

Addendum to Engagement Report by the City of Charles Sturt

City of Charles Sturt Kidman Park Residential and Mixed Use Code Amendment (Privately Funded)

August 2022

Project lead

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1. Background

This addendum to the Engagement Report for the Kidman Park Residential and Mixed Use Code Amendment (the Code Amendment) has been prepared by Ekistics Planning and Design Pty. Ltd. [‘Ekistics’] on behalf of the City of Charles Sturt (the Designated Entity) for consideration by the Minister for Planning.

The Engagement Report, also dated August 2022 was considered and endorsed by Council’s City Services Committee on 15 August 2022 (refer to City Services Minutes in **Attachment 1**).

On Monday 22 August 2022, the City of Charles Sturt Council considered the Engagement Report and Minutes of the Council City Services Committee. Whilst Council endorsed the ‘Kidman Park Residential and Mixed Use Code Amendment’ at this meeting (refer to Council Minutes contained with **Attachment 2**), the resolution was as follows:

“That the approval package consisting of the draft letter and Engagement Report for the Kidman Park Residential and Mixed Use Draft Code Amendment (Privately Funded), contained in Appendices 1 and 2 of this report, be endorsed and submitted to the Minister for Planning for a decision in accordance with Section 73 (7) of the Planning, Development and Infrastructure Act, 2016, subject to an amendment to the revised Concept Plan reducing the maximum building height level of 4 storeys (16.5m) at the location west of the proposed public open space to a maximum building height level of 3 storey’s (12.5m) and an increase of a maximum building height level of 4 storeys (16.5m) on the eastern side between Findon Road opposite Pooch Park.”

The effect of the Council resolution to endorse the Code Amendment is that further changes to the Concept Plan and spatial application of the Technical Numeric Variation (TNVs) are required which are different to that outlined within the Engagement Report and Attachments.

2. Addendum to Post Engagement Changes to the Code Amendment

Section 7 of the Engagement Report outlines the ‘Post Engagement Changes to the Code Amendment’ in response to the matters raised in the submissions. This section of the engagement report outlined changes made to Kidman Park Concept Plan as a response to concerns about maximum building height and the proximity to both the *Karrawirra Parri* / River Torrens Linear Park and sensitive land uses to the west of the Affected Area within the General Neighbourhood Zone.

As outlined above, further changes to the Kidman Park Concept Plan have been endorsed by Council to that outlined in the engagement Report (refer to **Figure 1** on the following page). The further amendments include:

- Reducing the maximum building height level of 4 storeys (16.5m) at the location west of the proposed public open space to a maximum building height level of 3 storey’s (12.5m); and
- Increase maximum building height level of 4 storeys (16.5m) on the eastern side between Findon Road opposite Pooch Park

Accordingly, the spatial application of the Technical Numeric Variation (TNVs) have also been modified to correspond to the further revised Concept Plan (refer to **Attachment 4**).

A) Draft Code Amendment Consultation Version



B) Engagement Report Version



C) Council Endorsed Version



Figure 1- Kidman Park Concept Plan - (A) Draft Code Amendment Consultation Version, (B) Engagement Report Version and (C) Council Endorsed Version

3. Implications of the Revised Concept Plan

Whilst it is acknowledged that the investigation reports contained within the draft Code Amendment were based on a different Kidman Park Concept Plan, the likely future structure, composition and overall dwelling yield across the Affected Area is anticipated to remain approximately the same as the concept plan which underwent public consultation. Accordingly, the investigation reports that informed the Code Amendment are still valid and do not require any revision.

The revised Concept Plan will result in higher built form along southern portion of the Findon Road frontage, however, it will increase the separation of maximum four (4) level (16.5m) built form to the existing sensitive land uses located west of the Affected Area within the General Neighbourhood Zone.

The increase in maximum building height along Findon Road is also not likely to result in amenity/visual impacts to sensitive land uses given it is located opposite 'Pooch Park' a Council owned and maintained reserve that abuts the *Karrawirra Parri* /River Torrens Linear Park. The submissions received during the consultation period generally sought reduced maximum building heights along the western portion of the Affected area and adjoining the *Karrawirra Parri* /River Torrens Linear Park. The revised Concept Plan is still considered an appropriate response to these submissions.

4. Conclusion

Council's City Services Committee and subsequently the full City of Charles Sturt Council has endorsed the Engagement Report for the Kidman Park Residential and Mixed Use Draft Code Amendment (Privately Funded). This Addendum to the Engagement Report outlines the further changes made to the Concept Plan and spatial application of the TNVs.

These amendments do not have any implications for the investigations which informed the drafting of the Code Amendment.

There will be minimal amenity/visual impacts to sensitive land uses as a result of the revised Concept Plan given the spatial location of the proposed four (4) level (16.5m) maximum building height. The revised Concept Plan will result in an increase the separation distance between sensitive land uses to the west of the Affected Area and potential future development to a maximum building height of four (4) levels (16.5m) within the Affected Area.

The revised Kidman Park Concept Plan and spatial application of the TNVs contained within **Attachment 3 and Attachment 4** respectively are considered appropriate and suitably addresses and responds to submissions received during engagement on the proposed Code Amendment as outlined in the original Engagement Report.

5. Attachments

Attachment 1	City Services Committee Minutes – 15 August 2022
Attachment 2	Minutes Charles Sturt Council Meeting – 22 August 2022
Attachment 3	Amended Concept Plan
Attachment 4	Amended Technical Numeric Variations (TNVs) Spatial Application
Attachment 5	Code Amendment Instructions

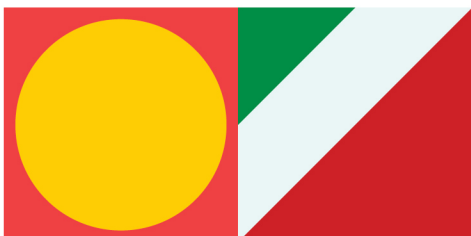
Attachment 1 – City Services Minutes – 15 August 2022



CITY SERVICES COMMITTEE MINUTES

for the meeting held
on Monday, 15 August 2022

CC2/3



PRESENT :**Elected Members:**

Mayor - Angela Evans, Councillor - Gerard Ferrao, Councillor - Kenzie van den Nieuwelaar , Councillor - Paul Alexandrides

DATE :

Monday, 15 August 2022 | Time 06:00 PM

VENUE :

CC2/3

In Attendance :

Executive Assistant to the GM City Services - Leah Davey	General Manager City Services - Bruce Williams
Senior Policy Planner - Jim Gronthos	Manager Urban Projects - Craig Daniel

1. COMMITTEE OPENING

1.1 ACKNOWLEDGEMENT

Niina Marni is Kurna for 'Welcome'. The City of Charles Sturt acknowledges and pays respect to the traditional custodians of the land, the Kurna people of the Adelaide plains. We pay our respect to Elders past, present and emerging. We respect their spiritual beliefs and connections to land which are of continuing importance to the Kurna people of today. We acknowledge the contributions and important role that Aboriginal people continue to play within our local community in Charles Sturt. We also respect the culture of Aboriginal people visiting from other areas of South Australia and Australia.

1.2 APOLOGIES AND LEAVE OF ABSENCE

APOLOGIES

Councillor - Matt Mitchell
Councillor - Charlotte Watson
Councillor - Sarah McGrath

LEAVE OF ABSENCE

Councillor - Helen Hibeljic

2. CONFIRMATION OF MINUTES

Note: The Committee does not have the power to make final decisions, it considers reports and makes recommendations (which are included as the minutes of this meeting) to full Council. The power to make the final decision rests with Council. Council may alter a recommendation made by the committee as part of this process. These minutes will be considered by the Council at its meeting on 22 August 2022.

2.1 CONFIRMATION OF MINUTES

Brief

Confirmation of the minutes of the previous meeting held on Monday, 18 July 2022.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Mayor - Angela Evans

Motion

That the minutes of the previous meeting held on Monday, 18 July 2022 be taken as read and confirmed.

Carried Unanimously

3. DEPUTATIONS

3.01 DEPUTATION - WEST LAKES RESIDENTIAL AND MIXED USE CODE AMENDMENT

Brief

A deputation request was received from Mr Stephen Hammond on behalf of a group of West Lakes residents representing the West Lakes Community Group affected by the proposed code amendment, who would like to provide a brief overview of the Community Group and to be accepted as the point of contact between the Council and the residents.

Moved Councillor - Gerard Ferrao

Seconded Mayor - Angela Evans

Motion

1. That the deputation be received and noted.
2. That Mr Stephen Hammond and Paul Chalubek be thanked for their presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

Carried Unanimously

Port Adelaide Wastewater Treatment Plant Expressions of Interest

Community Reference Group

Meeting 1 Minutes - Monday 2 November 2015

1. Welcome and Introduction

SA Water:

Aaron Pearce	Project Manager
Sally Silz	Facilitator
Matt Bonnett	Stakeholder Engagement Team
Dainis Skabe	Environmental Management Team

In Attendance:

Paul Sperling	Kym Withey
Ian Bond	Paul Battistella
Brenton Maidment	Gary Dohnt
Alan Westwood	Paul Chalubek
David Penman	Steve Hammond
Mick Curry	Norm Dixon
Jeanette Ramsey	Ian Ramsey
Mandy Miller	Mike Wooten
Rob Surplice	

Apology:

Tricia Cole	Jenni Cooper Jones
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Sally Silz welcomed the group and outlined the purpose of the meeting was to:

- Establish a Terms of Reference
- Provide information about the existing Port Adelaide Wastewater Treatment Plant (PAWWTP)
- Gather feedback from the group about the current site (positive, negative, and interesting)
- Outline the Expression of Interest (EOI) process
- Collate 'criteria for success'
- Gather information from the group to develop the amenity assessment criteria for the Select Request for Proposal process

Attendees were asked to introduce themselves and explain their connection to the site.

2. Terms of Reference

Sally tabled a draft Terms of Reference to the group and briefly presented the key points of the document. The group accepted the document in principle, committing to submitting any changes by Friday 6 November to Sally.

*Post meeting note – Terms of Reference have been accepted without change

3. Site information and group feedback about the current PAWWTP site

Sally provided a brief history of the site, augmented by a member of the group who used to work at the site. The group then turned their focus to recording their feedback about the current site:

Positive

Bushland/trees and birdlife on site x 18	Privacy x 5
Open Feel x 5	Buffer from Industry
Buffer from housing x2	Views
A big back yard	Quiet x 2
Neighbourhood feel	One neighbour
Lack of traffic x2	Relaxing/peaceful x 2
Golf Course	

Negative

Lack of care/upkeep /maintenance x3	Fencing x4
Smell/odour x 3	Visual appearance from Frederik Road
Entrance to Lochside Drive x2	Traffic management in Lochside Drive x 2
Fire hazard x3	EPA Audit required
Underutilised Government Land	Light industrial- Devalue properties
Current tanks to be removed	Public consultation for development plan amendment

Interesting

Sport and social clubs meeting areas x2	Needs recreation space – e.g. paths for walking x2
Child minding	Aviary
Solar Panels	

Further information about the site was then discussed, including the Port Adelaide Relift Pump Scheme (PARPS) and the impacts from historic activities.

A commitment was made to the group to present at the next meeting in more detail about the impacts from historic activities along with the findings from investigations commissioned for the site. An update via email or letter will be provided prior to the next meeting about the odour abatement process for the PARPS, after the specialist advice has been provided.

4. Expressions of Interest Process

Sally Silz then presented to the group the EOI process outlining the timeframes detailed below.

- EOI Released to the market – late October 2015
- EOI Closes – Mid December 2015
- EOI Evaluation- Mid December 2015 – Mid February 2016

Then if there are appropriate submissions the process will progress to a Selective Request for Proposal (SRFP). The timeframes for this process are as follows:

- SRFP released - March 2016
- SRFP Closed - April 2016
- Resolution - Mid 2016

Sally explained that SA Water would like to work with this group to develop amenity assessment criteria to be used in the SRFP process. These criteria will be used as part of the broader assessment criteria used to select a successful proponent.

Sally proposed that the information provided in the group feedback session, and the criteria for success process would be used by a procurement evaluation team to form some amenity assessment criteria for consideration the group.

This criteria would then be presented to the group for refinement and ranking to determine the exact criteria used in the SRFP process. This proposal was supported by the group. The group acknowledged that the amenity assessment criteria must be developed and endorsed by the group prior to the release of the SRFP.

*Post meeting note – a request has been made by a member of the group to have the EOI and SRFP process explained in more detail at the next meeting.

5. Criteria for success

Sally then asked participants to rank their 'top 3' criteria for success. The 'top 3' criteria are outcomes from the process that would indicate the project has been a success. Some discussion was held by the group about this topic, and then individuals completed their cards. The results can be viewed in the attached table, table 1 – 'Top 3' Criteria for Success

Sally reiterated the information will be collated to create possible amenity assessment criteria for the Select Request for Proposal process. This process will be undertaken with the procurement evaluation team and possible criteria will be presented to the group at the next meeting.

6. Meeting Close

Table 1 – 'Top 3' Criteria for Success

1	2	3
Commercial Viability	Management of site contamination	Does not detract from surrounding amenity
Preserve the existing amenity (Trees) create a Buffer Zone/improve the visual environment	Ensure traffic issues are carefully managed	No extra housing
Public space/park	Plenty of trees and shrubs	Walking and seating areas
Green buffer for privacy and wildlife	Peacefulness	View of trees and skies
Green Buffer	Non industrial	
Buffer Zone	Land Value	Timeline (inconvenience time)
Space/Green	Time frame - years/months	Updating/Consultation
Landscaping	Green Buffer	Access on surrounding areas
Community facility	Buffer Zone	Odour control
Buffer Zone	Development fits with neighbourhood	Doesn't reduce property value from - Traffic (size and type) - high rises
		Enhance existing entrances to surrounding roads and beauty in general -no access/entrance or service roads off of Lochside Drive
Environmental Flora/Fauna Buffer	Visual Height Restrictions	
No Noise/Quiet	Rural 'view'	Thoroughfares/rural
Timing and plan for the site when the developer has been chosen	Maintaining buffer zones and nature (large trees and prime forest)	Maintain existing noise levels at the site, roads and lighting need to be considered
Establish a buffer zone of trees etc. The appearance of nature/birdlife	maintain peace and quiet no noise	Privacy maintain lifestyle
Significant and sufficient buffer zone between any form of development and residential boundaries	Maintenance of the buffer zone and possible access for residents	noise, access roads, traffic as a result of development
Landscaped buffer/easement of 30-40m along Lochside Drive/Lakeview Avenue	No entrance to land/lot from Lochside Drive	Full disclosure/transparency on land contamination

Port Adelaide Wastewater Treatment Plant Expressions of Interest

Community reference Group

Terms of Reference

Introduction

SA Water is holding an Expressions of Interest (EOI) and Select Request for Proposal (SRFP) process for the site formerly known as the Port Adelaide Wastewater Treatment (WWTP) site located on Frederik Road, West Lakes. The intent of this process is to find a suitable development for the site.

