21

ITEM 4.6

REVIEW OF POLICIES

MOVED Councillor M. Broniecki

SECONDED Councillor D. Palmer

That:

1. The report be received.
2. The following policies (set out as Attachments 1 and 2 to Item 4.6 Council Meeting, 27/01/2021) be adopted:
 - 2.1 Property Management Policy (Version 5); and
 - 2.2 Encroachments Policy (Version 3).
3. That the CEO be authorised to make amendments of a minor and/or technical nature as part of the finalisation of the Property Management and Encroachments Policies.

CARRIED UNANIMOUSLY

Resolution No. C0424/21

ITEM 4.7**EVERARD PARK RESERVE FITNESS TRAINING**

MOVED Councillor N. Sheehan

SECONDED Councillor S. Dewing

That:

1. The report be received.
2. The Commercial Fitness Training on Council Land Policy, as set out in Attachment 2 to this report (Item 4.7, Council Meeting 27/01/2021) be endorsed, noting the only change is to add Everard Park Reserve to the Approved Locations list in Appendix 1 to the Policy.

CARRIED

Resolution No. C0425/21

ITEM 4.8**LIVE STREAMING OF COUNCIL AND COUNCIL ASSESSMENT PANEL (CAP) MEETINGS**

MOVED Councillor J. Boisvert

SECONDED Councillor J. Russo

That:

1. The report be received.
2. The live streaming of audio and minutes for Council and Council Assessment Panel meetings based on Option 1 from Table 3 in this report (Item 4.8, Council Meeting 27/01/2021) be endorsed.
3. A funding allocation of \$5,000 for the implementation of live streaming of audio and minutes for Council and Council Assessment Panel meetings be considered in the next quarterly budget review.

CARRIED

Resolution No. C0426/21

DIVISION

A Division was called by Councillor J. Russo and the previous decision set aside.

Those voting in the affirmative:

Councillors P. Hughes, K. Anastassiadis, J. Boisvert, M. Broniecki, S. Dewing, D. Palmer, M. Rabbitt, J. Russo, N. Sheehan and J. Bonham

Those voting in the negative:

Councillor E. Wright

The MOTION was declared **CARRIED**

ITEM 4.9

2021 LGA ORDINARY GENERAL MEETING - CALL FOR ITEMS OF BUSINESS

MOVED Councillor J. Boisvert

SECONDED Councillor M. Broniecki

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0427/21

ITEM 4.10-1

CONFIDENTIALITY MOTION FOR ITEM 4.10 - COUNCIL ASSESSMENT PANEL APPOINTMENT OF MEMBERS

MOVED Councillor J. Boisvert

SECONDED Councillor D. Palmer

That:

1. Pursuant to Section 90(2) and (3)(a) 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 information the disclosure of which:
 - Would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
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 debate the law and why the selection process for appointment of Council Assessment Panel members was determined by the Selection Panel without unreasonably disclosing personal affairs of the candidates.

On that basis, the public's interest is best served by not disclosing Council Assessment Panel Appointment of Members discussion at this point in time.

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

Resolution No. C0428/21

The Meeting moved into confidence, the gallery was cleared and the doors to the Council Chambers were closed at 8.16pm.

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 8.17pm for up to 10 minutes to facilitate an informal discussion of the matter.

Formal meeting procedures resumed at 8.27pm.

ITEM 4.10-2

MOVE OUT OF CONFIDENCE

MOVED Councillor J. Russo

SECONDED Councillor D. Palmer

That:

1. The meeting move out of confidence

CARRIED UNANIMOUSLY

Resolution No. C0429/21

ITEM 4.10-3

COUNCIL ASSESSMENT PANEL APPOINTMENT OF MEMBERS

MOVED Councillor J. Boisvert

SECONDED Councillor D. Palmer

That:

1. The report be received.
2. The following Independent Member appointments be made to the Council Assessment Panel for the term commencing 1 March 2021 and expiring on 28 February 2023:
 - 2.1 Presiding Member: Mr Brenton Burman
 - 2.2 Independent Members (x3):
 - Mr Ross Bateup
 - Ms Colleen Dunn; and
 - Mr Michael McKeown.
 - 2.3 Deputy Independent Member (to attend meetings in the absence of an Independent Member):
 - Ms Carol Muzyk.
3. Former Council Assessment Panel Members Ms Shanti Ditter, Mr Roger Freeman, Mr Alexander (Sandy) Wilkinson and Mr Rufus Salaman be thanked for their contribution and service to the City of Unley Council Assessment Panel.

