

Special Council Meeting Minutes

21 June 2022

Our Vision

*A City which values its heritage, cultural diversity,
sense of place and natural environment.*

*A progressive City which is prosperous, sustainable
and socially cohesive, with a strong community spirit.*

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City of
Norwood
Payneham
& St Peters

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VENUE Council Chambers, Norwood Town Hall

HOUR 7.30pm

PRESENT

Council Members Mayor Robert Bria
Cr Kester Moorhouse
Cr Evonne Moore
Cr Garry Knoblauch
Cr Carlo Dottore
Cr Kevin Duke
Cr Connie Granozio
Cr Mike Stock
Cr Scott Sims
Cr Fay Patterson
Cr Sue Whittington
Cr John Callisto
Cr Christel Mex

Staff Mario Barone (Chief Executive Officer)
Peter Perilli (General Manager, Urban Services)
Sharon Perkins (General Manager, Corporate Services)
Teri Hopkins (Manager, Governance & Legal)
Marina Fischetti (Executive Assistant, Urban Services)

APOLOGIES Cr John Minney

ABSENT Nil

1. CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING HELD ON 6 JUNE 2022

Cr Knoblauch moved that the minutes of the Council meeting held on 6 June 2022 be taken as read and confirmed. Seconded by Cr Duke and carried.

2. STAFF REPORTS

2.1 DRAFT 2022-2023 ANNUAL BUSINESS PLAN – CONSIDERATION OF PUBLIC SUBMISSIONS

REPORT AUTHOR: General Manager, Corporate Services
GENERAL MANAGER: Chief Executive Officer
CONTACT NUMBER: 8366 4585
FILE REFERENCE: qA83743/A416844
ATTACHMENTS: A – C

PURPOSE OF REPORT

The purpose of this report is to present for the Council's consideration, the submissions which have been received on the Draft 2022-2023 Annual Business Plan and Budget.

BACKGROUND

As required by Section 123 of the *Local Government Act 1999* (the Act), the Council must have an Annual Business Plan and Budget for each financial year and the community must be given an opportunity to comment on that Plan.

At the Council Meeting held on 9 May 2022, the Council endorsed the Draft 2022-2023 Annual Business Plan (the Draft Plan), as required by the Act, for release for community consultation.

Pursuant to the Section 123 (6a) of the Act, should the Council propose to make amendments to the Draft Plan, the adopted Annual Business Plan must include a statement which sets out the significant amendments from the Draft Plan and provide the reason for the amendments.

RELEVANT STRATEGIC DIRECTIONS & POLICIES

The Council's Long-term Strategic directions are outlined in the *City Plan 2030 – Shaping our Future*. The Draft Plan and supporting Draft 2022-2023 Budget (the Draft Budget), set out the proposed services and programs and initiatives for the 2021-2022 Financial Year and explains how the Council intends to finance its continuing services, programs and initiatives which are to be undertaken during the year.

The Council's Long-term Financial Plan (LTFP), is a key document in the Councils Planning Framework. It is the primary financial management tool which links the Councils Strategic Plan, *City Plan 2030 – Shaping our Future*, Whole-of-Life Assets Management Plans and the Annual Business Plan and Budget.

The adoption of the Draft Plan will, assist the Council in the achievement of its goals and objectives as set out in the suite of endorsed suite of Strategic Planning documents set out above.

FINANCIAL AND BUDGET IMPLICATIONS

If the Council resolves to amend the Draft Plan as a result of its consideration of the submissions which have been received, it should be noted that there may be financial implications on the Draft Budget. The financial implications on the Draft Budget will be determined following the Council's consideration of the submissions. As such, if Elected Members are proposing to put forward any amendments, please contact the General Manager, Corporate Services to discuss the possible impacts of any amendments.

EXTERNAL ECONOMIC IMPLICATIONS

Nil.

SOCIAL ISSUES

Nil.

CULTURAL ISSUES

Nil.

ENVIRONMENTAL ISSUES

Nil.

RESOURCE ISSUES

Nil.

RISK MANAGEMENT

Nil.

COVID-19 IMPLICATIONS

Nil

CONSULTATION

- **Elected Members**
Elected Members have been involved throughout the preparation of the Draft Plan and Budget and have considered the various components of the Draft Plan and made 'in-principle' decisions as appropriate.
- **Community**
Through the public consultation process the citizens have been provided with the opportunity to have input into and comment on the Draft Plan.
- **Staff**
The review of the Operating Expenditure and Special Projects and the draft Annual Business Plan process has been completed with the involvement of the Chief Executive Officer, General Managers and the various responsible officers.
- **Other Agencies**
Not Applicable.