This site covers approximately 15 Hectares of land and is bordered by residential development to the North, West and South of the site. To the East of the site, on the other side of Frederik Road, there is an industrial area. For many there has been a long history with this site and it is important to acknowledge that when West Lakes was developed in the 1970s there were extensive earthworks to reclaim low-lying land and create waterways. In early 2000 it became apparent that contaminated material from the WWTP may have been distributed on surface soils across some areas of the West Lakes development. As a result extensive works were undertaken by the Environmental Protection Agency (EPA) and the Department of Human Services (DHS) with local residents.

The PAWWTP EOI Reference Group is being formed with representatives from SA Water's project team, local residents and a representative of Rotarians who use a building on site.

Purpose of the Reference Group

- To create a forum for discussion and exchange of information relating to the Port Adelaide WWTP EOI and SRFP process.
- To provide opportunity for both SA Water and representatives of the community to work together to strive to agree to **amenity assessment criteria** for the SRFP process.
- To act as a two-way communication link between the project team and the community.

The Reference Group will operate within a consultative framework. SA Water will be represented on the Reference Group by the Project Manager.

Key Activities of the Advisory Group

- Meet as required to develop and agree amenity assessment criteria for the SRFP by end February 2016 to enable the release of the document to select proponents in March 2016.
- Identify, communicate, represent and consider the broad range of needs and interests of the local community affected by the project; and
- To provide advice to the project team on how best to disseminate information via existing community networks.

Membership

- Aaron Pearce (SA Water Project Manager)
- Paul Sperling
- Kym Withey
- Tricia Cole
- Paul Battistella
- Brenton Maidment
- Gary Dohnt
- Alan Westwood
- Jenni Cooper Jones
- David Penman
- Steve Hammond
- Mick Curry
- Norm Dixon
- Jeanette Ramsey
- Ian Ramsey
- Paul Chalubek
- Mike Wooten
- Mandy Miller
- Rob Surplice
- Ian Bond

Meeting Times / Length of Meetings

Meetings will be held on an as needed basis, although generally they will generally be held on either a Monday or Tuesday, starting at 6pm at 100 Military Road, West Lakes.

Conflict Resolution

The Reference Group is not a decision making group, however if a vote is required in order to seek the opinion of the group on a particular issue then the majority vote will be taken as the group's position.

It is acknowledged that parties will at times differ in their views and may agree to disagree. While every attempt will be made to reach a common ground agreement, this may not always be possible. In such cases, individual member views will be documented subject to the approval of the relevant member(s).

Where a resolution cannot be reached despite the efforts of all parties, members may decide on their own independent course of action.

As a member of the Reference Group, the following will apply:

- Attend meetings and provide apologies in advance where attendance is not possible.
- Assist SA Water's project team by providing comment and feedback on managing community impacts and providing insight and advice into community perspectives on the project.
- Respect the ideas and comments of all members and provide an atmosphere where all members feel comfortable to participate.
- Conduct their ongoing relationship with fellow group members and the project team with courtesy and sensitivity.
- Communicate in a manner that is non-confrontational and collaborative in approach.
- Contribute in a positive way to finding solutions to issues or concerns.

Minutes

- All minutes of meetings of the Reference Group will be made available to the group (via email or letter). Prior to being passed by the members, minutes will be treated as draft.
- Draft minutes will also be distributed to registered residents who have expressed interest but are unable to participate at the meetings.
- Draft minutes will be ratified at the following meeting and then distributed as agreed
- Decisions are to be clearly recorded in the minutes.
- Individuals within the reference group will not be recorded against the outcomes and decisions, unless specifically request to be named in the minutes.
- Plans, and concepts etc. will be treated as draft by all members until agreement is obtained or SA Water are required to make a decision.

CITY SERVICES COMMITTEE – 15 AUGUST 2022

Mike

Thankyou for the opportunity to speak to you this evening. My name is Stephen Hammond and I live at Lakeview Avenue, West Lakes. I would like to read from a prepared document that I will provide to you after this presentation.

I along with Jeanette Ramsey, Garry Dohnt and Paul Chalubek represent a community group of West Lakes residents affected by the proposed Code Amendment at 100 Lochside Drive, West Lakes, the former SA Water Treatment Plant.

We have been involved in several meetings and communications with SA Water over the past 6 – 7 years, discussing and determining what the community would like to see as part of this proposed development and obviously we are keen to keep that discussion going with the Council and the successful developer.

The community was extremely disappointed and was let-down when SA Water decided not to include any of the agreed 'Amenity Assessment Criteria' into any contractual arrangements with the eventual site owner (Potentia West Lakes Ltd).

The community had strong expectations in relation to:

- Existing Buffer-zones,
- Maintenance of the site,
- Traffic Management, and
- EPA Standards (Noise and Air Pollution).

Since the announcement of the successful tender for this land the community group has had one initial meeting of approximately 20 residents and as a result of a letterbox drop and door-knock in the area have approximately 100 residents who have now voiced their support for the group going forward.

I would ask that the Committee accepts that the four of us represent the community group and that you consider myself as the contact person for the group.

We would like you to know that we are not opposed to the development and in fact we want to work with Council and the Developer to achieve a vibrant new community space that increases existing community appeal, maintains existing green buffer zones, and recognises our aboriginal culture and historic sites.

Tonight, we just want to advise you of the existence of our community group and share some broad issues that have been identified for your consideration. These issues have been identified as a result of the developer's initial Concept Plan previously presented to Council.

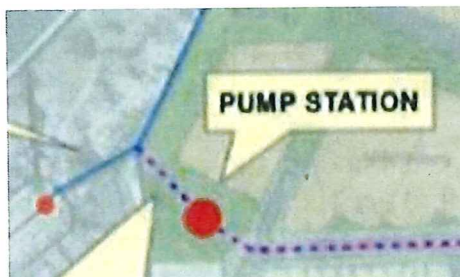
ANOMALIES / INACCURACIES IN THE DEVELOPER'S DOCUMENTATION:

- OPEN SPACE ASSESSMENT
- DWELLING NUMBERS
- SITE GROUND HEIGHTS
- TRAFFIC ASSESSMENT
- CROSS SECTION SITE DIAGRAMS
- ARBORIST REPORT
- ENVIRONMENTAL NOISE ASSESSMENT
- EPA LAND REMEDIATION ISSUE
- OTHER INFRASTRUCTURE

9 areas

We do not understand how two large concrete tanks of about 1.35 hectares can be considered as 'Open Space'? If they are not considered as Open Space it further reduces the overall percentage even more.

We further understand that the construction of a new pump station for waste water services seems to be planned for the site (FMG Preliminary Infrastructure Assessment P. 10). This location for this will possibly be part of Open Space land. Again, this would reduce the overall percentage.



A site plan with what appears to be Open Space exists that is different to other Open Space site plans.



(JB&SQ Appendix C – Proposed site coverage plan)

This plan indicates linear green zones marked as 'Accessible'. Are these in fact Open Spaces or 'Voids' between allotments separated by retaining walls?

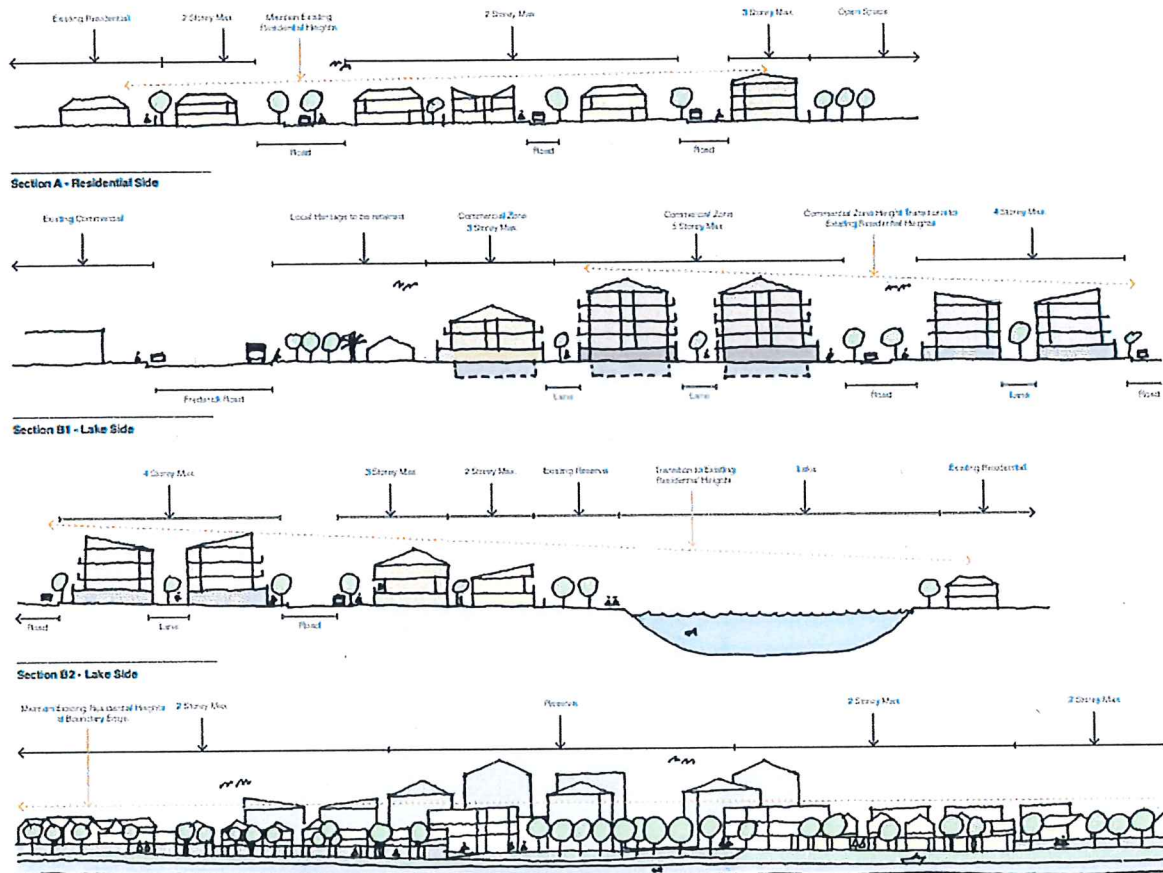
If they are Open Spaces they should be marked as such and the percentage adjusted.

1. We would appreciate Council's advice on:

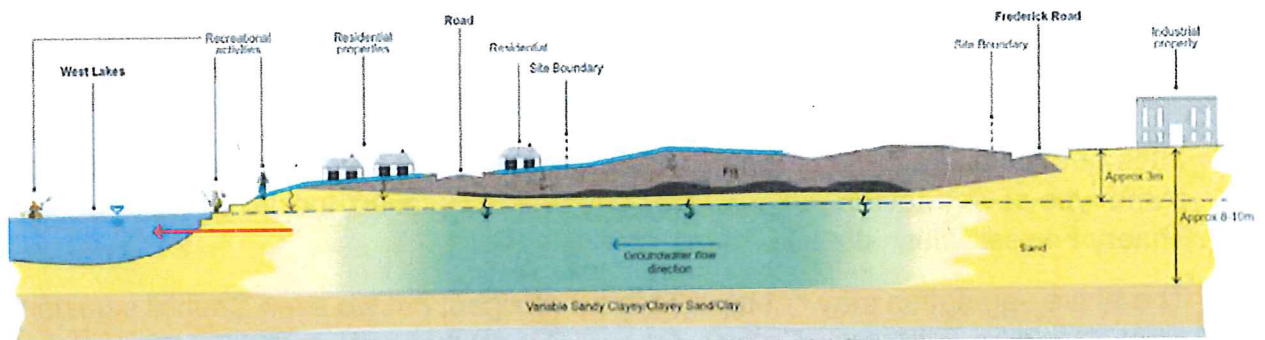
- What is the total Open Space for the development site (100 Frederick Rd)?
- Can Open Space for the development be calculated from land the developer does not own?
- Is Open Space calculated on the total development site or just the residential development area?
- Can the inclusion of concrete tank structures and the planned pump station be regarded as Open Space?
- Are the 'Accessible' marked areas Open Spaces or voids using retaining walls to separate allotments?

- CROSS SECTION SITE DIAGRAMS

There are four Cross Section diagrams of the site that don't correspond with other information within the Developer's documentation or a previous independent SA Water document with a Cross-Section diagram of the site.



(NOVO Aspect Studios – 2, Site Context – Sections)



(SA Water Cross Section diagram)

The Developer's four Cross Section diagrams appear to show buildings on flat ground when in fact the ground level is significantly higher in the middle of the site (between 5m – 5.5 metres).

Whilst the diagrams might be indicative they should be accurate to reflect the actual heights that are planned.

The diagrams also depict 1, 2 and 3 storey buildings to be of very similar heights. Multiple storey buildings should be drawn accurately to show the increased heights.

The 'red dotted' line in the diagrams indicate the transition to the different building heights. However the line is not touching the lower buildings indicating the 'transition' degree is less than it actually is. The transition lines should be accurately drawn so as to not mislead readers.

These reduced building heights will therefore allow more noise to emanate to the site than what was originally assessed.