CARRIED UNANIMOUSLY

Resolution No. C0430/21

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 8.37pm for up to 10 minutes to facilitate an informal discussion of the matter.

Formal meeting procedures resumed at 8.43pm.

Councillor E. Wright left the Chambers at 8.44pm.

Councillor E. Wright returned to the Chambers at 8.47pm.

Councillor J. Boisvert left the Chambers at 8.47pm.

Councillor J. Boisvert returned to the Chambers at 8.51pm.

Councillor J. Bonham left the Chambers at 8.51pm in accordance with her material conflict of interest declaration in relation to Item 4.10.

Councillor E. Wright left the Chambers at 8.51pm in accordance with her material conflict of interest declaration in relation to Item 4.10.

ITEM 4.10-4

COUNCIL ASSESSMENT PANEL APPOINTMENT OF ELECTED MEMBER AND DEPUTY

MOVED Councillor K. Anastassiadis

SECONDED Councillor P. Hughes

That:

1. The following Elected Member appointments be made to the Council Assessment Panel for the term commencing 1 March 2021 and expiring at the end of the current Council term:
 - 1.1 Elected Member: Councillor E. Wright.
 - 1.2 Deputy Elected Member, to attend meetings in the absence of the Elected Member: Councillor J. Bonham.

CARRIED UNANIMOUSLY

Resolution No. C0431/21

Councillor E. Wright returned to the Chambers at 8.52pm.

Councillor J. Bonham returned to the Chambers at 8.53pm.

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 8.55pm for 10 minutes to facilitate an informal discussion of the matter.

Formal meeting procedures resumed at 8.59pm.

ITEM 4.11

CENTENNIAL PARK CEMETERY AUTHORITY: BOARD MEMBER APPOINTMENT

Councillor M. Rabbitt left the Chambers at 8.55pm.

Councillor J. Russo left the Chambers at 8.55pm.

Councillor M. Broniecki left the Chambers at 8.59pm.

Councillor M. Rabbitt returned to the Chambers at 8.59pm.

Councillor M. Rabbitt left the Chambers at 9.01pm.

Councillor J. Russo returned to the Chambers at 9.01pm.

Councillor M. Rabbitt returned to the Chambers at 9.04pm.

Councillor M. Broniecki returned to the Chambers at 9.04pm.

Councillor M. Broniecki left the Chambers at 9.09pm.

Councillor M. Rabbitt left the Chambers at 9.09pm.

The Presiding Member called a 5 minute recess at 9.05pm.

The meeting resumed at 9.09pm.

MOVED Councillor P. Hughes

SECONDED Councillor D. Palmer

That:

1. The report be received.
2. Councillor M. Rabbitt and Councillor M. Broniecki be appointed as Board Members to the Centennial Park Cemetery Authority for the period commencing from 1 March 2021 and concluding at the end of the current Council term.

CARRIED

Resolution No. C0432/21

DIVISION

A Division was called by Councillor P. Hughes and the previous decision set aside.

Those voting in the affirmative:

Councillors P. Hughes, J. Boisvert, S. Dewing, D. Palmer, N. Sheehan and E. Wright

Those voting in the negative:

Councillors K. Anastassiadis, J. Russo and J. Bonham

The MOTION was declared **CARRIED**

Councillor M. Broniecki returned to the Chambers at 9.12pm.

Councillor M. Rabbitt returned to the Chambers at 9.12pm.