DISCUSSION

At the Council Meeting held on 9 May 2022, the Council approved the Draft Plan for release for community consultation, subject to any editorial changes as authorised by the Chief Executive Officer.

The Draft Budget, was also released for consultation in conjunction with the Draft Plan. As Elected Members will recall, the Draft Budget released for community consultation is based on a 6% rate revenue increase.

At the time, the Draft Plan was released for community consultation, the proposed rate revenue increase translated to an increase in the rates payable for the Average Residential Property of 7.4% (\$116 per annum), which comprises of a property valuation increase 26.2% (\$409) and a rate-in-the-dollar decrease of 18.8% (\$293) and an decrease in the rates payable for the Average Commercial property of 5.1% (\$135 per annum) comprising of a property valuation increase of 11.5% (\$305) and a rate-in-the-dollar decrease of 16.6% (\$440).

Key aspects of the Draft Budget are set out in Table 1 below:

TABLE 1: DRAFT BUDGET AS RELEASED ON COMMUNITY CONSULTATION

Rate Revenue Increase	6.0%
Average Residential Rate Increase	7.4%
Average Commercial Rate Decrease	(5.1%)
Rate-in-the-Dollar decrease (based on 3 May 2022 valuations)	14.9%
Operating Surplus	\$962,000
Expenditure on continuing services and programs (excluding Regional Landscapes Levy)	\$45.1 million
Expenditure on new initiatives and strategic operating projects (including 2020-2021 Carry-forward projects)	\$1.7 million
Total Capital Works Program (including 2020-2021 Carry-forward projects)	\$49.7 million
Non- Rate Operating Revenue	\$9.3 million
Net General Rate Revenue (excluding Regional Landscapes Levy)	\$38.33 million
Regional Landscapes Levy **	\$1.4 million
Capital Grant Funding	\$10.0 million

** *The Council is acting as a revenue collector for the Green Adelaide Board in this regard and does not retain this revenue.*

A copy of the draft Plan which was released for community consultation is contained in **Attachment A**.

Public Consultation

Pursuant to Section 123 (3) and (4) of the Act, a Public Notice was published in the Advertiser Press on 10 May 2021, advising citizens that:

- the Council's Draft Annual Business Plan was be available for comment; ; and
- written feedback was to be received by 5pm, Wednesday 8 June 2022.

Promotion of the Community Consultation also included:

- a News Item on the Council's website at www.npsp.sa.gov.au;
- News Items in the Council's E-newsletters, which include Your NPSP, Business on Parade and Your Business;
- Social Media posts via Facebook, LinkedIn and Instagram;
- A4 posters at the Council's Customer Service Centre's; and
- Roadside Promotion Boards

The Draft Plan, was also available for viewing at the Norwood Town Hall and at each of the Council's Libraries. Interested citizens could also download a copy of the Draft Plan from the Council's website.

Interested citizens have been provided with the opportunity to provide feedback and comments on the Draft 2022-2023 Plan via the following methods:

- attending the Public Meeting which was held on Wednesday 8 June 2022;
- completing an on-line form via the Council's website;
- completing a hard copy Feedback Form, which was available at the Reception Foyer at the Norwood Town Hall;

- email: ABPConsultation@npsp.sa.gov.au; or
- write to the Council, attention to:
General Manager, Corporate Services
City of Norwood Payneham & St Peters
PO Box 204,
KENT TOWN SA 5071

Fourteen (14) written submissions were received by the closing date for written submission (5.00 pm on 8 June 2022). As Elected Members are aware, no members of the public attended the Public Meeting that was held on 8 June 2022.

A copy of the written submissions which have been received are contained in **Attachment B**.

Comments which have been prepared by staff in respect to the written submissions are provided below.

**1. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]**

Submission:

[REDACTED] submission raises the following concerns;

- Traffic Management in residential streets and the lack of funding for calming and street-scaping measures to address rat-running and traffic speeds.
- The commitment to major asset upgrades and expenditures and its impact on long-term debt and rate increases.