The Report states a 'Reserve' Buffer will be around the Waste Water Treatment Plant (Resonate Noise Impact Report P. 3 of 25).

This seems at odds with other Developer's documents that do not mention an encompassing buffer zone.

The Report indicates that noise mitigation measures should be used for residential areas to the North-East of the site (Resonate Noise Impact Report P. 13 of 25) however the Developer has not indicated what these will be.

The Report appears to have solely focused on assessing traffic noise from Frederick Road.

Existing residents want to know what the expected noise impact will be from the completed development with over 1,200 people and potentially 2,000 vehicles.

It is also noted that the existing SA Water Pump Station had noise testing performed in 2018, 4 years ago.

Can we be certain that an increase of noise from that site has not occurred in the last 4 years?

7. We seek Council's guidance on:

- a) Is the Noise Assessment Report still accurate based on smaller buildings now planned at the site?
- b) Is there a 'Reserve' Buffer planned to encompass the site?
- c) What noise mitigation measures are intended to be implemented for residents in the North-Eastern corner of the site?
- d) Should a Noise Assessment Report assess human, traffic and other mechanical noises associated for the development, not just Frederick Road traffic?
- e) Has there been an increase in noise from the existing SA Water Pump Site since 2018?

• EPA LAND REMEDIATION ISSUE

Review of Site Contamination Audit Statement documentation identified that 'No active remediation is considered to be required for the site based on low density residential and other mixed land use' (Site Contamination Audit Statement – EPA Ref: 62593 - P. 16).

Based on that understanding, the Auditor concluded that there is no actual or potential risk to human or environmental receptors for the site for the proposed land use. (Site Contamination Audit Statement – EPA Ref: 62593 - P. 16).

However, the development also includes medium density residential land use.

8. We seek Council's guidance on whether the EPA Audit Statement needs to be reviewed based on this additional land use seemingly unknown to the auditor?

SUMMARY OF QUESTIONS

We request answers to the following questions prior to the commencement of any community engagement process to enable adequate review and assessment:

1. We would appreciate Council's advice on:
 - a) What is the total Open Space for the development site (100 Frederick Rd)?
 - b) Can Open Space for the development be calculated from land the developer does not own?
 - c) Is Open Space calculated on the total development site or just the residential development area?
 - d) Can the inclusion of concrete tank structures and the planned pump station be regarded as Open Space?
 - e) Are the 'Accessible' marked areas Open Spaces or voids using retaining walls to separate allotments?
2. We would appreciate having the correct numbers of dwellings planned for the site.
3. We would appreciate knowing what the actual ground height is.
4. We would appreciate a Traffic Impact Report that identifies all the traffic management issues as a result of the planned development.
5. We would appreciate having accurate Cross Section plans that can be reviewed.
6. We would appreciate an Arborist Report that also identifies the Special Value trees.
7. We seek Council's guidance on:
 - a) Is the Noise Assessment Report still accurate based on smaller buildings now planned at the site?
 - b) Is there a 'Reserve' Buffer planned to encompass the site?
 - c) What noise mitigation measures are intended to be implemented for residents in the North-Eastern corner of the site?
 - d) Should a Noise Assessment Report assess human, traffic and other mechanical noises associated for the development, not just Frederick Road traffic?
 - e) Has there been an increase in noise from the existing SA Water Pump Site since 2018?
8. We seek Council's guidance on whether the EPA Audit Statement needs to be reviewed based on this additional land use seemingly unknown to the auditor?
9. We seek Council's approval to obtain the following:
 - a) Any Council verbal approvals / dispensations relating to this development.
 - b) All outcomes from 'Actions' (meeting on 5 April 2022).
 - c) The assessment relating to pumping stormwater directly into West Lakes.
 - d) The water supply flow test data results for the site.
 - e) The Capacity Report in relation to gas supply for the development.
 - f) An electrical assessment report that demonstrates the suitability of the onsite infrastructure for the site.

3.02 DEPUTATION - KIDMAN PARK RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT**Brief**

A deputation request was received from Mr Matt Cowdrey Oam MP on behalf of Constituents of Colton, who wants to speak on behalf of the constituents of Colton, with regards to the revised proposal for the Kidman Park Residential and Mixed Use Draft Code Amendment.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Mayor - Angela Evans

Motion

1. That the deputation be received and noted.
2. That Mr Matt Cowdrey Oam MP be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

Carried Unanimously

City Services Committee Meeting 15/8/22 – Kidman Park Code Amendment

The following feedback was provided to me by members of the community:

Leigh from Kidman Park:

Hi Matt, I'm against anything over 2 stories
Cheers Leigh

Julie from Kidman Park:

Good Afternoon Matt
I local resident do not want 3 or 4 stories apartment building, due to the increase of cars and traffic. The area doesn't have the infrastructure to support the amount of traffic. The Lack of Green space is another concerns.
Charles Stuart has the original proposal that the site was to be only 235 two stories home which the area is cry out for.
I am still working on the petition for the site
Kind Regards
Julie Pastro

Serin from Fulham Gardens

Good afternoon, and thankyou for providing the updated proposal. It is definitely an improvement but doesn't go far enough. The buildings alongside Findon Rd should be no higher than 2 levels, as should the buildings along the river to the south. Open space needs to feel like open space, not a tiny path surrounded by towering walls. The council has spent lots of money making Pooch Park and it's surrounds a lovely place to be (with or without your dog/s), but it will be ruined by having a big wall of units towering over and observing it. The housing appears to be quite high density and will no doubt have insufficient car parking space allocated, which will result in residents and their visitors parking in the car park area beside Pooch Park. This car park is already very well utilised and the extra patronage will make it difficult for others to be able to utilise the public open space. Traffic along Findon Rd and at the intersection of Findon and Valetta Rd is already heavy and will be greatly worsened by adding many more residents to a very small area that is not well serviced by public transport. Buildings of 4 levels are not appropriate in this area, which is surrounded by family residences of 1 and 2 levels, and open space to be enjoyed by all members of the public. Buildings of 3 levels should be kept well back from the open areas and only be a small percentage of the development.

In summary, I would suggest a strip of maximum 2 level building height be added down the eastern side (along Findon Rd) and along the south eastern edge (along the river) and that it is inappropriate to have any buildings above 3 levels in the development.

David and Conny from Flinders Park:

Dear Matt,
The revised proposal has certainly addressed some of the concerns that have been expressed. However we are still of the view that even 4 storey construction fronting the Linear Park is unprecedented, and undesirable. The 4 storey zone in the SE corner, and at least some of that fronting the public open space area would be much better constrained to 3 storey.

Matt from Kidman Park:

Hi Matt,

I appreciate you reaching out so proactively.

I certainly think the revised plan is a significant improvement on what was provided previously. I still believe that 4 stories is excessive, and 3 stories (maximum) would be preferred, particularly on the river-front. I do think that having the higher buildings on Findon road is definitely an improvement though.

Please don't hesitate to reach out if I can provide further clarification.

Gavin from Fulham Gardens:

Hi Matt

Thanks again for following up.

With regards to the updated plans, it appears the 5-story limit has essentially been replaced with a 4-story limit. Whilst this may be considered 'a win' it remains far removed from the original proposal both in building height and I would assume total occupancy. Perhaps this was the desired outcome from the developers all along?? (Negotiation 101- start beyond your desired point and 'negotiate' your way back to it).

Unless I am reading this incorrectly, I do not support the adapted proposal on the same grounds presented by myself and other residents at the council meeting. The original proposal was fair and reasonable for all parties.

Barbara from Lockleys:

Hi Matt

Thanks for this info.

Living as I do over the river in Lockleys, my principal concern was with the SE corner of the proposed devt. ie the 5 story building right on Findon Rd and overlooking the Linear Park. I see that this corner has been reduced from 5 to 4 stories and built back a little further from the Park.

I still believe that high rise (over 2 stories within a short distance from the park) should not be allowed along the Linear Park if it is to retain any amenity for the public as a green space away from the built environment. The park is quite narrow in places and buildings crowding in devalue the Linear Park space,.

Further I still think that 4 stories on that corner of the devt is an anomaly with the surrounding suburbs and not warranted given that Findon Road is not a major arterial road with good public transport.

Geoff from Kidman Park:

Hi Matt

Thankyou for the Revised concept plan.

I was chatting with a NBN Service Technician who was surveying and "load testing" the NBN underground and Aerial service cables that services the homes in Kooralla Grove and surrounding Area with the proposed New Zoning Area...The NBN Capacity will be an extension to this current Service.

He clearly indicated (from his testing results) that the current NBN Service speeds will be substantially effected by the proposed New Zoning plan (for not only my property but all properties in the Kooralla Grove Area).

It seems, this is another issue that potentially will need to be addressed Matt.

Steve from Lockleys:

Hi Matt, its not the original proposal they put forward. I still think its too much, but its better. Make me wonder what is Pierson st going to look like?

Thanks again for all your hard work.

Cheers Steve Busuttil.

Jenny from Kidman Park:

Thank you for the update & your response to our concerns.

This plan is certainly an improvement. Traffic at the intersections of Hartley, Findon & Valetta remains a problem that should be addressed before construction of development.

John from Kidman Park:

I think from the Lockleys Public meeting that you chaired, there was a lot of discussion by many on traffic management and my view in relation to the revised plan is as follows

1. The In/Out concept on Findon Rd is a much safer option however the additional in/out access from the property on the corner of Valletta and Findon Rd makes little sense to me. It appears to be about 40-50 metres from the lights at the intersection and will compound an undoubted traffic bottleneck with that intersection and Hartley Rd.
2. There is now 3 additional outlets on Valletta Rd in the excluded NE cnr – the original plan had one. Why is that significant change proposed?
3. The reduction from 5 levels to 4 on the Eastern alignment assists to a small extent on ingress and egress numbers entering and leaving the subdivision. Commercial development like a restaurant/café in the vicinity say near the Bridge will require further thought however.

Not a lot to further offer by me because we are not directly involved but I feel motorists will “find a way” regardless (eg using our Street – Margaret st Kidman Park to avoid the bottleneck at peak times at the Frogmore Rd/Valletta Rd intersection) to which the appropriate powers and legislators would be oblivious. My comment in Clause 2 supports those thoughts.

The “micro” view is the proposal being considered. The “macro” view is the issues surrounding – Hartley Rd intersection, the impact of the new Nazareth school and the Pierson Street development does not rate a mention – simply because its in another Council zone and the unknown impact of the left in/left out openings.

Chris and Andy from Kidman Park:

Thank you very much for keeping residents informed. We can see that the council has listened to and acted on some of our concerns and appreciate that. The issue still remains the number of dwellings on the site and their access to Valetta and Findon Roads and the traffic congestion that will occur especially during school drop off and collection times. The intersection from Hartley Road to Findon Road and Valetta Road needs action taken before the development commences not at a later stage. This intersection is currently a problem especially between 8am and 9.30am and from 3.30pm for several hours so with the extra amount of traffic due to the large number of new housing and residents it will be a bit of a disaster unless addressed early. We feel certain there could be a creative engineer that could come up with a suitable solution to this. Thank you very much once again for keeping us informed.

Chun from Flinders Park:

The all turning intersection on Findon road should be closed and only walk through allowed there.

Ron from Lockleys:

Thank you for sending this information.

Pleasing to see some changes made.

Is there feedback that further reductions are preferred? If so, I would support that.

The issue for me is the impact on Findon Rd/Rowells Rd of this development and the one proposed for the old Westpac site in Pierson St. Lockleys. Traffic will be horrendous once both completed.

Susan from Kidman Park:

I think the revised plan is better behind my house, 2 storey rather than 3.

I still worry about the walking access through Artarki Avenue, because of the parking issues it will generate. There is only one road out for all in an emergency situation.

David from Kidman Park:

Yes a short time for further comment, adding suspicion to the revised document which I and possibly others don't support the revised proposal at all

- They are still way off their original proposal of two level premises quota.
- The overall plan does not give enough detail to make a positive comment re road size: access for larger vehicle both emergency and general service trucks, as well as residential street parking, (noting garages in a high percentage of these dwellings will become storage space, and not for vehicles)
- Land allowed for future traffic lanes Valetta / Findon Hartley roads???
- Council still banging on about public transport ???
- Don't trust theoretical traffic assessments

4. BUSINESS**4.18 WEST LAKES RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT (PRIVATELY FUNDED) - FOR CONSULTATION****Brief**

Council previously agreed to initiate the West Lakes Residential and Mixed Use Draft Code Amendment (Privately Funded), which was subsequently agreed to by the Minister for Planning in February 2022. Following the completion of investigations, a draft Code Amendment has been prepared to seek endorsement for the purposes of undertaking statutory consultation.

Moved Councillor - Gerard Ferrao

Seconded Mayor - Angela Evans

Motion

- 1. That the West Lakes Residential and Mixed Use Draft Code Amendment (Privately Funded), contained in Appendix 1, be endorsed for the purposes of undertaking statutory consultation.**
- 2. That the West Lakes Residential and Mixed Use Draft Code Amendment (Privately Funded), Engagement Plan contained in Appendix 2, be endorsed and implemented.**
- 3. That a further report, detailing the results of the public consultation process, including formal submissions, be submitted for the Committee's consideration.**

Carried Unanimously

4.19 ALBERT PARK MIXED USE DRAFT CODE AMENDMENT (PART-PRIVATELY FUNDED) - FOR RECOMMENDATION TO THE MINISTER FOR PLANNING**Brief**

The Albert Park Mixed Use Draft Code Amendment (Part-Privately Funded) was released for public and agency consultation between Monday, 21 March 2022 to Monday, 23 May 2022. A total of thirty three (33) written submissions were received. A further ten (10) verbal submissions were made at the Public Meeting held on 20 June 2022.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Mayor - Angela Evans

Motion

That the approval package (including submissions from residents) consisting of the draft letter to the Minister and Engagement Report for the Albert Park Mixed Use Draft Code Amendment (Part-Privately Funded), contained in Appendices 1 and 2 of this report, be approved and submitted to the Minister for Planning for consideration in accordance with Section 73 (7) of the *Planning, Development and Infrastructure Act, 2016*.