ITEM 4.12

DEPARTMENT FOR INFRASTRUCTURE AND TRANSPORT: CALL FOR EXPRESSIONS OF INTEREST - NORTH SOUTH CORRIDOR TORRENS TO DARLINGTON COMMUNITY REFERENCE GROUP

MOVED Councillor J. Boisvert

SECONDED Councillor K. Anastassiadis

That:

1. The report be received.
2. Councillor D. Palmer be put forward in response to the call for nominations by the Department for Infrastructure and Transport for a local government representative on the North-South Corridor, Torrens to Darlington Project (T2D) Stage 1: Southern Tunnel Community Reference Group, with Councillor E. Wright to act as proxy for Councillor D. Palmer as/if required.

CARRIED UNANIMOUSLY

Resolution No. C0433/21

ITEM 4.13

2020-21 SECOND QUARTER CORPORATE PERFORMANCE REPORT

MOVED Councillor M. Broniecki

SECONDED Councillor M. Rabbitt

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0434/21

ITEM 4.14

COUNCIL ACTION REPORT

MOVED Councillor D. Palmer

SECONDED Councillor E. Wright

That:

1. The report be noted.

CARRIED UNANIMOUSLY

Resolution No. C0435/21

5. MOTIONS AND QUESTIONS

5.1 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

ITEM 5.1.1

NOTICE OF MOTION FROM COUNCILLOR J. BONHAM RE: MASTER PLAN FOR MCLEAY PARK

MOVED Councillor J. Bonham

SECONDED Councillor K. Anastassiadis

MOTION

That:

1. A budget bid be prepared for the 2021/22 Budget process for \$30,000 to enable the development of a Master Plan for McLeay Park.

LOST

Resolution No. C0436/21

5.2 MOTIONS WITHOUT NOTICE

Nil

5.3 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

ITEM 5.3.1

QUESTION ON NOTICE FROM COUNCILLOR J. BONHAM RE: COUNCIL PLANTING OF TREES

The following Questions on Notice were received from Councillor J. Bonham and the answers are provided:

QUESTIONS

As I understand it, the 2019-20 and 2020-21 budgets have funded the planting of 450 extra trees over and above the replacement tree program across Unley. I would like to know:

1. How many trees were actually planted from these funds?
2. How many trees have survived over summer from the 2019-20 program?
3. Where the trees have been planted?

I understand that Council has plans to plant trees on median strips in some roads. I would like to know:

4. The road(s) trees where the medians will be planted with trees – in the short and long term?
5. How this tree planting plan is being funded?
6. When these plans are to be implemented?

ANSWERS

Planting of additional trees:

1. *How many trees were actually planted from these funds?*

Generally speaking and depending on weather conditions, Council's annual tree planting program is delivered between the months of May and September in any given year. For the 2019/20 financial year, a total of 250 trees were planted (in addition to those replacing dead trees). For the 2020/21 financial year, a total of 440 trees will be planted, with 140 planted in the spring of 2020 and 300 scheduled to be planted in the winter of 2021.

2. *How many trees have survived over summer from the 2019-20 program?*

Of the 250 trees that were planted in 2019/20, a total of 226 have survived. Of the 24 trees that did not survive, 9 did not establish and died, and 15 were vandalised and subsequently removed.

3. *Where have the trees been planted?*

Additional trees were planted in the suburbs of Black Forest, Clarence Park, Kings Park, Myrtle Bank, Goodwood, Millswood, Unley and Wayville. Tree plantings in the remaining suburbs located within the City are scheduled for 2021/22 and 2022/23.

Planting of trees on median strips:

4. *The road(s) trees where the medians will be planted with trees – in the short and long term?*

Tree planting within road medians are not proposed by Council. This is predominantly due to the fact that Council does not own many of the road medians which are located within the City. The majority of these are located on arterial roads and are under the care, control and management of the Department of Infrastructure and Transport (DIT). The predominant example is Greenhill Road. The Administration will however consider (where possible) the planting of trees on roads under its care, control and management and is currently considering the planting of trees within the carriageway of Young Street, Parkside and Whistler Avenue, Unley Park.