Staff Comment:

Prepared by Manager, Traffic & Integrated Transport and General Manager, Corporate Services

Traffic Management

The concerns raised by [REDACTED] have been investigated over many months by the Council's Manager, Traffic & Integrated Transport and the Councils Traffic Management & Road Safety Committee. Extensive data has been collected to identify the actual traffic speeds, volumes and movements and it has been determined that the key source of the traffic issues is related to non-local traffic entering and exiting the area at River Street and Beasley Street, Marden. Therefore, it was determined to investigate a range of traffic management options in Marden and Royston Park to address this issue at the source. This is currently being addressed in the Marden & Royston Park LATM and post-consultation recommendations will be completed in June 2022. These recommendations together with final recommendations from staff on any proposed traffic management initiatives will be referred to the Council's Traffic Management & Road Safety Committee. If the Committee endorses the implementation of any proposed traffic management initiatives that have a significant budget implication, the Committee's recommendations will be referred to the Council for its consideration. As such, the allocation of funds in the Draft Budget to address the concerns which have been raised, prior to the completion of the investigations and consideration of community submissions, is not recommended.

It should also be noted that investigations are also underway for the introduction of a 40km/h speed limit in the suburbs of Hackney, College Park, St Peters, Joslin, Royston Park and Marden. This area was identified as the next area for 40km/h implementation following the implementation of the 40 km/h speed limit in Norwood and Kent Town and will directly address First Avenue and some of the concerns which have been raised by [REDACTED].

The traffic management approach described above and which is being undertaken by the Council, is a strategic, sensible and logical approach. Traffic management devices are high-cost items and it is wise to undertake planning and installation in a 'staged' approach, with each stage being evaluated to assess the outcomes prior to moving to the next stage. The area of Marden, Royston Park, Joslin and St Peters, is a very large area and this approach has prioritised the streets that most need traffic management. Addressing the traffic management across Marden, Royston Park, Joslin and St Peters, all at once is an unrealistic expectation for such a vast area, from both a strategic and practical position.

In addition, it is important that funding is allocated in a prioritised manner across the City based upon where it is most warranted. The areas of Glynde, Payneham, Payneham South and Firle have been identified as having the highest priority based on traffic speed and volume data and funding has been committed as part of the Draft Budget for the development of a strategic traffic management framework for this area and consultation currently being undertaken. This is in addition to the funding which has been allocated for implementation of a 40km/h area speed limit in Norwood and Kent Town, the evaluation of the 40 kph area-wide speed limit in Stepney, Maylands and Evandale and the carried forward budget for traffic management for Langman Grove, Felixstow.

Over the last two (2) years, the Council has demonstrated a strong commitment to improving and funding traffic management by creating the staff position of Manager, Traffic & Integrated Transport in 2020, and the inclusion funding for an additional Traffic Engineer/Officer in the 2022-2023 Annual Business Plan.

Major asset upgrades and expenditures and the associated debt level

The adoption of the 2021-2022 Annual Business Plan and its Long-Term Financial Plan, the Council has committed to a number of significant upgrade projects. The major asset upgrades which are being undertaken or planned to be undertaken in future years, have been identified following extensive community consultation. The Council has secured \$10 million in grant funding to assist in the delivery of a number of the upgrade projects identified in the 2022-2023 Draft Budget. In addition, the Council has secured a further \$10 million, which is to be matched by the Council, for projects identified in the LTFP, which will be delivered in the 2023-2024 and 2024-2025 financial years.

In delivering the major asset upgrades, the Council must manage its indebtedness to ensure that liabilities and associated costs are met without impinging on the Councils financial sustainability. To monitor its performance in the use of debt, the Council uses the Net Financial Liabilities Ratio and the Debt Servicing Ratio. Net Financial Liabilities Ratio measures the extent of what is owed by the Council less any liquid assets (i.e. cash or receivables) of the Council, are met by its operating revenue.

While the proposed level of borrowings, as set out in the Draft Budget will result in a Net Financial Liabilities ratio of 86.7%, which is in-excess of the financial target of 75% set in the Long-term Financial Plan, the Council is in a position to service its debt for the 2022-2023 Financial year and future years, with the debt servicing ratio, which measures the extent to which debt repayments and interest costs are met by rate revenue, being maintained below the 15% over the life of the LTFP.

The Council, will continue to seek grant funding to assist in the delivery of its major projects which are set out in the LTFP.

2. Comments on the Draft 2022-2023 Annual Business Plan **Submitted by [REDACTED]**

Submission:

[REDACTED] raised the following concerns in his submission;

- The lack of infrastructure expenditure in [REDACTED] and other “forgotten suburbs”.
- The cost of library services.
- Land acquisitions to increase child and community care opportunities.