Carried Unanimously

4.20 KIDMAN PARK RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT (PRIVATELY FUNDED) - FOR RECOMMENDATION TO THE MINISTER FOR PLANNING**Brief**

The Kidman Park Residential and Mixed Use Draft Code Amendment (Privately Funded), was released for public and agency consultation between 12 April 2022 to 14 June 2022. A total of 100 written submissions were received during this period.

Moved Mayor - Angela Evans

Seconded Councillor - Gerard Ferrao

Motion

That the approval package consisting of the draft letter to and Engagement Report for the Kidman Park Residential and Mixed Use Draft Code Amendment (Privately Funded), contained in Appendices 1 and 2 of this report, be endorsed and submitted to the Minister for Planning for a decision in accordance with Section 73 (7) of the *Planning, Development and Infrastructure Act, 2016*.

Carried Unanimously

4.21 RELEASE OF THE STATE PLANNING COMMISSION'S MISCELLANEOUS TECHNICAL ENHANCEMENT CODE AMENDMENT FOR CONSULTATION

Brief

The South Australian Planning and Design Code (Code) was implemented by the Government on 19 March 2021. The Code has effectively replaced all Development Plans across the State as the single planning policy rule book for the assessment of development. Since its implementation staff have been reviewing the policies and have identified some issues that warrant further consideration/amendments to be brought to the attention to the Minister for Planning over time.

The Miscellaneous Technical Enhancement Code Amendment was released for consultation by the State Planning Commission (the Commission) on 25 July 2022 and closes on 23 September 2022. The Code Amendment proposes a series of technical amendments which aim to enhance the general performance and operation of the Planning and Design Code (the Code). The Miscellaneous Technical Enhancement Code Amendment is primarily focused on addressing technical and operational elements within the Code, as opposed to changing policy intent or outcomes.

In addition to reviewing the Commission's Code Amendment, the consultation provides a further avenue to re-iterate previously identified and newly identified policy issues for further consideration.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Councillor - Gerard Ferrao

Motion

- 1. That the report be received and noted.**
- 2. That a further report be presented back to the Committee detailing the nature of the State Planning Commissions Miscellaneous Technical Enhancement Code Amendment with an accompanying draft submission for consideration.**

Carried Unanimously

4.22 EVENTS AND FESTIVALS SPONSORSHIP - RECOMMENDATIONS FOR FUNDING**Brief**

The purpose of this report is to recommend four events for funding support through the Events and Festivals Sponsorship Program. The events have been assessed against the program's social, cultural, economic, environment and leadership criteria and details of each event have been provided within the report.

Moved Mayor - Angela Evans

Seconded Councillor - Kenzie van den Nieuwelaar

Motion

1. That the Telugu Association of SA be funded \$1,700 to support Deepavali Celebrations at the Woodville Town Hall on the 5th November 2022.
2. That the Bulgarians Educational and Friendly Society be funded \$4,000 to support the Zdravei Bulgarian Festival 2023 to be held on the 12th February 2023.
3. That the Charles Sturt Memorial Museum Trust be funded \$5,000 to support Summer at the Grange on the 27th November 2022.
4. That the Feast Queer Arts & Cultural Festival be funded \$7,500 to support Pride at Plant 4 on the 13th November 2022.

Carried Unanimously

4.23 COUNCIL ASSESSMENT PANEL - JUNE 2022 QUARTERLY REPORT**Brief**

To consider the Council Assessment Panel's report on its activities for the June 2022 Quarter.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Councillor - Paul Alexandrides

Motion

That the report be received and noted.

Carried Unanimously

4.24 HERITAGE CONSERVATION GRANT APPLICATIONS

Brief

Council has received six (6) Heritage Conservation Grant applications for consideration.

Moved Councillor - Paul
Alexandrides

Seconded Mayor - Angela Evans

Motion

32 Aroona Road, West Croydon

1. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicants, P A Nicolitsi and G Nicolitsi for conservation work to a Local Heritage Place located at 32 Aroona Road, West Croydon as outlined in the application referred to in Attachment 1, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

29a Bertie Street, West Hindmarsh

2. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr D Tosato for conservation work to a Representative Building located at 29a Bertie Street, West Hindmarsh as outlined in the application referred to in Attachment 2, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

17 Burke Street, West Croydon

3. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr M G Hogan for conservation work to a Representative Building located at 17 Burke Street, West Croydon as outlined in the application referred to in Attachment 3, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

192 Port Road, Hindmarsh

4. That Council approves a grant allocation of up to a maximum of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Ms K Paparella for conservation work subject to a second quote being provided, to a Local Heritage Place located at 192 Port Road, Hindmarsh as outlined in the application referred to in Attachment 4, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

150 Marlborough Street, Henley Beach

5. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicants, Mr b Patton and Ms S Kneebone for conservation work to a Representative Building located at 150 Marlborough Street, Henley Beach as outlined in the application referred to in Attachment 5, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

28 Henley Beach Road, Henley Beach

6. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr Edginton for conservation work to a Representative Building located at 28 Henley Beach Road, Henley Beach as outlined in

the application referred to in Attachment 6, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

Carried Unanimously

5. MOTIONS ON NOTICE

Nil.

6. QUESTIONS ON NOTICE

Nil.

7. MOTIONS WITHOUT NOTICE

[As previously identified and agreed by the Presiding Member]

Nil

8. QUESTIONS WITHOUT NOTICE

Nil.

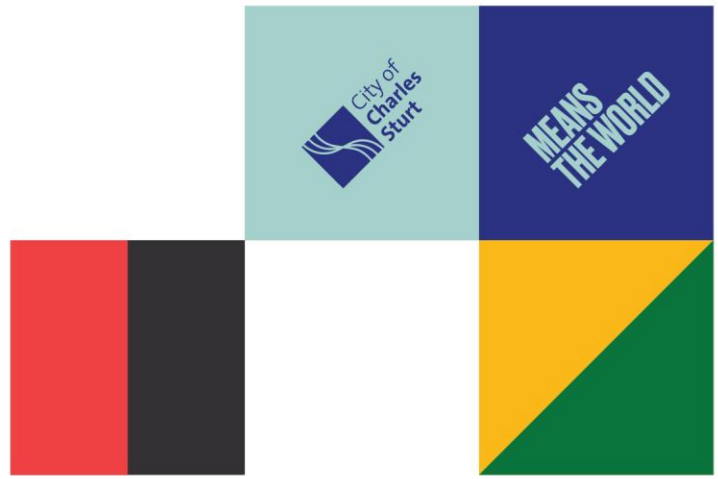
9. BUSINESS - PART II - CONFIDENTIAL ITEMS

Nil.

10. MEETING CLOSURE

The meeting concluded at 7:26pm.

Attachment 2 – Minutes Council Meeting – 22 August 2022



COUNCIL MINUTES

for the meeting held
on Monday, 22 August 2022

in the Council Chambers
72 Woodville Rd, Woodville SA 5011



PRESENT :**Elected Members:**

Mayor - Angela Evans, Councillor - Gerard Ferrao, Councillor - Kenzie van den Nieuwelaar , Councillor - Paul Sykes, Councillor - Kelly Thomas , Councillor - Sarah McGrath, Councillor - George Turelli, Councillor - Helen Hibeljic, Councillor - Matt Mitchell, Councillor - Edgar Agius, Councillor - Paul Alexandrides, Councillor - Stuart Ghent, Councillor - Tolley Wasylenko, Councillor - Oanh Nguyen

DATE :

Monday, 22 August 2022 | Time 7:00 PM

VENUE :

Council Chambers

In Attendance :

Chief Executive Officer - Paul Sutton	General Manager Asset Management Services - Adrian Ralph
General Manager City Services - Bruce Williams	General Manager Corporate Services - Donna Dunbar
Manager Urban Projects - Craig Daniel	Manager Engineering Strategy and Assets - Sam Adams
Manager People and Culture - Amy Pearce	Manager Governance and Operational Support - Kerrie Jackson
Manager Open Space Recreation and Property - Sam Higgins	Manager Public Health and Safety - Adam Filipi
Manager Media Marketing & Communications - Kristie Johnson	Team Leader Governance and Business Support - Mary Del Giglio
Coordinator Economic Development – Selma Barlow	Principal Economic and Strategic Planner – Kym Wundersitz
Senior Policy Planner – Jim Gronthos	

1. COUNCIL OPENING

The meeting commenced at 7 PM.

1.1 OPENING PRAYER

Almighty Father from Whom all goodness flows, grant unto us qualities of wisdom justice and tolerance, that we the civic leaders of this community may govern in harmony and concord.

This we ask in Thy name.

We also remember and give thanks for those, our sons and daughters, who gave their lives for Australia.

Lest we forget.

Niina Marni is Kurna for ' Welcome'. The City of Charles Sturt acknowledges and pays respect to the traditional custodians of the land, the Kurna people of the Adelaide plains. We pay our respect to Elders past, present and emerging. We respect their spiritual beliefs and connections to land which are of continuing importance to the Kurna people of today. We acknowledge the contributions and important role that Aboriginal people continue to play within our local community in Charles Sturt. We also respect the culture of Aboriginal people visiting from other areas of South Australia and Australia.

1.2 APOLOGIES AND LEAVE OF ABSENCE

APOLOGIES

Councillor - Charlotte Watson

Councillor - Alice Campbell

LEAVE OF ABSENCE

Councillor - Tom Scheffler

2. CONFIRMATION OF MINUTES

2.1 COUNCIL

Brief

Confirmation of the minutes of the previous meeting held on Monday, 8 August 2022.

Moved Councillor - Kenzie van den Nieuwelaar

Seconded Councillor - Edgar Agius

Motion

That the minutes of the previous meeting held on Monday, 8 August 2022 be taken as read and confirmed.

Carried Unanimously

Leave of the meeting was sought to bring forward the deputations relating to the respective committees and to accept the additional deputations in accordance with the Code of Practice for Meeting Procedures. Leave was granted.

4.21 DEPUTATION - FLINDERS PARK OVAL UPGRADE PETITION

Brief

A deputation request was received from Mr Trevor Quaini and Ms Carol Shard who are requesting to speak to Council, on behalf of the Flinders Park Football Club Inc., in regards to the Flinders Park Oval upgrade petition.

Leave of the meeting was sought to grant Mr Quaini an extension of time to complete his deputation. Leave was granted for an additional 2 minutes.

Moved Councillor - Matt Mitchell

Seconded Councillor - Edgar Agius

Motion

- 1. That the deputation be received and noted.**
- 2. That Mr Trevor Quaini and Ms Carol Shard be thanked for their presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.**

Carried Unanimously

Deputation 2 - Flinders Park oval upgrade petition

22/08/2022

Acknowledge council, valued contribution, New Netball courts/Cricket practice wickets upgrade.

Introduction, President & Chairman

Club Structure, ONE CLUB Committee and Sports Mix & Responsibilities

Purpose, evolution past 10 years community, destination, Reputation

Summary

- 40 sporting teams. Organic growth 3 junior football teams + 100 new netballers 2023
- 822 Players
- 463 Junior families
- 1197 members, 61.5% our members reside in the city if Charles Sturt
- 215 Unpaid volunteers
- Community commitment,
 - o Nazareth college
 - o West Adelaide FC women's
 - o St Eufemia
 - o Drakes

Invested building infrastructure

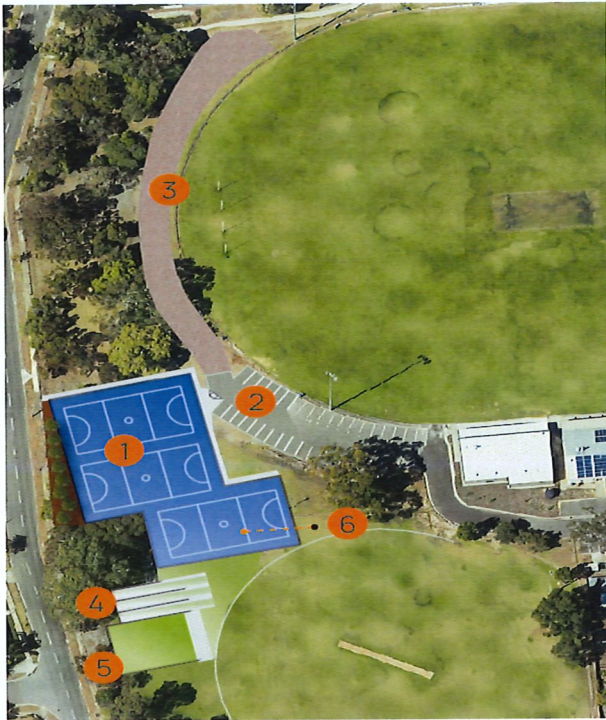
- LED Flood lights, main oval & Oval no 2
- Gender friendly change rooms
- Solar
- Storage shed
- Besides Grants from CSC and Office of rec and sports
 - o Club contribution \$365k.
 - o \$40k contribution Netball/Cricket project

The Club respectfully requests the vote approved by the Asset committee on Aug 15th

