



**Minutes of the City of Unley
Council Meeting
Monday, 27 November 2023, 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	J Russo

OFFICERS PRESENT

Chief Executive Officer, Mr P Tsokas
General Manager City Development, Mr C Malak
Manager Finance & Procurement, Mr A Brown
Manager Governance, Mr M Labaz
Executive Assistant to the CEO & Mayor, Ms L Gregory

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 November 2023, meeting of the Unley City Council.

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

Councillor R Rogers

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Councillor P Hughes declared a general conflict of interest in Item 4.1 Community Grants 2023/24 September Round on the basis that he is a member of the Sturt Bowling Club, a Community Grant applicant under consideration, and 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 23 OCTOBER 2023

MOVED Councillor J Russo

SECONDED Councillor S Finos

That:

1. The minutes of the Ordinary Council held on Monday, 23 October 2023 be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

Resolution No. C1160/23

1.5 DEFERRED / ADJORNED ITEMS

Nil

2. PETITIONS/DEPUTATIONS

Nil

3. REPORTS OF COMMITTEES

ITEM 3.1

MINUTES OF AUDIT COMMITTEE

MOVED Councillor J Gaffey

SECONDED Councillor M Broniecki

That:

1. The minutes of the Audit Committee meeting held on Tuesday 17 October 2023, be received and the following recommendations contained therein be adopted by Council

(a) Item 2.1 – 2022-23 General Purpose Financial Statements

MOVED Councillor J Gaffey

SECONDED Independent Member P Lee

That:

1. The report be received.
2. Having reviewed the City of Unley's 2022-23 General Purpose Financial Statements, contained in Attachment 1 and External Auditor, Galpins, Audit Completion Report contained in Attachment 2, the Audit Committee considers that the 2022-23 General Purpose Financial Statements present fairly the state of affairs of Council and recommends presentation to Council for adoption on 27 November 2023.
3. The City of Unley's 2022-23 General Purpose Financial Statements, contained in Attachment 1, be certified by the Chief Executive Officer and the Mayor.
4. The Certification of Auditor Independence contained in Attachment 4 be noted by Council and be certified by the Chief Executive Officer and the Presiding Member of the Audit Committee.
5. The Centennial Park Cemetery Authority General Purpose Financial Statements for 2022-23, signed by the subsidiary's External Auditor and contained in Attachment 5, be noted.
6. The Brown Hill and Keswick Creek's Stormwater Project Board General Purpose Financial Statements for 2022-23, signed by the subsidiary's External Auditor and contained in Attachment 6, be noted.
7. The Eastern Waste Management Authority General Purpose Financial Statements for 2022-23, signed by the subsidiary's External Auditor and contained in Attachment 7, be noted.

CARRIED UNANIMOUSLY

Resolution No. AC0120/23

(b) Item 2.2 – Procurement Policy (October 2023)

MOVED Independent Member P Lee
SECONDED Councillor M Broniecki

That:

1. The report be received.
2. The revised Procurement Policy as set out in Attachment 1 to this report (Item 2.2, Audit Committee Meeting 17/10/2023) be presented to Council for endorsement.
3. The CEO be authorised to make minor editorial and formatting changes as required to the Procurement Policy to finalise the document.

CARRIED UNANIMOUSLY

Resolution No. AC0121/23

(c) Item 2.3 – Treasury Management Policy (October 2023)

MOVED Independent Member P Lee
SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The proposed Treasury Management Policy as set out in Attachment 1 to this report (Item 2.3, Audit Committee Meeting 17/10/2023) be presented to Council for endorsement.
3. The CEO be authorised to make minor editorial and formatting changes as required to the Treasury Management Policy to finalise the document.

CARRIED UNANIMOUSLY

Resolution No. AC0122/23

- (d) Item 2.4 – Internal Audit: Progress On Agreed Management Actions (October 2023)

MOVED Councillor M Broniecki
SECONDED Independent Member P Lee

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0123/23

- (e) Item 2.5 – Proposed Update To Audit Committee Workplan (October 2023)

MOVED Councillor J Gaffey
SECONDED Councillor M Broniecki

That:

1. The report be received.
2. The 2023 Audit Committee Workplan as set out in Attachment 1 to this report (Item 2.5, Audit Committee Meeting, 17/10/2023) be revised with the meeting and workshop scheduled for 14 November 2023 to include:
 - presentations on the draft Asset Management Plans and draft Long Term Financial Plan,
 - the selection the new External Auditors, and
 - the proposed Audit Committee meeting dates for 2024.
3. A revised workplan to be circulated to the Members of the Audit Committee.