Staff Comment:

Prepared by Acting Manager, City Assets and General Manager, Corporate Services

Lack of infrastructure spend in [REDACTED] and other “forgotten suburbs”.

[REDACTED] submission does not define the ‘forgotten suburbs’ so it has been assumed that the reference is to [REDACTED] surrounding suburbs of [REDACTED].

As Elected Members are aware, a Traffic Study is currently being undertaken to identify traffic and safety issues within [REDACTED]. The purpose of the study is to develop an integrated transport system that meets the needs of the residents and visitors as well as pedestrians, cyclists, motorists and public transport users, and to support more liveable and sustainable neighbourhoods. Given the current traffic study, civil infrastructure renewals within this vicinity have been deferred until the traffic study have been completed. Civil infrastructure assets at the end of their useful that have been deferred will continue to be maintained, managing high risk defects as required.

Notwithstanding this, the 2022-2023 Civil Infrastructure Renewal Program includes \$2.780 million of expenditure which covers, road re-seals, footpath and kerb renewals and road reconstructions.

Cost of Library Services

As determined by the Council, the Council operates three Libraries, located at Norwood, St Peters and Felixstow. The services provided include free access to educational and recreational resources including books, magazines, DVDs and CDs; online databases; public internet access; programs and events; local history services; and inter-library loans. Across the three (3) Libraries, library services are provided across seven days. The cost to operate the three libraries are forecast at \$1.795m, with 80% of the expenditure relating to employee expenses.

3. Comments on the Draft 2022-2023 Annual Business Plan Submitted by [REDACTED]

[REDACTED] has raised concerns with the condition of the footpath at the corner of Provident Avenue and Sunbeam Road and requested the removal of gum trees along Provident Avenue.

Staff Comment:
Prepared by Acting Manager, City Assets

Footpath Condition

The footpaths along Provident Ave and Sunbeam Rd, including the surrounding footpaths are within the Glynde industrial area. A large portion of the footpaths within this immediate area, have been identified to be at the end of their useful life and have been previously considered for renewal, however considering the current parking, traffic, road safety issues and the heavy vehicle use within the area, the current service standard of a block paved footpath is deemed inappropriate. As advised, a Traffic Study is currently being undertaken to identify traffic and safety issues within Glynde, Payneham, Payneham South, Firlie, Trinity Gardens and St Morris. Given the current traffic study, footpath reconstructions within this vicinity have been deferred until the traffic study have been completed to ensure that reconstructions undertaken are in line with the recommendations of the Traffic Study. Footpaths at the end of their useful that have been deferred will continue to be maintained, managing high risk defects as required.

Footpaths within the Glynde Industrial area which have been identified not to be impacted by the Traffic Study have been reconstructed.

Tree Removal

Taking into consideration the land uses in this area, Provident Ave has very limited trees and proposed tree planting locations. There are four (4) large gum trees located on the southern side of Provident Ave, between Sunbeam Rd and Barnes Rd, not adjacent to Barnett Rd as referred too within the submission. Given the substantial setback of the properties directly adjacent the trees, the Council has received minimal maintenance requests in relation to the four (4) gum trees. This issue has been raised individually with [REDACTED] and [REDACTED] has been advised of the Council's position.

Sewerage and water supply issues are reported and managed by SA Water, therefore the Council has not received requests or reports of tree roots blocking sewer lines. Typically, tree roots impact sewerage or stormwater pipes when the pipe has been compromised as a result poor workmanship, asset failure and or ground movement and would not be the solitary factor to be considered in tree removals.

The health and condition of the four (4) large gum trees has been assessed, which resulted in some minor pruning being undertaken to ensure the trees are retained in the best possible condition and maintain an acceptable risk rating. The pruning has since been completed and no further works are required.

4. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]

[REDACTED] submission raises concerns with respect to road safety, in particular traffic speeds within St Morris.

Staff Comment:
Prepared by Manager, Traffic & Integrated Transport

A Traffic Study is currently being undertaken to identify traffic and safety issues within Glynde, Payneham, Payneham South, Firle, Trinity Gardens and St Morris.

Following the completion of the traffic study, the recommendations from staff on any proposed traffic management initiatives will be referred to the Council's Traffic Management & Road Safety Committee. If the Committee endorses the implementation of any proposed traffic management initiatives that have a significant budget implication, the Committee's recommendations will be referred to the Council for its consideration. As such, the allocation of funds in the Draft Budget to address the concerns raised, prior to the completion of the investigations and consideration of community submissions are not recommended.

5. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]

[REDACTED] submission provides comments regarding the Traffic Study for Glynde, Payneham, Firle, Trinity Gardens and St Morris.

Staff Comment:
Prepared by General Manager, Corporate Services

[REDACTED] comments have been provided to the Manager, Traffic & Integrated Transport for consideration as part of the Traffic Study for Glynde, Payneham, Firle, Trinity Gardens and St Morris.

6. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]

Whilst providing positive feedback on the projects which have been undertaken by the Council in her area, the submission has requested that the Council consider the installation of landscaped islands along Ashbrook Avenue to reduce the traffic speed, increased tree planting and increased bike lanes.

Staff Comment:
Prepared by City Arborist and Manager, Traffic & Integrated Transport,

Street Tree Planting

As set out in the Council's Tree Strategy, the Council's street tree planting programs aim to increase canopy cover in suburbs which have been identified with a lower canopy cover. With canopy cover of between 17% -19%, Payneham and Payneham South have been identified as an area of focus for current and future street tree planting programs.

Landscaped islands

A Traffic Study is currently being undertaken to identify traffic and safety issues within Glynde, Payneham, Payneham South, Firle, Trinity Gardens and St Morris.

Following the completion of the traffic study, the recommendations from staff on any proposed traffic management initiatives will be referred to the Council's Traffic Management & Road Safety Committee, as such it is not recommended that funding allocations be made as part of the 2022-2023 Budget.

Improved cycling infrastructure

The Council's City-wide Cycling Plan has identified preferred cycling routes throughout the City. The installation of bike lanes and infrastructure that promotes a safer cycling environment are considered when developing the annual Civil Infrastructure Renewal Works Programs. Included in the 2022-2023 Civil Works Program is Stage 1 of the Complete Street Program which runs from Shipsters Road, Kensington through to Dequetteville Terrace via William Street.

7. Comments on the Draft 2022-2023 Annual Business Plan Submitted by [REDACTED]

[REDACTED] has raised concerns with the lack of funding for the implementation of the proposed traffic calming options in Royston Park.

Staff Comment: Prepared by Manager, Traffic & Integrated Transport

The Council has recently undertaken the Marden & Royston Park LATM, with post-consultation recommendations due to be completed by 30 June 2022. These recommendations along with final recommendations from staff on any proposed traffic management initiatives will be referred to the Council's Traffic Management & Road Safety Committee. If the Committee endorses the implementation of any proposed traffic management initiatives that have a significant budget implication, the Committee's recommendations will be referred to the Council for its consideration. As such, the allocation of funds in the 2022-2023 budget to address the concerns raised, prior to the completion of the investigations and consideration of community submissions is not recommended.

8. Comments on the Draft 2022-2023 Annual Business Plan Submitted by [REDACTED]

[REDACTED] submission raises issues with the condition of residential streets, in particular Adelaide Street, Maylands.

Staff Comment: Prepared by Acting Manager, City Assets

Council staff have been in discussion with the Department of Infrastructure (DIT) with respect to the remediation works required to the Council's infrastructure adjacent the Magill and Portrush Road intersection upgrade. Through these discussions, DIT has advised that DIT will be undertaking resurfacing work along Adelaide Street between Magill Road and Dover Street and along Dover Street between Adelaide Street and Portrush Road. At this stage the timing of these works are unknown. This will be followed up with DIT and communicated with [REDACTED].

9. Comments on the Draft 2022-2023 Annual Business Plan Submitted by [REDACTED]

[REDACTED] submission raises concerns with the implementation of the On-street Parking Policy.

Staff Comment: Prepared by General Manager Governance & Community Affairs

One of the objectives of the Council's On Street Parking Policy (the Policy) is to provide a fair and equitable process in assessing and meeting the parking needs of all road users within the City. The Policy also sets that out how parking will be managed on a precinct basis acknowledging that decisions made in one street can affect parking demand and availability in other nearby streets.

On this basis, an implementation plan is being prepared which includes a review of locations which are deemed to be priority areas in terms of the precinct and the issues which have been raised by residents.

When adopting the Policy, the Council was cognisant that the Policy would require an implementation plan and that introducing new on-street parking controls in precincts would still need to be assessed and determined via a process based on “evidence” of the issues. At the same time it was acknowledged that the implementation of the Policy would be staged on a priority basis.

