Minutes of the Ordinary Meeting of Council of the City of Prospect held by electronic means on Tuesday 28 April 2020, at 7:00pm

Present:

Mayor D O'Loughlin
Councillors K Barnett, A De Backer, M Groote, A Harris, M Larwood (7:04pm), T Nguyen, R Pearce & S Rypp

N McBride - Chief Executive Officer
C Hannaford - Director Business & Innovation
N Cunningham - Director Community & Planning
G Moon - Director Corporate Services
S Bradley - Director Infrastructure & Environment
J Page - Minute Secretary

All Council Members and Staff were present via electronic means using Zoom with video and audio connections.

Item 1: Opening

Item 1.1 Acknowledgment of the Kaurna people as the traditional custodians of the land

City of Prospect acknowledges that we are on the traditional country of the Kaurna people of the Adelaide Plains region and we pay our respect to Elders past and present.

We recognise and respect their cultural heritage, beliefs and relationships with the land and we acknowledge that they are of continuing importance to the Kaurna people living today.

Item 1.2 Council Pledge

We seek wisdom and understanding as we face the duties of our united task, praying for the peace and prosperity of our City.

Item 2: On Leave

Nil.

Item 3: Apologies

Nil.

Item 4: Declaration by Members of a Conflict of Interest

Nil.

Item 5: Confirmation of Minutes

Cr K Barnett moved Cr S Rypp seconded

(1) The Minutes of the Ordinary Meeting of Council held on Tuesday 24 March 2020 and the Minutes of the Special Council Meeting held on Tuesday 21 April 2020 be taken as read and confirmed as a true record.

Carried Unanimously 65/2020
Cr M Larwood entered the meeting at 7:04pm.

**Item 6: Public Question Time**

**Item 6.1 Public Questions on notice**

The following public question on notice was received from Mr Tony Dorazio via the online form on Council’s website.

**Question**

*Beyond waiving late fees and delayed payment, will Council consider further steps in concern to rate payments to support rate-payers who have been laid off due to Corona Virus?*

Mr Dorazio has advised that he will not be attending the meeting. Mayor D O’Loughlin will ask the question on Mr Dorazio’s behalf and read out the reply.

**Answer**

Council recognises that the employment of some Prospect residents has regrettably been impacted by the economic disruption associated with the current COVID19 public health emergency. Council is pleased that the Federal Government has taken steps to support those affected through both the *Job Keeper* and *Job Seeker* schemes.

In order to assist our ratepayers who are experiencing hardship, Council is offering deferral of payments for the June, September and December 2020 instalments without penalty until 31 December 2020. We note that ‘deferral without penalty’ is the approach that other South Australian councils have also adopted to provide relief to residential ratepayers facing hardship at this time.

Council’s ‘deferral without penalty’ hardship policy will be reviewed for extension into 2021 should similar levels of economic impact associated with the public health emergency continue beyond 2020.

Council has also recognised the critical role that small to medium sized businesses play in supporting ongoing local employment. In order assist local employers to retain employees wherever possible, at the Special meeting of Council 21 April 2020, Council resolved to provide relief by way of the following measures:

- Providing a Rate Remission upon application for businesses (‘Group A’ commercial assessments forced by government direction to close) – for Quarter 4 of 2019/2020 of 100% the amount payable
- Providing a Rate Remission upon application for businesses (‘Group B’ businesses not directed to close but severely affected) – for Quarter 4 of 2019/2020 of 50% of the amount payable
- Waiving of Fines & Interest on Late Payment of Council Rates until 31 December 2020.
- Waiving Village Heart Marketing Fund Separate Rate – Quarter 4 2019/2020 and Quarter 1 2020/2021
- Waiving Leases & Licences – Winter Seasonal Hirer fees 2020
• Waiving Payinthi & Nailsworth Hall Facility Hirer fees
• Waiving Footpath Trader Fees
• Waiving Dog Registration Late Fees
• Deferral Community Loan Instalments for 12 months

In addition, Council has created the ‘Prospect Delivers’ local economic stimulus package.

‘Prospect Delivers’ is designed to assist our local restaurants, cafés and food services sector over what is hoped to be a short-term disruption in trade resulting from COVID-19 restrictions. At a cost of approximately $110,000, Prospect will print and distribute 4400 vouchers valued at $25 each to our vulnerable residents. The two vouchers per vulnerable resident per week are valid at any participating food delivery business located within the city.