CARRIED UNANIMOUSLY

Resolution No. AC0124/23

CARRIED UNANIMOUSLY

Resolution No. C1161/23

4. REPORTS OF OFFICERS

ITEM 4.1

COMMUNITY GRANTS 2023/24 SEPTEMBER ROUND

MOVED Councillor G Hart

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. Funding of \$41,530 be awarded under Round 1 of the 2023/24 financial year for the Community Grants Program as follows:
 - \$4,000 to Caring Choir to support professional music services.
 - \$3,940 to Grow, Grow, Grow your own for a series of food growing workshops.
 - \$1,700 to The Hospital Research Foundation Group for costs associated with a Veterans art program.
 - \$1,485 to Anglican Church of St George the Martyr for gardening equipment.
 - \$3,600 to Goodwood Cricket Club for cricket equipment.
 - \$3,600 for Sturt Bowling Club for equipment and coaching for women's development in bowls.
 - \$3,600 for The Gold Foundation for a work ready program for people with autism.
 - \$3,480 to Hyde Park Croquet Club for new equipment.
 - \$3,440 to The Food Embassy for workshops exploring practical solutions to the intersections between food and climate change.
 - \$3,200 to Goodwood Saints Football Club for a sports science and pathways program.
 - \$3,200 to South Australian Bangladeshi Community Association for a job ready program for new migrants.
 - \$3,200 to Unley Park Sports Club for a new oven.
 - \$3,080 to Nature Play SA for two Nature walks.

CARRIED UNANIMOUSLY

Resolution No. C1162/23

ITEM 4.2

GREATER ADELAIDE REGIONAL PLAN DISCUSSION PAPER

MOVED Councillor J Bonham

SECONDED Councillor C Crabbe

That:

1. The report be received.
2. The draft City of Unley submission to Greater Adelaide Regional Plan Discussion Paper provided as Attachment 1 to this report (Item 4.2, Council Meeting 27/11/2023) be endorsed by Council.
3. The CEO be authorised to make minor editorial amendments to the draft City of Unley submission to the Greater Adelaide Regional Plan Discussion Paper as part of the finalisation of the submission.
4. The CEO be authorised to submit the final version to the State Planning Commission.

CARRIED UNANIMOUSLY

Resolution No. C1163/23

ITEM 4.3

STEAM WEEDING TRIAL 2021

MOVED Councillor M Rabbitt

SECONDED Councillor J Russo

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1164/23

ITEM 4.4

2022-23 GENERAL PURPOSE FINANCIAL STATEMENTS

MOVED Councillor M Broniecki

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The Audited 2022-23 General Purpose Financial Statements contained in Attachment 1 to this report (Item 4.4, Council Meeting 27/11/2023) be adopted.
3. The Audited 2022-23 Financial Results compared to Budget contained in Attachment 2 to this report (Item 4.4, Council Meeting 27/11/2023) be noted.

CARRIED UNANIMOUSLY

Resolution No. C1165/23

ITEM 4.5

2023-24 QUARTER 1 FINANCIAL PERFORMANCE REPORT

MOVED Councillor M Broniecki

SECONDED Councillor J Gaffey

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1166/23

ITEM 4.6

2023-24 QUARTER 1 BUDGET REVIEW

MOVED Councillor M Broniecki

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The proposed budget variations for the 2023-24 Quarter 1 Budget Review, which reduce the net funding requirement by \$162K as set out in this Report (Item 4.6, Council Meeting 27/11/2023), be endorsed.
3. The revised budgeted Uniform Presentation of Finances in Attachment 1 to this Report (Item 4.6, Council Meeting 27/11/2023), reflecting an increase in the estimated Operating Surplus to \$2.7M before Equity Accounted Businesses, and estimated borrowings at 30 June 2023 of \$2.6M, be adopted.