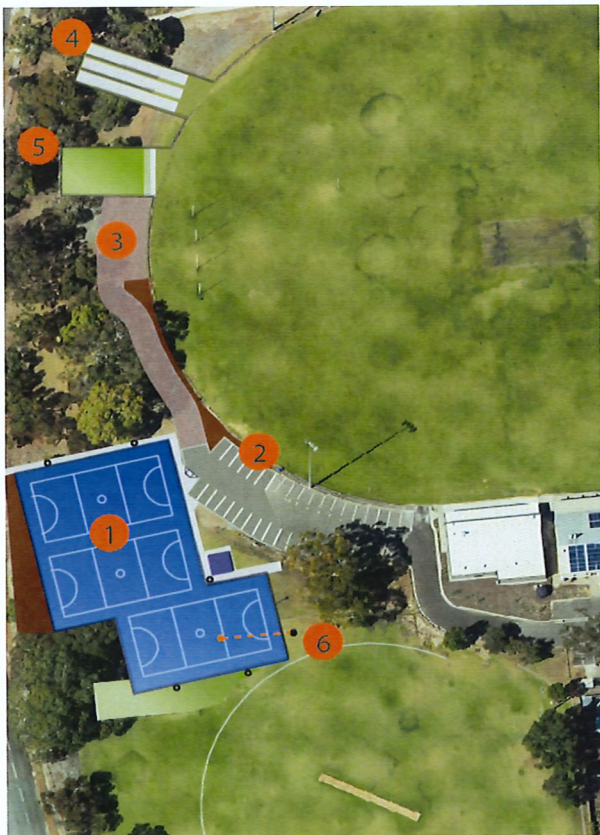
for option 2 stand as is

- **The main oval**
 - peak is used 7 days per week
 - Oval No 2 plays allow the club to minimise usage of main oval protecting playing surface.
- **Option 1 – Impact Oval no 2**
 - Run-up layout for the turf practice wicket, whether it be concrete or grassed sits on the boundary edge of,
 - Junior Cricket and football played on oval
 - Oval size meets minimum requirements specified by the SANFL juniors
 - Practice wickets damaged, football boots
 - Junior cricket training & Games are played Friday nights
 - **Safety paramount** – Training balls hit onto oval when matches played
 - Junior netball, potentially hit by cricket ball walking to Training
 - Move games, disruption to our junior programs, increased cost- oval hire
 - Investment in Oval No 2
 - **Lack of sunlight** as tree canopy shading turf practice wicket
- **Option 2**
 - No **significant** trees impacted
 - Solves **Safety** issues resolved
 - No games affected, Oval no 2 utilised
 - Junior netballers walking to training
 - Practice, balls will be hit onto the main oval
 - Keeps costs to a minimum, no need to hire facilities
 - Minimal impact Car **Parking 14 spaces** affected
 - 10 football games per year
- **Main Oval - Turf Wicket – Kids can't play**
- **All members** consulted, Overwhelmingly
 - Supportive
 - positive
 - excited about the future
 - Country Feel
 - Bringing families together
- **Growth and Sustainability**

Option 1



Option 2



4.22 DEPUTATION - FLINDER PARK FOOTBALL UPGRADES**Brief**

A deputation request was received from Mr Steve Ramsay who is requesting to speak to Council, on behalf of the Flinders Park community, in regards to the Flinders Park football upgrades.

Moved Councillor - Matt Mitchell

Seconded Councillor - Edgar Agius

Motion

1. That the deputation be received and noted.
2. That Mr Steve Ramsay be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

Carried Unanimously

Good evening, Unsatisfied an previous
Outcome Residents I've consulted with
feel its important that Council has a say

Safety of Nets for footballs on nets
Clubbing Nets - to get balls
Roadways - Danger

? Can a different layout be made
Nets over behind Club rooms -
Close to shed

No One will be 100% going to and from
Clubrooms to change

Grass doesn't grow now.

? How often do Grass Nets get used

If Appendix 2: 3 Nets

Transition to train on Cement Nets
then play back over on Field 2

How will drainage work on oval
with the banking into nets off oval

Last Meeting

Drainage Issue to be sorted? Was
this onsite. (was this for Fp Oval
or street drainage)

Cricket Facility Guide lies as per
* Cricket Australias Recommendation *

2.2 REPORTS OF COMMITTEES - PART I

2.2.1 ASSET MANAGEMENT COMMITTEE

Brief

The Asset Management Committee was held on Monday, 15 August 2022.

Moved Councillor - Kelly Thomas

That having considered the recommendations of the Committee which has read and considered the reports in the agenda related to all items with the exception of Item 4.48:

3.08 DEPUTATION - FLINDERS PARK OVAL UPGRADE - PETITION

Motion

1. That the deputation be received and noted.
2. That Mr Ramsay be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

3.09 DEPUTATION - FLINDERS PARK OVAL UPGRADE - PETITION

Motion

1. That the deputation be received and noted.
2. That Mr Quaini and Ms Shard be thanked for their presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

4.49 RENOWN PARK - LIVING STREETS INITIATIVE - OUTCOMES OF CONSULTATION AND FINAL CONCEPT DESIGN

Motion

1. That the report be received and noted.
2. That Council endorse the final concept design for the Renown Park (North) Living Streets initiative in Bishop Street, Blight Street, Tait Street and Wright Street, as shown in Appendix 2, so that detailed design can commence in the 2022/23 financial year ready for construction of the first street in 2023/24.
3. That the local community be notified of the final concept plan and Council's decision.

4.50 WHOLE STREET PLANTING 2023**Motion**

1. That the report be received and noted.
2. That the proposed 2022/23 Whole Street Planting Program as detailed in Appendix 1 be endorsed for the purposes of community engagement in line with Council's Whole Street Planting process and Public Consultation Policy.
3. That the Community Engagement Approach in Appendix 2 be endorsed.
4. That a further report be presented to the Asset Management Committee upon completion of community engagement, finalising the Whole Street Planting Program for 2022/23.

4.51 ASSET MANAGEMENT SERVICES CAPITAL WORKS & OPERATING PROGRAM VARIATIONS**Motion**

1. That the following variations to the Capital Works Program or Annual Operating Program be approved and adjusted in the Financial Statements at the next quarterly review as they involve transfers between renewal and new/upgrade works and or new projects to be funded by unbudgeted income:-
 - a. Budgeted expenditure for Woodville Bowling & Tennis Club Legislative DDA/Fire Project (1610) (Upgrade) be increased by \$40,000 from savings within the AMP Council Building Renewals 2022/23 (1602) (Renewal) by \$40,000.
2. That the following variations to the Capital Works Program or Annual Operating Program be approved and budgets or scope adjusted accordingly:
 - a. Budgeted expenditure for Woodville Road Streetscape upgrade Project P3276 (2021-22) be increased by \$3,480,000 by transferring budget from Woodville Road Streetscape Project P3350 (2022-23) and consolidating in to a single one project account.
3. That by endorsing the variations listed in 1. above, Council is endorsing a variation to the approved Asset Management Plan renewal schedule where relevant.

4.52 STORMWATER MINOR UPGRADE - FLOOD MITIGATION - 2022/23 PROJECT UPDATE**Motion**

1. That Council note the stormwater investigation works undertaken to date in the vicinity of 262 Military Road, Henley Beach.
2. That Council undertake the kerb and verge reconstruction works identified in this report, with the works to be funded by the Stormwater Minor Upgrade - Flood Mitigation 2022/23 program.

3. That Council notify the directly affected residents (260 & 262 Military Road, Henley Beach) of Council's decision.
4. That a further report be brought to a future meeting of the Asset Management Committee setting out the future strategy of localised Flood Mitigation works.

4.53 HINDMARSH PRECINCT UPGRADE - PROJECT UPDATE

Motion

1. That the report be received and noted.
2. That further quarterly reports be provided to the Asset Management Committee updating the progress of the project.

4.54 MILITARY ROAD AND MAIN STREET UPGRADE AND PUBLIC PLAZA - PROJECT UPDATE - APRIL TO JUNE

Motion

1. That the report be received and noted.
2. That further quarterly reports be provided to the Asset Management Committee updating the progress of the project.

4.55 ST CLAIR RECREATION CENTRE - YMCA QUARTERLY REPORT - APRIL TO JUNE 2022

Motion

1. That Council notes the YMCA's Performance Reports for April, May and June 2022.

4.56 COMMUNITY GARDENS AND LOCAL AMENITY GROUPS - QUARTERLY ACTIVITY REPORT - 2

Motion

1. That the report be received and noted.

4.57 WOODVILLE ROAD STREETScape UPGRADE - PROJECT UPDATE AUGUST 2022

Motion

1. That the report be received and noted.
2. That further quarterly reports be provided to the Asset Management Committee updating the progress of the project.

Council adopts the recommendations of the Committee as printed in the Minutes of this Committee.

Councillor - Helen Hibeljic left the meeting at 7:40 PM

Councillor - Helen Hibeljic entered the meeting at 7:43 PM

Perceived Declaration of Interest

Councillor - Oanh Nguyen declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 2.2.1-4.49. The nature of Councillor - Oanh Nguyen's perceived conflict is that she knows a family quite well with their home back boundary being on one of the streets that is included in the Renown Park - Living Streets initiative. Councillor - Oanh Nguyen dealt with the conflict of interest in the following transparent and accountable way and remained in the meeting.

Perceived Declaration of Interest

Councillor - Oanh Nguyen declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 2.2.1-4.56. The nature of Councillor - Oanh Nguyen's perceived conflict is that she is one of the residents that have been involved in the new community garden in Athol Park, one of the many community gardens referenced within the report. Councillor - Oanh Nguyen dealt with the conflict of interest in the following transparent and accountable way and remained in the meeting.

Seconded Councillor - Tolley Wasylenko

The motion to Item 2.2.1 was Carried Unanimously

Moved Councillor - Edgar Agius

Seconded Councillor - Matt Mitchell

4.48 FLINDERS PARK OVAL UPGRADE - PETITION**Motion**

- 1. That Council supports the implementation of the Master Plan identified within Appendix 2 for the Flinders Park Oval netball courts and associated infrastructure and proceeds with the detailed design and the subsequent construction.**

Carried

4.23 DEPUTATION - CITY SERVICES COMMITTEE ITEM 4.19 - ALBERT PARK MIXED USE DRAFT CODE AMENDMENT**Brief**

A deputation request was received from Mr Carlo Meschino who is requesting to speak to Council in regards to City Services Committee Item 4.19 - Albert Park Mixed Use Draft Code Amendment.

Leave of the meeting was sought to grant Mr Meschino an extension of time to complete his deputation. Leave was granted for an additional 2 minutes.

Moved Councillor - Tolley Wasylenko

Seconded Councillor - Kelly Thomas

Motion

1. That the deputation be received and noted.
2. That Mr Carlo Meschino be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

Carried Unanimously

Council Reports of Committees Item 2.22 - 22 august 2022

Item 4.19 of the City Services Committee 15 August 2022

City of Charles Sturt Albert Park Mixed Use Code Amendment (Part-Privately Funded)

1. Segregated development in terms of open space within Albert Park to serve the needs of the residential community.
2. Hotchpotch development resulting from the various housing plans will become just that and not provide a decent practicable community area of open space to allow for facilities for sports and community gatherings for residents to recreate in.
3. The infrastructure needs to be determined first in the plan before the housing development plans are conceived and implemented.
4. No investigation was conducted into the many petitions received by the Council over the past 70 years for open space within the suburb of Albert Park (Attached 1992 petition cover note).
5. No new investigation was conducted into the history of the Gadsden site and of the substantial return veranda villa built by Mr John Fletcher and surrounded by a botanical park which was made available to the community.
6. This homestead is directly historically linked to "The Brocas" homestead once owned by John Fletcher's father, Henry Fletcher.

I received a current proposed development application notice from the Council (Application ID: 22006056) which indicates that the Fletcher Homestead will be demolished without any historic recognition:

"The building is not heritage listed and is to be removed at some point in the not too distant future."

I ask the Council to further investigate the implementation for the provision of open space and of the historic status of the Fletcher homestead and the surrounding site (Gadsden's).

CITY OF WOODVILLE

MEMO TO: Councillors Chambers and Meschino
FROM: Director Corporate Services
DATE: 4 September 1992
SUBJECT: PETITION - REQUEST THE PROVISION OF A SUITABLE LARGE
OPEN AREA DEVELOPED AS A RECREATIONAL PARK AND
PLAYGROUND WITHIN THE BOUNDARIES OF ALBERT PARK

Dear Members

Please find attached, a copy of a petition received at this office requesting the Council provide a suitable recreational park or area within the boundaries of Albert Park.

This petition will be presented to Council on Monday, 12 October, 1992 with the recommendation that it be referred to a subsequent meeting of the Technical Services Committee.

Regards

PETER DALE
DIRECTOR CORPORATE SERVICES

Attach

G. Whitbread.
 Town Clerk,
 Woodville Council.
 72 Woodville Rd,
 Woodville S.A. 5011.

C. Meschino.



Dear Sir;

On behalf of the residents of the Woodville Council suburb of Albert Park, I proudly present a petition of 758 requests for long overdue community facilities.

I have provided the necessary statistics covering 88% of ratable properties. Of these 580 homes there are 397 children averaging between 1mth to 13yrs. There are 728 grandchildren who visit their grandparents at least once a year.

660
homes
total.

Albert Park once mainly consisted of elderly residents and over the past few years has seen an influx of young couples with children. With urban consolidation the area is experiencing growth in ratable residential properties.

During this petition/survey, I was given a real education in Albert Parks history dating back to the late 1800's.

Once predominately residential, Albert Park was savaged by industry losing many historical properties (dating to the early settlers.), one being a private botanical garden developed by John Fletcher in

1881. These grounds remained open to the community for enjoyment until 1945 when Mr. Fletcher died and the property was acquired by Gadsden Ltd to manufacture bully beef tins for the soldiers of the second world war.

The loss of community facilities and heritage was petitioned by the then Mayor of Woodville, Mayor Lawton who endeavoured to stop the rape of this property, failing but compromising on the garden which was kept in good heart until the demise of Gadsden Ltd in the 1970's. (Ref: Mrs Lincoln 30 Glyde st Albert Park).

The Woodville football team had its first oval located in Albert Parks Glyde street at the southern end before moving to its new premises in Woodville. (Ref: Mr. Alan Waters, 37 Botting st. Albert Park.)

The only community centre was sold to Vidale Ltd, another loss to the community. (Ref: Mr. K. Hopkins 4 Botting street Albert Park.).

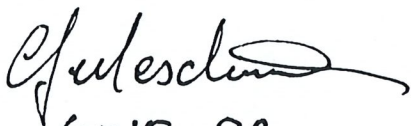
Albert Park named after Prince Albert was described as consisting of flower and market gardens, known previously as the Village of Glyde. It is a shame after my 34 years residence in this suburb to see children still playing on the roads, for a suburb to once have so much, it is a crime for the Woodville Council to let the area deteriorate so badly.

3.

An attached letter of reply dated 10-3-92 from the director of technical services suggests incompetence of knowledge in regards to Albert Park and disregard to the residential community in stating the demolition of several houses, when there is a lot of industrial land available.