Prospect already has several hundred people registered as vulnerable members of our community who deserve special assistance and recognition, and especially at this time. We expect that number to grow through the associated registration campaign. This is a program that will directly connect the needs of two groups in our community who have been particularly affected by the impact of COVID-19: small local cafes and restaurants who urgently need improved cash flow and those in our community who are vulnerable, elderly and have special needs.

The total cost of the rates and charges relief package for local businesses and employers, together with the ‘Prospect Delivers’ stimulus, is over $600,000.

**Item 7: Petitions**

Nil.

**Item 8: Deputations**

Nil.

**Item 9: Questions without Notice**

Questions asked by Council Members were responded to by Mayor D O’Loughlin and staff.

**ITEM 10: Reports for Decision**

**Item 10.1 Review and Update of Existing Policy**

Cr A De Backer moved Cr K Barnett seconded

(1) Council having considered Item 10.1 Review and Update of Existing Policy, receives and notes the report.

(2) Council amends the Community Engagement and Consultation Policy, pursuant to Section 50(5a) of the Local Government Act 1999, as inserted under the Public Access and Public Consultation Notice (No 2) 2020, by including the provisions set out in attachments 1-2 of this report.

(3) Council determine that clause 4.3.1 & 4.4.3 of the Policy Manual be revoked, and

(4) Council adopt the Community Facility Hire Policy, as provided at attachments 3-12, subject to minor administrative amendments.
(5) Council determine that clause 1.4.8 of the Policy Manual be revoked, and

(6) Council adopt the Community Street Event Policy as provided at attachments 13-25.

Cr S Rypp requested to amend the Motion.

Mayor D O’Loughlin sought leave of the meeting, with the consent of the mover and seconder, to vary the Motion, to add the additional words to Part (6) of the motion:

‘and add the additional words to the end of paragraph 6.1 ‘recognising that street parties are a great way to meet neighbours and build community spirit’.’

Leave granted.

Subject to Confirmation

The Motion as varied:

(1) Council having considered Item 10.1 Review and Update of Existing Policy, receives and notes the report.

(2) Council amends the Community Engagement and Consultation Policy, pursuant to Section 50(5a) of the Local Government Act 1999, as inserted under the Public Access and Public Consultation Notice (No 2) 2020, by including the provisions set out in attachments 1-2 of this report.

(3) Council determine that clause 4.3.1 & 4.4.3 of the Policy Manual be revoked, and

(4) Council adopt the Community Facility Hire Policy, as provided at attachments 3-12, subject to minor administrative amendments.

(5) Council determine that clause 1.4.8 of the Policy Manual be revoked, and

(6) Council adopt the Community Street Event Policy as provided at attachments 13-25 and add the additional words to the end of paragraph 6.1 ‘recognising that street parties are a great way to meet neighbours and build community spirit’.

Carried Unanimously 66/2020

**Item 10.2 Third Budget Review 2019-2020**

Cr S Rypp moved Cr M Groote seconded


(2) Council approves the revised projected operating deficit (before capital amounts) of $474,283, a projected net surplus (total comprehensive income amounts) of $4,548,250, and a projected Net Borrowing position of $1,740,137.

Carried Unanimously 67/20
Item 10.3  Draft Annual Business Plan and Budget 2020-2021 Consultation
Cr M Larwood moved Cr M Groote seconded
(1) Council having considered Item 10.3 Draft Annual Business Plan and Budget 2020-2021 Consultation.
(2) Council endorse the Draft Annual Business Plan and Budget 2020-2021 (as presented in Attachments 1-74) and the Draft Rating Strategy 2020-2021 (as presented in Attachments 75-88) for community consultation, subject to minor administrative amendments.
Cr M Larwood left the meeting at 7:44pm.
Cr M Larwood re-entered the meeting at 7:47pm.

Item 10.4  Cassie Street Traffic and Parking Issues Petition
Cr S Rypp moved Cr A Harris seconded
Cr M Larwood requested that the motion be taken in parts.
(1) Council having considered Item 10.1 Cassie Street Traffic and Parking Issues Petition receive and note the report.
Carried Unanimously 69/2020
(2) That Council notes that ‘no truck’ signs have since been installed at strategic locations to significantly reduce trucks travelling on Cassie Street.
Carried Unanimously 70/2020
(3) That Council considers options for traffic management, including changes to parking on Cassie Street, as part of Collinswood Shopping Centre Precinct Upgrade Stage 2 in 2020/21.
Lost
Cr S Rypp called for a Division.
Mayor D O’Loughlin declared that the vote be set aside.
Member voting in the negative:  Cr M Groote, Cr M Larwood, Cr A De Backer, Cr T Nguyen.
Members voting in the affirmative:  Cr R Pearce, Cr A Harris, Cr K Barnett, Cr S Rypp.
The Division was tied.
The Division was declared in the negative on the casting vote of Mayor D O’Loughlin.
Lost
(4) That Council continues to engage any proposed changes to traffic and/or parking with the head petitioner, local residents, business operators and property owners, as part of Collinswood Shopping Centre Stage 2 in 2020/21.
Lost
(5) That Council provides a copy of this Council Report and Resolutions to the head petitioner.