10. Comments on the Draft 2022-2023 Annual Business Plan

Submitted by [REDACTED]

[REDACTED] submission relates to the community consultation which is being undertaken with respect to the re-location of the basket facilities at Felixstow Reserve.

Staff Comment:

Prepared by General Manager, Corporate Services

[REDACTED] comments have been provided to the Manager, Economic Development and Strategic Projects for consideration as part of the community consultation being undertaken on this particular issue.

11. Comments on the Draft 2022-2023 Annual Business Plan

Submitted by [REDACTED]

[REDACTED] submission raised concerns with the following:

- Development of a Masterplan for Patterson Reserve
- Dedicated Dog Parks
- DDA compliant Pram Ramps

Staff Comment:

Prepared by Manager, Economic Development and Strategic Projects, General Manager Corporate Services, Acting Manager, City Assets

Development of a Masterplan for Patterson Reserve

As Elected Members may recall, in undertaking the development of the masterplan for the Payneham Memorial Swimming Centre, it was considered both prudent and responsible to look at the broader context of the Centre and the contribution that it makes to the broader Patterson Reserve Community and Recreational Precinct. As such, in developing the masterplan, consultation with the stakeholders of both the Payneham Memorial Swimming Centre and Patterson Reserve was undertaken. Given that the Council, as part of the Payneham Memorial Swimming Centre redevelopment, has considered and developed a masterplan for the precinct in consultation with the stakeholders of Patterson Reserve, it is not recommended that funds be allocated as part of the 2022-2023 Draft Budget.

Dedicated Dog Parks

As Elected Members are aware, as part of the review of the Dog and Cat Management Plan, the Council committed to a review of the merits of establishing a dedicated Dog Park. This review was finalised in May 2020, where the Council resolved to establish a dedicated dog park at Hannaford Reserve and that a dog park be incorporated as part of the master plan for Hannaford Reserve.

As Elected Members will recall, in developing the Draft 2022-2023 Operating and Capital Projects Budget, the Council resolved to defer the development of the Hannaford Reserve Masterplan.

DDA compliant pram ramps

In managing the Council's Infrastructure and Assets, the Council is required to consider a number of legislative requirements, including the Disability Discrimination Act 1992 (DDA) when renewing and upgrading its assets.

When undertaking footpath reconstructions and renewals, the works program includes the installation of DDA compliant pram ramps, where required.

**12. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]**

[REDACTED] has raised concern with the standard of the civil infrastructure on the Councils Eastern Fringe.

**Staff Comment:
Prepared by Acting Manager, City Assets**

A Traffic Study is currently being undertaken to identify traffic and safety issues within Glynde, Payneham, Payneham South, Firle, Trinity Gardens and St Morris. Given the current traffic study, footpath reconstructions within this vicinity have been deferred until the traffic study have been completed. Roads and footpaths at the end of their useful that have been deferred will continue to be maintained as required.

In respect to the maintenance of laneways, as Elected Members are aware, there are a number of private laneways which provide pedestrian and vehicular access to residential properties and businesses and access routes to adjoining roads and destinations.

The majority of these Private Laneways have no known owner, or remain in the ownership of an individual who is now deceased. This often results from historical land divisions and subsequent reconfiguration of allotments that result in "forgotten" parcels of land. Over time, the only part of the original title that remains is the Private Laneway, which often have no assessment number and therefore, are not subject to Council rates, and they may not have a current Certificate of Title.

Some of these Private Laneways have deteriorated over time and require maintenance, and in some cases, upgrading, to ensure that they remain accessible. As the Laneways are privately-owned, the Council has no obligation to repair or upgrade them. In response to enquiries from residents regarding the ownership and maintenance requests, the adopted a *Private Laneway Policy*, which sets out the framework for the Council to progressively assume ownership of selected private laneways and convert to public roads. The Private Laneway Policy sets out the criteria that the private laneway needs to meet to be eligible for conversion.

The private laneways in the area referred to in [REDACTED] submission were assessed, in accordance with the *Private Laneways Policy* as not being viable for conversion to public road due to the narrow width of the laneway's, the use of the laneways being solely for residential access, which in some cases lead to a dead end and part of the lanes being in private ownership, with the conversion being reliant upon the acquisition of the land rather than the transfer of ownership from a deceased or unknown owner.

**13. Comments on the Draft 2022-2023 Annual Business Plan
Submitted by [REDACTED]**

[REDACTED] is requesting that the Council increases the contribution to C.A.T.S. Cats Assistance To Sterilise Inc from \$3,000 to \$6,000.