CARRIED UNANIMOUSLY

Resolution No. C1167/23

ITEM 4.7

FIRST QUARTER 2023-24 CORPORATE PERFORMANCE REPORT

MOVED Councillor J Gaffey

SECONDED Councillor L Doyle

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1168/23

ITEM 4.8
FINANCE AND PROCUREMENT POLICIES

MOVED Councillor L Doyle

SECONDED Councillor M Rabbitt

That:

1. The report be received.
2. The proposed Prudential Management Policy as set out in Attachment 2 to this report (Item 4.8, Council Meeting 27/11/2023) be adopted.
3. The proposed Procurement Policy as set out in Attachment 4 to this report (Item 4.8, Council Meeting 27/11/2023) be adopted.
4. The proposed Treasury Management Policy as set out in Attachment 6 to this report (Item 4.8, Council Meeting 27/11/2023) be adopted.
5. The Chief Executive Officer be authorised to make minor editorial amendments to the proposed Prudential Management, Procurement and Treasury Management policies as part of the finalisation of the documents.

CARRIED UNANIMOUSLY

Resolution No. C1169/23

ITEM 4.9
BEHAVIOURAL MANAGEMENT POLICY - COUNCIL MEMBERS

MOVED Councillor D Palmer

SECONDED Councillor P Hughes

That:

1. The report be received.
2. The Behavioural Management Policy as set out in Attachment 3 to this report (Item 4.9, Council Meeting 27/11/2023) be endorsed with the following amendment(s):
 - Refer page 10 of the policy, page 300 of the 23/11/2023 Agenda, at Decision to proceed to formal consideration, dot point 2, to be amended as follows “where the complainant *is a member of the community and* has not requested *in writing* that their identity be kept confidential, a copy of the the complaint may be provided in full;” and
 - Refer page 2 of the policy, page 292 of the 23/11/2023 Agenda, the glossary definition of Council Member means a person who has been elected to serve on Council.

3. The Chief Executive Officer be authorised to make minor editorial amendments to the Behavioural Management Policy as part of the finalisation of the document.

Councillor M Rabbitt PUT the MOTION
SECONDED Councillor P Hughes

CARRIED

Resolution No. C1170/23

**ITEM 4.10
PROGRESS REPORT - CENTENNIAL PARK CEMETERY AUTHORITY
SEPTEMBER 2023**

MOVED Councillor M Rabbitt
SECONDED Councillor J Gaffey

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1171/23

**ITEM 4.11
COUNCIL ACTION RECORDS**

MOVED Councillor J Russo
SECONDED Councillor C Crabbe

That:

1. The report be noted.

CARRIED UNANIMOUSLY

Resolution No. C1172/23

Councillor M Broniecki left the Chambers at 8.06pm.

Councillor M Broniecki returned to the Chambers at 8.07pm.

Councillor M Broniecki left the Chambers at 8.07pm.

ITEM 4.12
APPOINTMENT OF DEPUTY MAYOR
MOVED Councillor P Hughes
SECONDED Councillor D Palmer

That:

1. The report be received.
2. Pursuant to Section 51 (3) and (4) of the *Local Government Act 1999*, Councillor M Broniecki be appointed to the position of Deputy Mayor for the period commencing from the date of this resolution and concluding 30 November 2024.

CARRIED UNANIMOUSLY

Resolution No. C1173/23

Councillor M Broniecki returned to the Chambers at 8.08pm.

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

Nil

5.4 QUESTIONS WITHOUT NOTICE

Nil

6. MEMBER'S COMMUNICATION

6.1 MAYORS REPORT

ITEM 6.1.1

MAYOR'S REPORT FOR MONTH OF NOVEMBER 2023

MOVED Councillor D Palmer

SECONDED Councillor S Finos

That:

1. The report be received.

Councillor J Gaffey PUT the MOTION
SECONDED Councillor P Hughes

CARRIED

Resolution No. C1174/23

The minutes note that Councillor C Crabbe had proposed a Motion on Notice regarding the Palestinian conflict that was refused by the Mayor as the matter is considered outside of the Local Government remit. The Mayor provided Councillor C Crabbe with an opportunity to speak to the matter in the Chambers.