Carried Unanimously 71/2020

Item 10.5 Broadview Oval / Yarnta Tutu yarta Draft Master Plan for Consultation

Cr A Harris moved Cr S Rypp seconded

(1) Council having considered Item 10.5 Broadview Oval / Yarnta Tutu yarta Draft Master Plan for Consultation, receive and note the report.

(2) That Council endorse the Draft Broadview Oval / Yarnta Tutu yarta Master Plan (as presented in Attachment 1) for community consultation.

(3) A further report is provided to Council on the outcomes of community consultation on the Draft Broadview Oval / Yarnta Tutu yarta Master Plan.

Carried Unanimously 72/2020

Item 10.6 Memorial Gardens World War I Memorial Plaques Proposal

Cr A De Backer moved Cr K Barnett seconded

Cr M Larwood left the meeting at 8.31pm.

Cr M Larwood re-entered the meeting at 8.35pm.

(1) Council having considered Item 10.6 Memorial Gardens World War I Memorial Plaques Proposal receive and note the report.

(2) That Council consents to the Prospect Local History Group installing memorial plaques on each of the bollards surrounding Prospect Memorial Park and Recreation Reserve (Memorial Gardens).

(3) That Council encourages the Prospect Local History Group to apply for funding under the City of Prospects Community Support Fund.

Carried Unanimously 73/2020

Item 10.7 Regional Public Health and Wellbeing Plan for the EHA Constituent Councils 2020-2025

Cr K Barnett moved Cr M Larwood seconded

(1) Council having considered Item 10.7 Regional Public Health and Wellbeing Plan for the EHA Constituent Councils 2020-2025 receive and note the report.

(2) Council acknowledges the feedback received from the recent public consultation process which has been incorporated into the proposed Regional Public Health and Wellbeing Plan for the EHA Constituent Councils 2020-2025.

(3) Council adopts the proposed Regional Public Health and Wellbeing Plan for the EHA Constituent Councils 2020-2025 as provided in Attachments 1-2.

Carried Unanimously 74/2020
Item 10.8   East Waste Draft Annual Plan 2020-2021

Cr K Barnett moved Cr A De Backer seconded

(1) Council having considered Item 10.8 East Waste Draft Annual Plan 2020-2021 receive and note the report.

(2) Council endorse the East Waste Draft Annual Plan 2020-2021 (as presented in Attachments 1-23).

(3) The Chief Executive Officer writes to East Waste advising of Council’s decision to endorse their draft Annual Plan for 2020-2021 for final adoption by the Eastern Waste Management Authority.

Carried Unanimously 75/2020

Item 10.9   Strategic Sites Program

Cr A De Backer moved Cr M Larwood seconded

Cr A Harris left the meeting at 8:45pm.

Cr A Harris re-entered the meeting at 8:46pm.

(1) Council having considered Item 10.9 Strategic Sites Program receive and note the report.

(2) An Expression of Interest process be undertaken to invite property owners to participate in the Strategic Sites Program in accordance with the eligibility criteria in this report.

Carried Unanimously 76/2020

Item 10.10   Local Government Domestic Violence Initiatives - Update

Cr K Barnett moved Cr A De Backer seconded

(1) Council having considered Item 10.10 Local Government Domestic Violence Initiatives - Update, receive and note the report.

(2) Upon release of Local Government Domestic Violence Initiatives Toolkit from LGA SA, a report be presented to Council on initiatives that can be undertaken in line with the toolkit.

Cr S Rypp requested to amend the Motion.

Mayor D O’Loughlin sought leave of the meeting, with the consent of the mover and seconder, to vary the Motion, to add Part (3) to the Motion:

‘(3) That a report to come back by the June 2020 Council Meeting on the direct actions the City of Prospect Council has taken and will be taking to engage the wider community on domestic violence initiatives and preventions.’

Leave granted.
The Motion as varied:

(1) Council having considered Item 10.10 Local Government Domestic Violence Initiatives - Update, receive and note the report.