5. *How this tree planting plan is being funded?*

Currently, additional tree planting on Council roads or verges undertaken as part of an annual program is funded via an Operating Project which is considered on an annual basis by Council as part of its Annual Business Plan and Budget setting process. However, additional trees planted specifically as part of a project (e.g. King William Road Upgrade) is funded from the capital allocations made by Council specifically for that project.

6. *When these plans are to be implemented?*

As outlined in the response to Question 4, there are no plans to plant trees within road medians. However, the tree plantings being considered for Young Street and Whistler Avenue are proposed to be delivered in the 2020/21 financial year.

ITEM 5.3.2

QUESTION ON NOTICE FROM COUNCILLOR P. HUGHES RE: CRITERIA REQUIRED FOR PARTIAL STREET CLOSURE

The following Questions on Notice were received from Councillor P. Hughes and the answers are provided:

QUESTIONS

1. When considering the closure of a suburban street what criteria must Council investigate?
2. Before deciding to close a suburban street what obligatory consultation must Council undertake?
3. Are there any other factors that can impact the consideration of a street closure?

ANSWERS

1. *When considering the closure of a suburban street what criteria must Council investigate?*

There are typically up to four different types of Local Area Traffic Management (LATM) treatments that Council considers when investigating the closure of one of its streets, as summarised below:

Partial Road Closure

- Slow Point/Chicane 'one lane' mid-block, which facilitates two-way traffic.
- Driveway link 'one lane' at intersection/mid-block, which facilitates two-way traffic.
- Half street closure at intersection/mid-block, which only permits traffic to enter or exit at the location of the LATM measure in one direction.

Full Road Closure

- Full road closure at intersection/mid-block, which restricts all vehicle access at the location of the closure.

From a traffic engineering 'technical' perspective, there is no agreed or formally-adopted statement of conditions in the Australian Standards or Austroads Guides at which LATM measures must be implemented.

The criteria that is typically considered during the investigation of a proposed road closure (partial or full) or other LATM device are outlined below:

- **Rat-running:** Is a high level of rat-running (unnecessary traffic) observed along the street?
- **Traffic Volumes:** Do the traffic volumes exceed the desirable limit for a local residential street?
- **Traffic Speeds:** Do traffic speeds exceed the desirable 85th percentile limit for a 40 km/h local residential street?
- **Road Safety:** Is there an identified history of crashes?
- **Parking capacity and demand:** What is the capacity and demand for parking?
- **Community Feedback:** Is there majority support by the local community (along the street and surrounding streets)?

An assessment of this nature is typically undertaken in the context of an LATM Plan, as the impact of a street closure (partial or full) will not only have an impact on the street itself, but also on the surrounding local street network. The LATM for the Myrtle Bank area (LATM 5) is currently scheduled for 3+ years, once the Department for Infrastructure and Transport (DIT) works along Fullarton Road with Glen Osmond Road and Cross Road are completed (as traffic movements along the local street network are likely to change as a result of these works).

The LATM warrants that have been established by the City of Unley to ascertain if further action/investigation is required along a street is shown in the Table below.

Applicable in local residential streets only	Daily Traffic Volume	85th percentile speed (40km/h streets)	% of daily traffic in peak AM and PM	Casualty crashes in 5 year period	Action
Substantial problem (Deficiency Standard)	> 3000	>/= 50	> 20	3+	Further investigation required
Acknowledged technical problem (Planning Standard)	> 2000	48-49	17-20	3+	
Possible technical problem	> 1500	46-47	14-16	3+	
No agreed problem	< 1500	</= 45	< 13	< 3	No investigation required

2. *Before deciding to close a suburban street what obligatory consultation must Council undertake?*

From a traffic management perspective, a road closure through the use of a traffic control device whether a partial or full road closure has no legal consultation requirements. However, as is the case with any other traffic control measure, Council should undertake consultation regarding a partial or full road closure prior to making a final determination on whether or not it is to implement the measure.