**Staff Comment:
Prepared by General Manager Governance & Community Affairs**

The main objective of Cats Assistance To Sterilise Inc (CATS Inc) is to assist with the costs associated with de-sexing cats and by promoting responsible cat ownership.

CATS Inc has requested additional funding from the Council due to the increased costs of de-sexing cats within the Council area. In requesting the increase CATS Inc has not provided any information to the Council in terms of the level of demand for assistance and if there is or has been a time when the organisation could not provide assistance with the de-sexing of cats due to the limitations of funding.

A previous request to provide additional funding to CATS Inc was considered by the Council at its meeting held in June 2014. At that time, CATS Inc provided information to the Council regarding the number of cats the organisation had desexed for the 1 July 2008 until 30 June 2013 and the costs incurred by CATS Inc as a result of the sterilisations.

CATS Inc has not provided the Council with any data since that time. It is however noted that in the submission, CATS Inc have advised that *If C.A.T.S. receives a yearly donation of \$6,000 we can desex 60 Norwood Payneham and St Peters cats for FREE and any further cats over 60 at less than half price, p.a.*

It is not clear however exactly how many cats can be desexed for free if the Council provides the additional funding and how many cats can be desexed at less than half price.

Prior to considering this request, it is recommended that CATS Inc be advised that they have a responsibility in terms of accountability and probity to the Council and its citizens to provide information to the Council which discloses how the Council's funding has been used by CATS Inc within the City of Norwood Payneham & St Peters since 1 July 2013.

14. Comments on the Draft 2022-2023 Annual Business Plan Submitted by [REDACTED]

[REDACTED] submission has requested that the street tree outside her property be removed.

Staff Comment: Prepared by City Arborist

Following a request from the resident of the adjoining property, the street tree was inspected in December 2021 and the tree being assessed as in good health, shape and form with adequate clearance from the property and the footpath. Given the tree is a Eucalyptus species, a follow up inspection is scheduled for December 2022.

Given the specific nature of the submission, the concern regarding the tree roots will be addressed as part of normal operations.

Draft Budget

Since releasing the 2022-2023 Annual Business Plan and Budget for consultation, there have been a number of decisions made by the Council which have has an impact on the Draft Budget.

In addition to any changes that the Council determines and which are considered at this meeting to incorporate into the Draft Budget as a result of the submissions which have been received, the following amendments have been made to the Draft Budget.

- Regional Subsidiaries

At its Meeting held on 6 June, the Council considered a report on the Highbury Landfill Authority Draft 2022-2023 Budget and a report on the ERA Water Revised Draft 2022-2023 Budget. Following the consideration of both reports, the Council resolved to approve the respective Draft Budgets.

As a result, the Council's share of the Net Gain - Joint Ventures & Associates has increased to \$ 20,900, and increase of \$5,250 due to the recognition of the budgeted Operating Surplus from the Highbury Landfill Authority.

The impact of the ERA Water Revised Draft Budget is an increase in the Councils share of the Net Loss - Joint Ventures & Associates has to \$ 283,700, an increase of \$108,000 due the increase in the ERA Water budgeted Operating Deficit to \$803,000, an increase of \$324,000 on the original draft Budget.

As a result of the abovementioned adjustments, the Councils budgeted Operating Surplus is now \$1.037 million, a reduction of \$103,000.

In addition, ERA Water have reduced, (and the Council approved) the Capital Contribution amount from \$1 million to \$200,000, resulting in an increase in the cash surplus to \$ 1.983 million, up from \$1.183 million

While the draft Budget has not been adjusted, it should be noted that the budget for disposal cost associated with the Council's kerbside recyclables collected, was based on the existing contract between the East Waste and NAWMA (which expires on 30 June 2022), which was based on an average cost of \$90 per tonne. As considered by the Council at its meeting held on 6 June 2022, given the increase in MRF's, East Waste has approached the market for a one-year contract. Given the short-term nature of the contract, the disposal costs associated with the contract is very likely to be in excess of the \$90 per tonne currently budgeted for within the Waste Management budget. The impact of East Wastes decision in respect to the management of recyclables was unknown at the time of writing this report.

The Draft 2022-2023 Financial Statements, updated for the above-mentioned amendments are contained in **Attachment C**.

OPTIONS

The Council can incorporate all, none or some of the proposals contained in the submissions which have been made in respect to the Draft 2022-2023 Annual Business Plan and Budget.