(2) Upon release of Local Government Domestic Violence Initiatives Toolkit from LGA SA, a report be presented to Council on initiatives that can be undertaken in line with the toolkit.

(3) That a report to come back by the June 2020 Council Meeting on the direct actions the City of Prospect Council has taken and will be taking to engage the wider community on domestic violence initiatives and preventions.

Carried Unanimously 77/2020

Item 11: General Business – Urgent Business

Nil.

Item 12: Reports for Information

As per Council’s protocol, only those items reserved by members will be debated.

The following items were reserved:

Cr M Larwood reserved item 12.2

Recommendations adopted en bloc:

Cr A Harris moved Cr S Rypp seconded

(1) The remaining items, namely 12.1 be adopted.

Carried Unanimously

Item 12.1 Mayoral Monthly Activity Report

Cr A Harris moved Cr S Rypp seconded

(1) Council having considered Item 12.1 Mayoral Monthly Activity Report receive and note the report.

Carried Unanimously 78/2020

Item 12.2 Events Evaluation Report 2019-2020

Cr M Larwood moved Cr R Pearce seconded


Carried Unanimously 79/2020

Item 13: Council Member Reports and Briefings

Nil.
Item 14: Motions on Notice
Nil.

Item 15: Questions with Notice
Nil.

Item 16: Confidential Items

Item 16.1 Community Service Awards 2020

Cr S Rypp moved Cr K Barnett seconded

(1) Order pursuant to section 90(3)(a)

That under the provisions of Section 90(2) of the Local Government Act 1999, an order be made that the public with the exception of Nigel McBride, Chief Executive Officer; Ginny Moon, Director Corporate Services; Simon Bradley, Director Infrastructure and Environment; Nathan Cunningham, Director Community and Planning; and Jasmyn Page, Minute Secretary be excluded from attendance at the meeting of the Council in order to consider in confidence Agenda Item 16.1 titled ‘Community Service Awards 2020’.

The Council is satisfied that it is necessary that the public be excluded to enable the Council to consider the report at the meeting:

- on the grounds provided by Section 90(3)(a) of the Act, information to be received, discussed or considered in relation to this Agenda Item would involve the unreasonable disclosure of information concerning the personal affairs of the nominees, in that details of their personal attributes and merits of the nominations may be discussed; and
- the disclosure of this information would, on balance, be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details regarding the merits of the nominations may be prematurely released before all award nominees have been notified.

Carried Unanimously 80/2020

Mayor D O’Loughlin sought leave of the meeting to adjourn the meeting until 9:45pm to enable a brief break.

Leave granted.

The meeting was adjourned at 9:36pm

The meeting resumed at 9:45pm.

Confidential Resolutions

Cr K Barnett moved Cr T Nguyen seconded

Cr M Larwood entered the meeting at 9:46pm.

(2) Council having considered Item 16.1 Community Service Awards 2020 receive and note the report.
(3) ‘This Item is held in Confidence’.

(4) This year, because of the restrictions on public gatherings associated with the COVID-19 Coronavirus State of Emergency Declaration, the awards will be presented in-line with social distancing requirements; with individual and group achievements promoted through Council’s webpage and social media channels.

Cr M Groote requested to amend the Motion.

Mayor D O’Loughlin sought leave of the meeting, with the consent of the mover and seconder, to vary the Motion, to replace Part (4) of the Motion with the following:

‘(4) That awards be presented in person when it is safe to do so.’

Leave granted.

The Motion as varied:

(2) Council having considered Item 16.1 Community Service Awards 2020 receive and note the report.

(3) ‘This Item is held in Confidence’.

(4) That awards be presented in person when it is safe to do so.

Carried Unanimously 81/2020

Cr K Barnett moved Cr T Nguyen seconded

(5) **Order Pursuant to Section 91(7)**

That in accordance with Section 91(7) and Section 91(9) of the Local Government Act 1999 and on the grounds that Item 16.1 for the ordinary meeting of the Council held on 28 April 2020 was received, discussed and considered in confidence pursuant to Section 90(3)(a) of the Local Government Act 1999, this meeting of the Council, orders that the report titled ‘Item 16.1 Community Service Awards 2020’, attachments, minutes and any other associated information submitted to this meeting in relation to the matter, remain confidential (other than for the purpose of implementing the Council decision) and not available for public inspection until all award nominees have been notified and the successful award recipients have been announced.

Carried Unanimously 82/2020
Item 17: Meeting Closure

The meeting closed at 9:55pm.

Mayor D O’Loughlin
26 May 2020