There is no excuse for lack of funds as monies have been paid to the Woodville Council for many road closures in Albert Park, benefiting industry and obviously more rates are being paid. Also take into consideration the lands donated by residents in Albert Parks early days. (i.e. May street Albert Park) to the Woodville Council.

yours faithfully


6-10-92.

2.2.2 CITY SERVICES COMMITTEE

Brief

The City Services Committee was held on Monday, 15 August 2022.

Material Declaration of Interest

Councillor - Paul Sykes declared a material conflict of interest pursuant to section 73 of the Local Government Act for Item 2.2.2-4.18. The nature of Councillor - Paul Sykes' material conflict is that he lives in near proximity to the matter considered in Item 4.18 and left the meeting.

Councillor - Paul Sykes left the meeting at 8:16 PM

Moved Councillor - Paul Alexandrides

Seconded Councillor - Gerard Ferrao

That having considered the recommendations of the Committee which has read and considered the reports in the agenda related to all items with the exception of Item 4.20:

3.01 DEPUTATION - WEST LAKES RESIDENTIAL AND MIXED USE CODE AMENDMENT

Motion

1. That the deputation be received and noted.
2. That Mr Stephen Hammond be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

3.02 DEPUTATION - KIDMAN PARK RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT

Motion

1. That the deputation be received and noted.
2. That Mr Matt Cowdrey OAM MP be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

4.18 WEST LAKES RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT (PRIVATELY FUNDED) - FOR CONSULTATION**Motion**

1. That the West Lakes Residential and Mixed Use Draft Code Amendment (Privately Funded), contained in Appendix 1, be endorsed for the purposes of undertaking statutory consultation.
2. That the West Lakes Residential and Mixed Use Draft Code Amendment (Privately Funded), Engagement Plan contained in Appendix 2, be endorsed and implemented.
3. That a further report, detailing the results of the public consultation process, including formal submissions, be submitted for the Committee's consideration.

4.19 ALBERT PARK MIXED USE DRAFT CODE AMENDMENT (PART-PRIVATELY FUNDED) - FOR RECOMMENDATION TO THE MINISTER FOR PLANNING**Motion**

That the approval package (including submissions from residents) consisting of the draft letter to the Minister and Engagement Report for the Albert Park Mixed Use Draft Code Amendment (Part-Privately Funded), contained in Appendices 1 and 2 of this report, be approved and submitted to the Minister for Planning for consideration in accordance with Section 73 (7) of the *Planning, Development and Infrastructure Act, 2016*.

4.21 RELEASE OF THE STATE PLANNING COMMISSION'S MISCELLANEOUS TECHNICAL ENHANCEMENT CODE AMENDMENT FOR CONSULTATION**Motion**

1. That the report be received and noted.
2. That a further report be presented back to the Committee detailing the nature of the State Planning Commissions Miscellaneous Technical Enhancement Code Amendment with an accompanying draft submission for consideration.

4.22 EVENTS AND FESTIVALS SPONSORSHIP - RECOMMENDATIONS FOR FUNDING**Motion**

1. That the Telugu Association of SA be funded \$1,700 to support Deepavali Celebrations at the Woodville Town Hall on the 5th November 2022.
2. That the Bulgarians Educational and Friendly Society be funded \$4,000 to support the Zdravei Bulgarian Festival 2023 to be held on the 12th February 2023.
3. That the Charles Sturt Memorial Museum Trust be funded \$5,000 to support Summer at the Grange on the 27th November 2022.
4. That the Feast Queer Arts & Cultural Festival be funded \$7,500 to support Pride at Plant 4 on the 13th November 2022.

4.23 COUNCIL ASSESSMENT PANEL - JUNE 2022 QUARTERLY REPORT**Motion**

That the report be received and noted.

4.24 HERITAGE CONSERVATION GRANT APPLICATIONS**Motion**

32 Aroona Road, West Croydon

1. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicants, P A Nicolitsi and G Nicolitsi for conservation work to a Local Heritage Place located at 32 Aroona Road, West Croydon as outlined in the application referred to in Attachment 1, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

29a Bertie Street, West Hindmarsh

2. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr D Tosato for conservation work to a Representative Building located at 29a Bertie Street, West Hindmarsh as outlined in the application referred to in Attachment 2, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

17 Burke Street, West Croydon

3. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr M G Hogan for conservation work to a Representative Building located at 17 Burke Street, West Croydon as outlined in the application referred to in Attachment 3, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

192 Port Road, Hindmarsh

4. That Council approves a grant allocation of up to a maximum of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Ms K Paparella for conservation work subject to a second quote being provided, to a Local Heritage Place located at 192 Port Road, Hindmarsh as outlined in the application referred to in Attachment 4, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

150 Marlborough Street, Henley Beach

5. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicants, Mr B Patton and Ms S Kneebone for conservation work to a Representative Building located at 150 Marlborough Street, Henley Beach as outlined in the application referred to in Attachment 5, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

28 Henley Beach Road, Henley Beach

6. That Council approves a grant allocation of \$2,000.00 from the Heritage Conservation Grants Program to the applicant, Mr Edginton for conservation work to a Representative Building located at 28 Henley Beach Road, Henley Beach as outlined in the application referred to in Attachment 6, subject to the standard conditions of the Heritage Conservation Program Guidelines and any specified special conditions.

Council adopts the recommendations of the Committee as printed in the Minutes of this Committee.

Carried Unanimously

Councillor - Paul Sykes entered the meeting at 8:24 PM

Moved Councillor - George Turelli

Seconded Councillor - Matt Mitchell

4.20 KIDMAN PARK RESIDENTIAL AND MIXED USE DRAFT CODE AMENDMENT (PRIVATELY FUNDED) - FOR RECOMMENDATION TO THE MINISTER FOR PLANNING

Motion

1. That the approval package consisting of the draft letter and Engagement Report for the Kidman Park Residential and Mixed Use Draft Code Amendment (Privately Funded), contained in Appendices 1 and 2 of this report, be endorsed and submitted to the Minister for Planning for a decision in accordance with Section 73 (7) of the Planning, Development and Infrastructure Act, 2016, subject to an amendment to the revised Concept Plan reducing the maximum building height level of 4 storeys (16.5m) at the location west of the proposed public open space to a maximum building height level of 3 storeys (12.5m) and an increase of a maximum building height level of 4 storeys (16.5m) on the eastern side between Findon Road opposite Pooch Park.
2. That further investigations be undertaken by staff with DIT regarding the potential for the upgrade and signalisation of the Hartley and Findon Rd intersection, to enable coordinated traffic movements at the Valetta and Findon Rd intersection and improved traffic flows at these locations.

Carried Unanimously

3. REPORTS

Nil

4. DEPUTATIONS

4.20 DEPUTATION - CYCLE PATH ENTRY NORTH FROM TERMINUS STREET ON SEAVIEW ROAD/ESPLANADE, GRANGE

Brief

A deputation request was received from Dr Bruce Kristian Foster who is requesting to speak to Council in regards to agenda Item 6.75 regarding the cycle path entry North from Terminus Street on Seaview Road/Esplanade, Grange.

Councillor - Tolley Wasylenko left the meeting at 8:44 PM

Councillor - Tolley Wasylenko entered the meeting at 8:46 PM

Moved Councillor - Sarah McGrath

Seconded Councillor - Gerard Ferrao

Motion

1. That the deputation be received and noted.
2. That Dr Bruce Kristian Foster be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.

Carried Unanimously

- Honorable Angel Evans (Mayor)

Briggs Ward Co Sarah McGowan, Co Tom Schreffler

- Thank you for opportunity to represent the 31 petitioners from Fort to Terminal St @ Gage, Agam.
- Recognize the consultation process has been respectful and productive. AND Many of Engineers / Stakeholders / Amest to facilitate Sam Adams or P.M. Sara Thomson with meeting at correspondence on this matter since April 03.
- We agree with the proposal as a "best compromise" the 11/4/4 should be a two-way E path on western side of Levee Rd.
- RETAIN ^① preserve "Safety Issues" of ONEWAY streets against traffic flow and that liability remains ^② please continue DOT consultation process, ^③ Military Rd. Highway upgrade T → Fort complete ^④ N-S ^⑤ N-S ^⑥ N-S ^⑦ N-S ^⑧ N-S ^⑨ N-S ^⑩ N-S ^⑪ N-S ^⑫ N-S ^⑬ N-S ^⑭ N-S ^⑮ N-S ^⑯ N-S ^⑰ N-S ^⑱ N-S ^⑲ N-S ^⑳ N-S ^㉑ N-S ^㉒ N-S ^㉓ N-S ^㉔ N-S ^㉕ N-S ^㉖ N-S ^㉗ N-S ^㉘ N-S ^㉙ N-S ^㉚ N-S ^㉛ N-S ^㉜ N-S ^㉝ N-S ^㉞ N-S ^㉟ N-S ^㊱ N-S ^㊲ N-S ^㊳ N-S ^㊴ N-S ^㊵ N-S ^㊶ N-S ^㊷ N-S ^㊸ N-S ^㊹ N-S ^㊺ N-S ^㊻ N-S ^㊼ N-S ^㊽ N-S ^㊾ N-S ^㊿ N-S ¹ N-S ² N-S ³ N-S ⁴ N-S ⁵ N-S ⁶ N-S ⁷ N-S ⁸ N-S ⁹ N-S ¹⁰ N-S ¹¹ N-S ¹² N-S ¹³ N-S ¹⁴ N-S ¹⁵ N-S ¹⁶ N-S ¹⁷ N-S ¹⁸ N-S ¹⁹ N-S ²⁰ N-S ²¹ N-S ²² N-S ²³ N-S ²⁴ N-S ²⁵ N-S ²⁶ N-S ²⁷ N-S ²⁸ N-S ²⁹ N-S ³⁰ N-S ³¹ N-S ³² N-S ³³ N-S ³⁴ N-S ³⁵ N-S ³⁶ N-S ³⁷ N-S ³⁸ N-S ³⁹ N-S ⁴⁰ N-S ⁴¹ N-S ⁴² N-S ⁴³ N-S ⁴⁴ N-S ⁴⁵ N-S ⁴⁶ N-S ⁴⁷ N-S ⁴⁸ N-S ⁴⁹ N-S ⁵⁰ N-S ⁵¹ N-S ⁵² N-S ⁵³ N-S ⁵⁴ N-S ⁵⁵ N-S ⁵⁶ N-S ⁵⁷ N-S ⁵⁸ N-S ⁵⁹ N-S ⁶⁰ N-S ⁶¹ N-S ⁶² N-S ⁶³ N-S ⁶⁴ N-S ⁶⁵ N-S ⁶⁶ N-S ⁶⁷ N-S ⁶⁸ N-S ⁶⁹ N-S ⁷⁰ N-S ⁷¹ N-S ⁷² N-S ⁷³ N-S ⁷⁴ N-S ⁷⁵ N-S ⁷⁶ N-S ⁷⁷ N-S ⁷⁸ N-S ⁷⁹ N-S ⁸⁰ N-S ⁸¹ N-S ⁸² N-S ⁸³ N-S ⁸⁴ N-S ⁸⁵ N-S ⁸⁶ N-S ⁸⁷ N-S ⁸⁸ N-S ⁸⁹ N-S ⁹⁰ N-S ⁹¹ N-S ⁹² N-S ⁹³ N-S ⁹⁴ N-S ⁹⁵ N-S ⁹⁶ N-S ⁹⁷ N-S ⁹⁸ N-S ⁹⁹ N-S ¹⁰⁰ N-S ¹⁰¹ N-S ¹⁰² N-S ¹⁰³ N-S ¹⁰⁴ N-S ¹⁰⁵ N-S ¹⁰⁶ N-S ¹⁰⁷ N-S ¹⁰⁸ N-S ¹⁰⁹ N-S ¹¹⁰ N-S ¹¹¹ N-S ¹¹² N-S ¹¹³ N-S ¹¹⁴ N-S ¹¹⁵ N-S ¹¹⁶ N-S ¹¹⁷ N-S ¹¹⁸ N-S ¹¹⁹ N-S ¹²⁰ N-S ¹²¹ N-S ¹²² N-S ¹²³ N-S ¹²⁴ N-S ¹²⁵ N-S ¹²⁶ N-S ¹²⁷ N-S ¹²⁸ N-S ¹²⁹ N-S ¹³⁰ N-S ¹³¹ N-S ¹³² N-S ¹³³ N-S ¹³⁴ N-S ¹³⁵ N-S ¹³⁶ N-S ¹³⁷ N-S ¹³⁸ N-S ¹³⁹ N-S ¹⁴⁰ N-S ¹⁴¹ N-S ¹⁴² N-S ¹⁴³ N-S ¹⁴⁴ N-S ¹⁴⁵ N-S ¹⁴⁶ N-S ¹⁴⁷ N-S ¹⁴⁸ N-S ¹⁴⁹ N-S ¹⁵⁰ N-S ¹⁵¹ N-S ¹⁵² N-S ¹⁵³ N-S ¹⁵⁴ N-S ¹⁵⁵ N-S ¹⁵⁶ N-S ¹⁵⁷ N-S ¹⁵⁸ N-S ¹⁵⁹ N-S ¹⁶⁰ N-S ¹⁶¹ N-S ¹⁶² N-S ¹⁶³ N-S ¹⁶⁴ N-S ¹⁶⁵ N-S ¹⁶⁶ N-S ¹⁶⁷ N-S ¹⁶⁸ N-S ¹⁶⁹ N-S ¹⁷⁰ N-S ¹⁷¹ N-S ¹⁷² N-S ¹⁷³ N-S ¹⁷⁴ N-S ¹⁷⁵ N-S ¹⁷⁶ N-S ¹⁷⁷ N-S ¹⁷⁸ N-S ¹⁷⁹ N-S ¹⁸⁰ N-S ¹⁸¹ N-S ¹⁸² N-S ¹⁸³ N-S ¹⁸⁴ N-S ¹⁸⁵ N-S ¹⁸⁶ N-S ¹⁸⁷ N-S ¹⁸⁸ N-S ¹⁸⁹ N-S ¹⁹⁰ N-S ¹⁹¹ N-S ¹⁹² N-S ¹⁹³ N-S ¹⁹⁴ N-S ¹⁹⁵ N-S ¹⁹⁶ N-S ¹⁹⁷ N-S ¹⁹⁸ N-S ¹⁹⁹ N-S ²⁰⁰ N-S ²⁰¹ N-S ²⁰² N-S ²⁰³ N-S ²⁰⁴ N-S ²⁰⁵ N-S

- Recognize the committee process has been respectful and productive. AND Manager of Engineering / Strategy / Invest. Obligations Sam Adams or P.M. Sara Thompson with meeting at correspondence on this matter since April 2013.