The consultation would be undertaken with the residents of the road in question as well as residents of adjoining roads who may be using the road in question. In addition, Council should consult with Emergency Services who would be impacted in the event access to the areas adjacent the road closure is required. In terms of the timeframes for consultation, Council's minimum requirement under its Consultation Policy is 21-days but Council may wish to extend this given the significance of a proposal particularly in the case of a full road closure. Typically, feedback received during the consultation process would be presented to Council for its consideration prior to making a final determination.

3. *Are there any other factors that can impact the consideration of a street closure?*

When investigating a road closure (partial or full) or other LATM measure typically there are a number of steps that Council would need to undertake:

- **Establish Technical Warrant:** a traffic impact assessment would need to be undertaken to establish the need based on the warrants shown in the Table provided in response to Question 1.
- **Options Analysis:** if a need has been established; concept design options, costings and impact assessment of a road closure (full or partial) would need to be undertaken, with a recommended option or options (up to 2) established to take to consultation.
- **Consultation:** is undertaken with all nearby affected stakeholders (including residents and property owners), Emergency Services (particularly in the case of a full road closure) for a specified period of time as determined by Council.
- **Council Report / Decision:** a summary of the consultation feedback is undertaken and presented to Council in a report for consideration and decision on next steps.

5.4 QUESTIONS WITHOUT NOTICE

Councillor K. Anastassiadis asked a question regarding tree and vegetation removal along the Mike Turtur Bikeway and the question was answered by the General Manager City Development.

6. MEMBER'S COMMUNICATION

6.1 MAYORS REPORT

ITEM 6.1.1

MAYOR'S REPORT FOR MONTH OF JANUARY 2021

MOVED Councillor D. Palmer

SECONDED Councillor E. Wright

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0437/21

6.2 DEPUTY MAYORS REPORT

ITEM 6.2.1

DEPUTY MAYOR'S REPORT FOR MONTH OF JANUARY 2021

MOVED Councillor M. Broniecki

SECONDED Councillor M. Rabbitt

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C0438/21

6.3 ELECTED MEMBERS REPORTS

ITEM 6.3.1

REPORTS OF MEMBERS FOR MONTH OF JANUARY 2021

Council noted the attached reports from Member:

1. Councillor Monica Broneicki

6.4 CORRESPONDENCE

ITEM 6.4.1

CORRESPONDENCE

The correspondence from:

- Acting Minister for Planning & Local Government - Response to Request for Review of Planning Policy

was noted.

7. CONFIDENTIAL ITEMS

ITEM 7.1

CONFIDENTIALITY MOTION FOR 4.2 - UNLEY CENTRAL UPDATE

MOVED Councillor J. Boisvert

SECONDED Councillor D. Palmer

That:

1. Pursuant to Section 90(2) and (3)(i) 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 information the disclosure of which:
 - relates to actual litigation, or litigation that the Council or Council committee believes on reasonable grounds will take place, involving the council or an employee of the Council.
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 current litigation without compromising the process.

On that basis, the public's interest is best served by not disclosing Unley Central 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.

CARRIED UNANIMOUSLY

Resolution No. C0439/21

The Meeting moved into confidence, the gallery was cleared and the doors to the Council Chambers were closed at 9.32pm.

Councillor N. Sheehan left the Chambers at 9.33pm.

Councillor N. Sheehan returned to the Chambers at 9.33pm

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

The meeting moved out of confidence and the doors to the Council Chambers were opened at 9.43pm.

ITEM 7.3

CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 4.2 - UNLEY CENTRAL UPDATE

MOVED Councillor K. Anastassiadis

SECONDED Councillor D. Palmer

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 4.2 Unley Central Update, considered at the Council Meeting on 27 January 2021:

☒ Minutes

☒ Report

remain confidential until legal proceedings have been finalised, or until 5 January 2024, whichever is the earlier, and not available for public inspection until the cessation of that period.

2. 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. C0441/21

NEXT MEETING

Monday 22 February 2021 - 7.00pm

CLOSURE

The Presiding Member closed the meeting at 9.46pm.

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PRESIDING MEMBER