The recommended actions in respect to each of the submissions are contained within each of the comments within the Discussion Section of this report.

CONCLUSION

Nil

COMMENTS

If Elected Members have any questions or require clarification in relation to specific budget items, and/or any issues raised in this report, do not hesitate to contact the General Manager, Corporate Services, Sharon Perkins on 8366 4585, prior to the meeting.

RECOMMENDATION

1. That the submissions which have been received in respect to the Draft 2022-2023 Annual Business Plan, be received and noted and where considered appropriate by the Council, the Draft 2022-2023 Annual Business Plan and Budget be amended for consideration and final adoption by the Council at the Council meeting scheduled to be held on 4 July 2022.
2. That the citizens and organisations who have made written submissions in respect to the Draft 2022-2023 Annual Business Plan, be thanked and advised of the Council's decision in respect to their submissions.
3. The Council notes that a further report in respect to the adoption of the Draft 2022-2023 Budget will be prepared for the Council's consideration at its meeting to be held on 4 July 2022.

Cr Sims moved:

1. *That the submissions which have been received in respect to the Draft 2022-2023 Annual Business Plan, be received and noted and were considered appropriate by the Council, the Draft 2022-2023 Annual Business Plan and Budget not be amended for consideration and final adoption by the Council at the Council meeting scheduled to be held on 4 July 2022.*
2. *That the citizens and organisations who have made written submissions in respect to the Draft 2022-2023 Annual Business Plan, be thanked and advised of the Council's decision in respect to their submissions.*
3. *The Council notes that a further report in respect to the adoption of the Draft 2022-2023 Budget will be prepared for the Council's consideration at its meeting to be held on 4 July 2022.*

Seconded by Cr Whittington and carried unanimously.

3. CONFIDENTIAL REPORTS

3.1 COUNCIL RELATED MATTER

RECOMMENDATION 1

That pursuant to the provisions of Section 90 (2) and (3)(d) (i) and (ii) of the *Local Government Act 1999*, the Council orders that the public, with the exception of the Council staff present, be excluded from the meeting on the basis that the Council will discuss:

- (g) matters that must be considered in confidence in order to ensure that the Council does not breach any duty of confidence;

and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public has been outweighed by the need to keep the discussion and consideration of the information confidential.

RECOMMENDATION 2

Under Section 91(7) and (9) of the *Local Government Act 1999*, the Council orders that the report, discussion and minutes be kept confidential for a period not exceeding six (6) months, after which time the order will be reviewed.

Cr Patterson moved:

That pursuant to the provisions of Section 90 (2) and (3)(d) (i) and (ii) of the Local Government Act 1999, the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, General Manager, Urban Services, General Manager, Corporate Services, Manager, Governance & Legal and Executive Assistant, Urban Services], be excluded from the meeting on the basis that the Council will discuss:

- (g) matters that must be considered in confidence in order to ensure that the Council does not breach any duty of confidence;*

and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public has been outweighed by the need to keep the discussion and consideration of the information confidential.

Seconded by Cr Moorhouse and carried unanimously.

Cr Dottore moved:

Under Section 91(7) and (9) of the Local Government Act 1999, the Council orders that the report, discussion and minutes be kept confidential for a period not exceeding six (6) months, after which time the order will be reviewed.

Seconded by Cr Patterson and carried unanimously.

3.2 COUNCIL RELATED MATTER

Cr Sims moved:

That pursuant to Section 90(2) and (3) of the Local Government Act 1999, the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, General Manager, Urban Services, General Manager, Corporate Services, Manager, Governance & Legal and Executive Assistant, Urban Services], be excluded from the meeting on the basis that the Council will receive, discuss and consider:

- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which –*
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information; and*
 - (ii) would, on balance, be contrary to the public interest;*

and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the receipt/discussion/consideration of the information confidential.

Seconded by Cr Callisto and carried unanimously.

Cr Patterson moved:

Under Section 91(7) and (9) of the Local Government Act 1999, the Council orders that the report and discussion be kept confidential for a period not exceeding five (5) years and that this order be reviewed every twelve (12 months).

Under Section 91(7) and (9) of the Local Government Act 1999, the Council orders that the minutes be kept confidential until the contract has been entered into by all parties to the contract.

Seconded by Cr Duke and carried unanimously.

4. CLOSURE

There being no further business, the Mayor declared the meeting closed at 7.49pm.

Mayor Robert Bria

Minutes Confirmed on _____
(date)