- We agree with the proposal as a "best compromise" the ^{11/4/21} should followway E path on western side of Seawall Rd

- NEAFAA Preside "Safety issues" of ONEWAY entries
against traffic flow and that liability remains
(2) please continue DOT construction process, Council
Military Air Parkway upgrade T → Fort complex N 5 NOT
Now E
Linear Park

- with Genl Ferrao, ^{this valued} ^{advice} ^{Saccaro} ^{Bich} ^{from}

4.24 DEPUTATION - ITEM 6.77 - CR FERRAO - OBLIGATIONS OF BEING A FREEMAN OF THE CITY FROM THE VIEWS OF A RATEPAYER**Brief**

A deputation request was received from Mr Carlo Meschino who is requesting to speak to Council in regards to agenda Item 6.77 regarding the obligations of being a Freeman of the City from the views of a ratepayer.

Perceived Declaration of Interest

Mayor - Angela Evans declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 4.24. The nature of Mayor - Angela Evans' perceived conflict is due to the topic (Freeman of the City) that is specific for Item 6.77 in which she has an actual conflict of interest as she is a complainant in that matter and left the meeting.

In the absence of the Deputy Mayor the Chief Executive Officer took the Chair until Council resolved to appoint a presiding member.

Mayor - Angela Evans left the meeting at 8:48 PM

Moved Councillor - Oanh Nguyen

Seconded Councillor - George Turelli

Motion

That Councillor - Paul Alexandrides preside over the meeting in the absence of the Mayor and Deputy Mayor for Item 4.24.

Carried Unanimously

Perceived Declaration of Interest

Councillor - Gerard Ferrao declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 4.24. The nature of Councillor - Gerard Ferrao's perceived conflict is that he is named in the report for Item 6.77. The content of the deputation is not related to the material of the complaint. Councillor - Gerard Ferrao dealt with the conflict of interest in the following transparent and accountable way and remained in the meeting.

Moved Councillor - Kelly Thomas

Seconded Councillor - Tolley Wasylenko

Motion

- 1. That the deputation be received and noted.**
- 2. That Mr Carlo Meschino be thanked for his presentation and any notes that comply with Council's Code of Practice for Meeting Procedures and the laws of defamation, be included in the Minutes.**

Carried Unanimously

Council Item 6.77 Code of Conduct Report - Councillor Gerard Ferrao 22 august 2022

Freeman of the City – Council's own description and qualifications.

Honorary Freeman of the City is an honour given to an individual who has demonstrated outstanding dedication to the community.

The honour is given to a person who has served the City of Charles Sturt, its community and beyond for many years.

This eminent service is of such a special quality by a person of distinction that it warrants an honour by the Council.

Recognition of Honorary Freeman of the City is not given lightly. A high standard for the award must be maintained at all times.

If a Freeman is elected to Council, the Freemanship is suspended for the period of office.

1. Councillor Ferrao is a code of conduct repeat offender and his Freeman of the City honour needed to have been investigated and reviewed for revaluation.
2. Mayor Evans in the final Investigation Report in paragraph 50, she advised the Investigator that Cr Ferrao is a Freeman of the Council and that this meritorious award, although suspended whilst Cr Ferrao is an elected member, obligates behaviour.
3. A Freeman of the City should be beyond reproach and a role model to the ratepayers and their families.
4. One of the recommendations could have included the re-evaluation of the Freeman of the City honour bestowed upon councillor Ferrao.

I ask the Council to consider adding a review of Councillor Ferrao's fitness to keep the Freeman of the City honour entitlement as part of their recommendations.

At 8:55 PM Mayor Evans entered the meeting, resumed her seat and the Chair.

Moved Councillor - Edgar Agius

Seconded Councillor - George Turelli

Adjournment - 8:56 PM

That Council adjourn for a 10 minute break in accordance with the Code of Practice for Meeting Procedures.

Carried Unanimously

Moved Councillor - George Turelli

Seconded Councillor - Sarah McGrath

Resumption - 9:07 PM

That Council resume.

Carried Unanimously

Councillor - Paul Sykes was not in attendance at the resumption of the meeting.

5. PETITIONS

Nil

6. BUSINESS

6.73 LOCAL GOVERNMENT ELECTION SIGNS

Brief

Changes to Section 226 of the Local Government Act 1999 relating to Moveable Signs, arising from the Statutes Amendment (Local Government Review) Act 2021, now prohibit the display of local government electoral advertising posters made of corflute or plastic on public roads and related infrastructure.

This report and accompanying presentation provides an overview of the changes made to the Local Government Act 1999 in relation to local government election posters and provides a new guideline to aid candidates when displaying electoral advertising materials.

Moved Councillor - Paul Alexandrides

Seconded Councillor - George Turelli

Motion

1. That the report be received and noted.
2. That the presentation notes be included in the minutes.
3. In response to the amendments to the Local Government Act 1999, Council's Election Signs Policy, as presented in Appendix 1, be revoked.

Carried Unanimously



LOCAL GOVERNMENT ACT ELECTION SIGNS



LEGISLATIVE AMENDMENTS

LOCAL GOVERNMENT ACT / STATUTES AMENDMENT (LOCAL GOVERNMENT REVIEW) ACT

- Local Government Act previously provided an express permission for the display of LG Election Signs
- 10 Nov 2021 – Provision of the Statutes Amendment (LG Review) Act commenced
- Amendment to section 226 (moveable signs) of the LG Act (removal of express permission)

(3) A person may place and maintain a moveable sign on a road without an authorisation or permit under this Part and without reliance on subsection (1) if—

- (a) the sign is placed there pursuant to an authorisation under another Act; or
- (b) the sign is designed to direct people to the open inspection of any land or building that is available for purchase or lease; or
- (c) the sign is related to a State or Commonwealth election and is displayed during the period commencing at 5pm on the day before the day of the issue of the writ or writs for the election and ending at the close of polls on polling day; or

~~(ca) the sign is related to an election held under this Act or the *Local Government (Elections) Act 1999* and is displayed during the period commencing 4 weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or~~

- (d) the sign is of a prescribed class.

LEGISLATIVE AMENDMENTS

LOCAL GOVERNMENT ACT / STATUTES AMENDMENT (LOCAL GOVERNMENT REVIEW) ACT

New inclusion to section 226 of the LG Act: Prohibition of 'Electoral Advertising Poster'

- (2a) A person must not exhibit an electoral advertising poster relating to an election held under this Act or the *Local Government (Elections) Act 1999* on a public road (including any structure, fixture or vegetation on a public road), except in circumstances prescribed by the regulations.

Maximum penalty: \$5 000.

- (5) In this section—

electoral advertising poster means a poster displaying electoral advertising made of—

- (a) corflute; or
- (b) plastic; or
- (c) any other material, or kind of material, prescribed by the regulations.

Intent – Reduce environmental impacts from corflute/plastic election signs and minimise visual pollution from election materials

BUT...

A poster that promotes a candidate in a LG Election is defined as an ***electoral advertising poster*** if it is made from corflute or plastic. If the same poster is made from an alternate material, it will be considered a ***local government election sign*** and is permitted on a public road but must not unreasonably –

- i. Restrict the use of the road; or
- ii. Endanger the safety of members of the public

(considered to be a moveable sign for the purposes of the LG Act)

COUNCIL BY-LAWS

Council's By-laws now determine permitted conditions of 'moveable signs' on Council land:

- CCS By-law No. 2 2021 - Movable Signs By-law
 - Specific exemption where the sign relates to an election held under the Local Government Act 1999 or the Local Government (Elections) Act 1999 and is otherwise authorized to be exhibited under Section 226 of the Local Government Act 1999
- CCS By-law No. 3 2021 – Local Government Land By-Law
 - Specific exemption relating to electoral material authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999 that occurs during the period commencing *four weeks immediately before the date that has been set for polling day and ending at the close of voting on polling day*
- CCS By-law No. 4 2021 – Roads
 - Specific exemption relating to electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999 that occurs during the period commencing *four weeks immediately before the date that has been set for polling day and ending at the close of voting on polling day*

PRIVATE PROPERTY

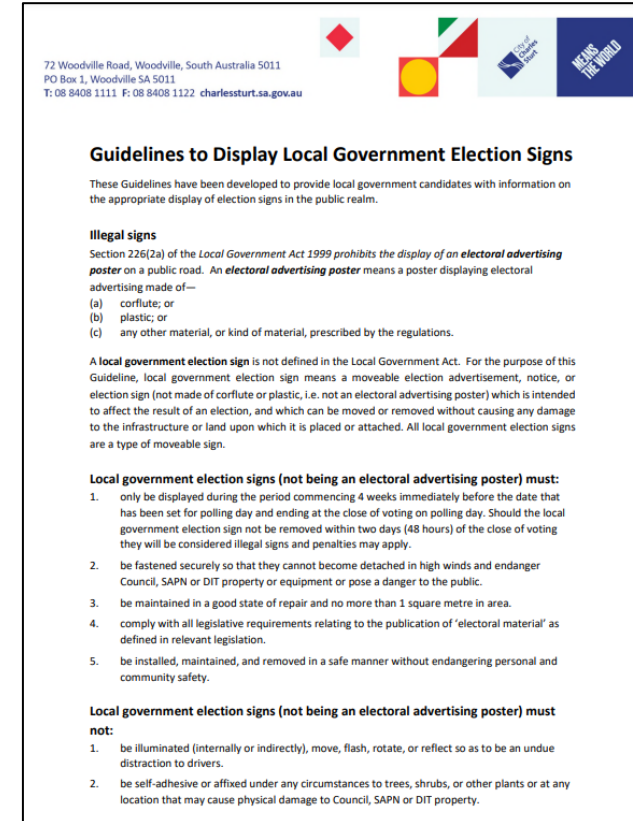
Candidates may obtain permission from a private property owner (or primary lease holder) to place local government election signs and electoral advertising posters on their property.

- Development Approval may be required (see [Clause 1\(F\) of Schedule 4 of the PDI \(General\) Regulations 2017](#))



HELP...

- Guidelines to Display Local Government Election Signs developed
 - Guidelines based upon 'General Approval Standards' developed by the LGA but can't be enforced at CCS due to the wording of our By-laws
- City of Charles Sturt Election Signs Policy revocation
 - No longer has legal application
 - Council meeting 22 August 2022
- SAPN / DIT General Approval still has relevance and needs to be adhered with – this enables the display of LG Election Sigs on public road infrastructure owned by these relevant authorities.



NEXT STEPS

- Update to CCS website (CCS Election Signs Guideline) – 23 August 2022
 - Candidate Briefing Session – Provision of CCS Election Signs Guideline – 24 August 2022
 - Treatment of illegal signs being displayed:
 - Immediate removal of:
 - Electoral advertising posters (corflute or plastic)
 - LG Election signs displayed prior to Thursday 13 October 2022 (4 weeks before the date that has been set for polling day = Thursday 10 Nov 2022)
 - Election signs that unreasonably restrict the use of the road, or endangers the safety of members of the public
 - Signs not removed within 48 hours from the close of voting
- * Maximum penalty: \$5,000 and \$30 removal fee/sign

QUESTIONS?

6.74 PRESENTATION - ECONOMIC DEVELOPMENT STRATEGY 2022-26 FOR ENDORSEMENT**Brief**

Council had in place an 18-month Economic Development Recovery Strategy 2020-2022 to guide the recovery from the COVID-19 pandemic. This strategy has now reached the end of its life cycle and a draft Economic Development Strategy and Action Plan 2022- 2026 was presented to the City Services Committee in May 2022.

The draft Economic Development Strategy 2022-2026 was presented to the City Services Committee on 16 May 2022 (refer **CIS 16/05/2022, Item 4.10**) and endorsed by Council 23 May 2022, for the purposes of community and stakeholder engagement.

The City Services Committee at its meeting in May requested that a presentation be given to full Council at the conclusion of the community and stakeholder engagement, so that all members were able to ask questions and participate in the finalisation of the Strategy.

The purpose of this report is to provide an overview of the consultation undertaken with the community during June and July 2022, what feedback was received and to highlight any changes made to the draft Economic Development Strategy 2022-2026.

A presentation by staff will be provided in support of this report.

Councillor - Helen Hibeljic left the meeting at 9:23 PM

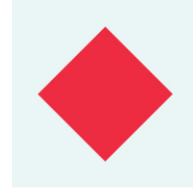
Moved Councillor - Paul Alexandrides

Seconded Councillor - George Turelli

Motion

- 1. That the report be received and noted.**
- 2. That Council endorse the City of Charles Sturt Economic Development Strategy 2022- 2026.**
- 3. That staff be thanked for their presentation and a copy be included in the Minutes.**

Carried Unanimously



ECONOMIC DEVELOPMENT STRATEGY 2022-26 for Endorsement

Council Presentation

22 August 2022

Presentation Outline

1. Business Climate Survey 2022 results
2. Economic Trends and Forecast
3. Draft Economic Development Strategy 2022-2026 overview
4. Engagement summary
5. Business Support Grants & Jobs Expo
6. Next steps

BUSINESS CLIMATE SURVEY - 156 RESPONSES

92.3% of responses were from businesses located across the City

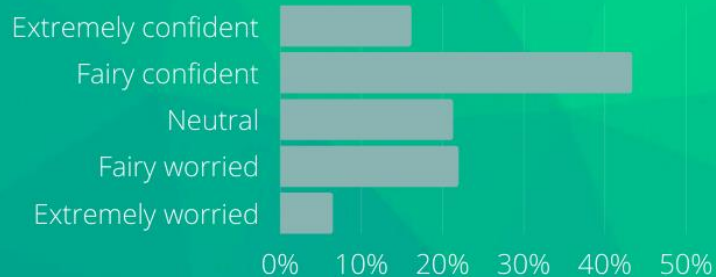
66 sectors

EXPERIENCE WORKING WITH COUNCIL

27 businesses out of 156 had not yet worked with us.