The minutes note that the Mayor made a verbal submission to Council advising that he has been invited to represent the City of Unley at the United Nations Global Climate Conference COP28 in Dubai as a guest of Bloomberg Philanthropies. World leaders will convene to discuss climate change, share, and advance climate action plans.

6.2 DEPUTY MAYORS REPORT

ITEM 6.2.1

DEPUTY MAYOR'S REPORT FOR MONTH OF NOVEMBER 2023

MOVED Councillor M Rabbitt

SECONDED Councillor D Palmer

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1175/23

6.3 ELECTED MEMBERS REPORTS

ITEM 6.3.1

REPORTS OF MEMBERS FOR NOVEMBER 2023

Council noted the attached reports from Members:

1. Councillor S Finos
2. Councillor D Palmer

6.4 CORRESPONDENCE

Nil

7. CONFIDENTIAL ITEMS

ITEM 7.1

CONFIDENTIALITY MOTION FOR 7.2 - MINUTES OF BUSINESS AND ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

MOVED Councillor J Russo

SECONDED Councillor L Doyle

That:

1. Pursuant to section 90(2) and (3)(b)(i) and (b)(ii) 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
 - Claude Malak, General Manager City Development
 - Alex Brown, Manager Finance & Procurement
 - Mark Labaz, Manager Governance
 - Lara Gregory, Executive Assistant to the CEO & Mayor

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.

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council.
- information the disclosure of which would, on balance, be contrary to the public interest.

CARRIED

Resolution No. C1176/23

The Meeting moved into confidence, the gallery was cleared and the doors to the Council Chamber were closed at 8.18pm.

ITEM 7.2

MINUTES OF BUSINESS AND ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

MOVED Councillor D Palmer

SECONDED Councillor S Finos

That:

1. The minutes of the Business and Economic Development Advisory Committee meeting held on Wednesday 18 October 2023, be received and the following recommendations contained therein be adopted by Council:

(a) Item 3.1 BEDAC Workplan

MOVED Kym Della-Torre

SECONDED Garry Goddard

That the Business and Economic Development Advisory Committee recommends to Council that:

1. The report be received.
2. The Draft BEDAC Work Plan as set out in Attachment 1 to the report (Item 2.1, BEDAC Meeting 18/10/2023) be endorsed subject to the inclusion of a Pulse Survey and the opportunity to review other Budget Bids that have a significant Economic Impact prior to Council consideration.

(b) Item 3.2 Business Survey – Presentation of Results and Recommendations

MOVED Kym Della-Torre

SECONDED Alex Hammett

That the Business and Economic Development Advisory Committee recommends to Council that:

1. The report be received.

(c) Item 3.3 Business Friendly Process Deep Dive

MOVED Garry Goddard
SECONDED Councillor Finos

That the Business and Economic Development Advisory Committee recommends to Council that:

1. The report be received.
2. The following three '90-day projects' are supported to be completed by the end of the 2023-24 financial year:
 - i. change of use / development applications;
 - ii. applications for outdoor dining permits; and
 - iii. service level agreements for business precincts, with Goodwood Road being the first pilot.

(e) Item 3.4 Building Upgrade Finance

MOVED Councillor Finos
SECONDED Garry Goddard

That the Business and Economic Development Advisory Committee recommends to Council that:

1. The report be received.
2. It is recommended that the Building Upgrade Finance program will not be made available within the City of Unley at this time.

CARRIED UNANIMOUSLY

Resolution No. C1177/23

The Meeting moved out of confidence at 8.28pm.

ITEM 7.3

CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.2 - MINUTES OF BUSINESS AND ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

MOVED Councillor D Palmer

SECONDED Councillor S Finos

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 Minutes of Business and Economic Development Advisory Committee, 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) (b)(i) and (b)(ii) .

Report

Attachment

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council
- information the disclosure of which would, on balance, be contrary to the public interest

2. This order shall operate:

- For a period of 12 months

and be reviewed every 12 months (if the confidentiality period is longer than 12 months in duration)

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

CARRIED UNANIMOUSLY

Resolution No. C1178/23

The doors to the Council Chambers were opened at 8.28pm.

NEXT MEETING

Monday 11 December 2023 - 7.00pm

CLOSURE

The Presiding Member closed the meeting at 8.29pm.

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PRESIDING MEMBER