LOOKING TO THE FUTURE - CONFIDENT OR WORRIED ABOUT THE FUTURE



GROWTH OF THE BUSINESS IS RELIANT ON



- Developing an online presence and access to grants
- Funding and advice
- Access to supply chains, managing energy and utility costs
- Business promotion

HOW COUNCIL CAN SUPPORT BUSINESS GOALS, THE TOP FIVE RESPONSES



Provide information and advice.



Advocate to state and federal government for more funding.



Assist business owners in developing new skills.



Help to reduce business costs



Help businesses become more environmentally sustainable

HOW COUNCIL CAN SUPPORT BUSINESS GOALS? - OTHER



It was felt that Council could prioritise purchasing from local business



Planned program of events and activities developed that bring people to the region and include local business.



A local business directory



Road works to be scheduled at non-peak periods of the year

2. Economic Trends and Forecast Report

Key challenges

- Jobs growth rate slow and impacted by pandemic.
- Gap between local jobs and resident workers, skills and income.
- Lack of jobs for knowledge workers & commercial office space for growth.

What are we doing?

- Supporting a diverse and advanced economy that creates skilled jobs
- Supporting the key growth sectors identified to drive growth

Key opportunities

- Pipeline of \$21b non-residential building activity & revitalisation projects
34k direct jobs, 50k supply chain jobs
- Jobs & Skills - a skilled workforce for the future, forecasted increase in professional & community, personal services occupations.

What are we doing?

Developing entrepreneurial capabilities, digital literacy & supporting co-working.

Promoting pathways to employment, connecting people to training & jobs.



Urban Development

- _ Protecting employment lands, investment attraction
- _ Facilitating major developments that attract commercial investment
 - Bowden & West developments

Tourism – global pandemic impacts

- _ Marketing & promotion to attract visitors – Adel Beaches website, regional brand
- _ Attracting events and supporting local businesses – grants & networking

Defence & Advanced Manufacturing

- _ Promoting/facilitating employment & training opportunities
- _ Supporting the growth of supply chain capability, promoting government support and grants.

Health – population growth & ageing population

- _ Supporting the development of new health & aged care facilities
- _ Advocating for training & provision of aged care workers

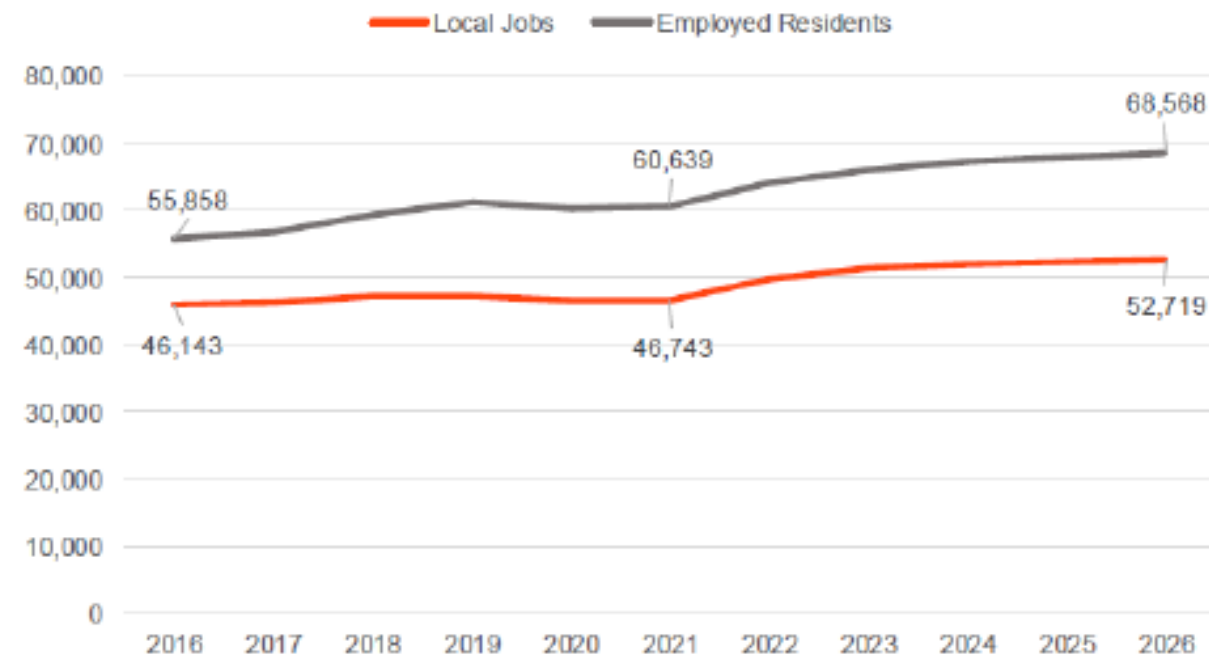
Digital growth opportunities – low levels of digital literacy

- _ Assisting business to transition to online & e-commerce platforms
- _ Offering digital programs & grants
- _ Running workshops & events



Stronger jobs growth in next 5 years

Forecast growth in jobs and employed residents



Source: NIEIR, 2021; adjusted to 2022

Jobs forecast to grow by 2.4% per annum from 2021 to 2026. This rate is significantly more than 0.3% in the last 5 years.

But jobs growth not high enough to decrease jobs gap as employed residents forecast to grow by 2.5% per annum.

Jobs forecast to continue to be driven by population servicing industries. (e.g. Health, Hospitality, Education).

3. Economic Development Strategy 2022-26

Vision

The City of Charles Sturt is recognised as a vibrant, liveable and business friendly city with a diverse and advanced economy that supports knowledge and innovation.

Goal

An economically thriving city.



Our Key Pillars



Growth Sectors



PILLAR	Business Friendly	Diverse and Advanced Economy	Knowledge and Innovation	Vibrant and Liveable City
KEYWORDS	Leadership, advocacy, collaboration, support, promotion	Capacity building, advancement, resilience, growth, connection, buy local, celebrate success	Innovation, entrepreneurialism, jobs and skills	Events, sustainability, creatives, liveability
PRINCIPLES	<ul style="list-style-type: none"> • Understand the needs of our business • Advocate for business • Make it easy to start and grow a business • Embed economic outcomes into decision making • Cultivate community business leaders (business champions / ambassadors) • Champion the next generation of leading businesses, celebrate and promote our businesses • Be a business friendly Council. 	<ul style="list-style-type: none"> • Support the growth of the City's key sectors • Build local business capacity and resilience • Support business retention and expansion • Facilitate business to business connections • Maximise expenditure locally • Celebrate our businesses and business success • Facilitate region building projects and investment into the city. 	<ul style="list-style-type: none"> • Develop the entrepreneurial capabilities of our residents and business people • Promote and support co-working spaces • Support the local innovation ecosystem • Encourage entrepreneurship, collaboration and innovation • Connect people to training and jobs. 	<ul style="list-style-type: none"> • Showcase and promote the City as a premier business and visitor destination. • Promote the City as an ideal place to live • Facilitate the development of attractive and vibrant places and neighbourhoods • Attract events into the region • Lead and support environmental goals for sustainability, a growing circular economy and climate action. • Support the growth of the creative sectors.

4. Economic Development Strategy Consultation

***Your Say* consultation, 4 weeks - June & July**

Your Say – 367 visits, 157 EDS downloads

Your Say campaign – 550 (56%) opened the email
online feedback and written submissions – 11 submissions

Business Engagement

2 x Round table sessions with key stakeholders & businesses – 20 attendees

Western Business Leaders eNewsletter – 5,677 (75%) opened the email

Social Media

LinkedIn & Facebook – over 2,600 impressions

Summary of Feedback

Round table sessions

Feedback received on the way that Council can:

- further support business
- support events and business precincts
- support workforce, apprenticeships and skills

Sector specific feedback provided on:

- Tourism
- Health
- Advanced Manufacturing, skills and business attraction

Key changes

- Refined approach to supporting Advanced Manufacturing – supply chain & B2B
- Increased emphasis on working with SATC to support and grow the visitor sector
- Included support for Indigenous business start-ups and entrepreneurs.



5. Business Support Grants 2021/22

77 grants approved – Business Support Program

\$144 k in grants allocated

85% used it for digital marketing and services

Top sectors receiving grants

Accommodation & Food Services – 16

Retail Trade - 11

Education & Training – 9

Manufacturing – 7



75 Grant applications received already this financial year

Grants supporting our businesses, artists, venues and musicians



#shoplocal grants – 15 businesses supported
10 façade to street – 5 Customer experiences



Live and Local - 110 artists/ 80 performances
24 venues supported



Creative Cities – 38 artists supported, 44 creative outcomes, 17 venues



See how our Economic Support and Stimulus Package is making an impact across our City.

2,692 views

Published 5 days ago



SHARE



Business Support Program



All items



#shoplocal



All items



Creative Cities Program



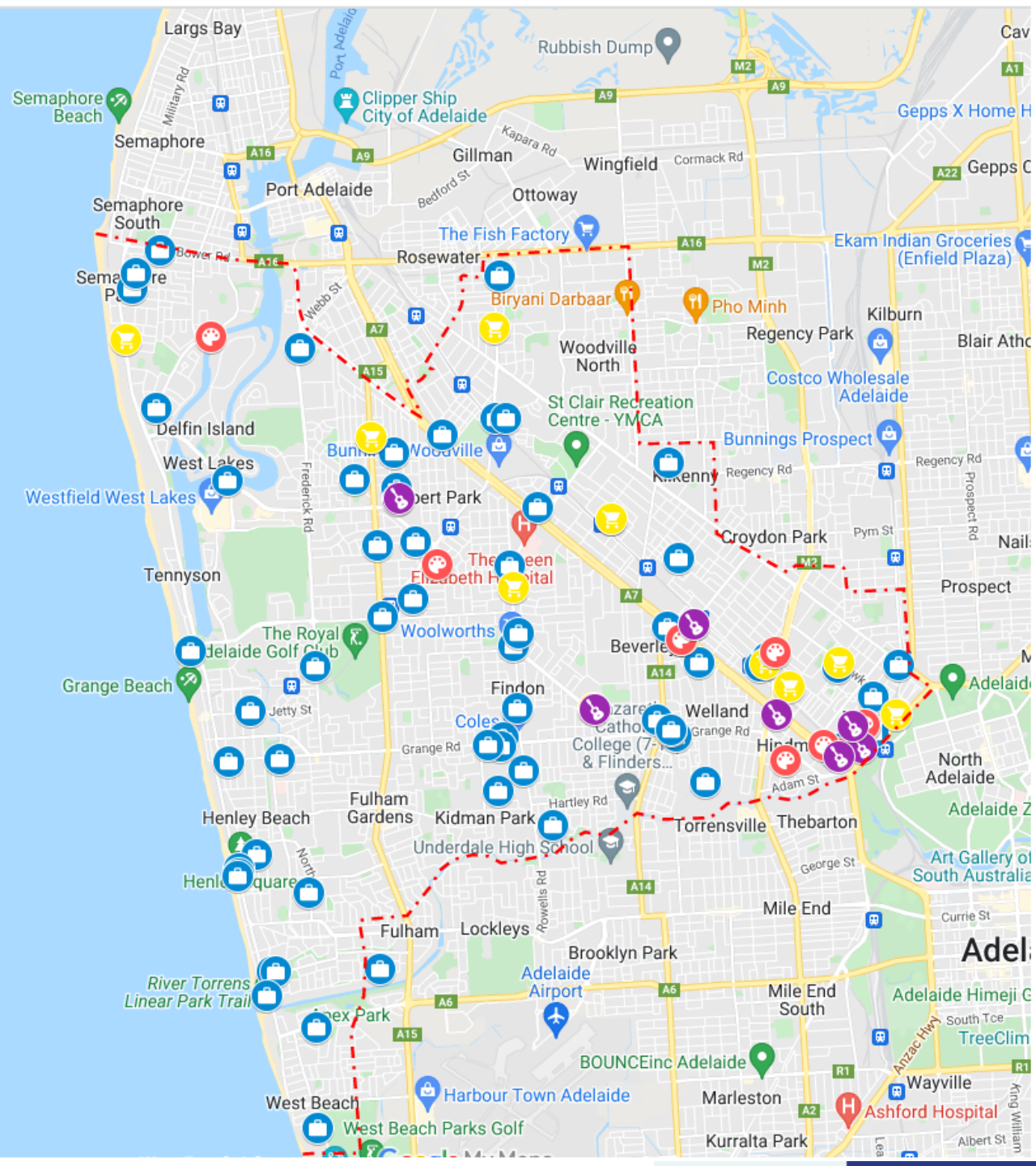
All items



Live & Local



All items







Despite COVID impacts in 2021/22 we hosted 15 events and workshops with 946 attendees



Jobs Expo - May 22

1,100 jobseekers including
300 school students

85 exhibitors shared over **300 job** opportunities

An additional **200 jobs displayed** on the Jobs Board

A comprehensive program:

- Information on current vacancies and employment pathways
- Migrant opportunities
- Advice from employers/ Employer panel
- Interview success tips
- Resume writing assistance
- LinkedIn headshots.

110 positions were offered to Jobseekers on the day



6. Economic Development Strategy Next Steps

Prepare a final version of the strategy and publish

Advise stakeholders and engagement participants of Council's decision and where they can view the final copy of the strategy on *Your Say Charles Sturt*.

Focus on delivery and do what we promised - implementation, feedback and evaluation.

6.75 SEAVIEW ROAD AND TERMINUS STREET GRANGE - NORTHBOUND BICYCLE LINK THROUGH PARTIAL ROAD CLOSURE - FOLLOW UP REPORT**Brief**

This report discusses the outcome of a meeting held with residents regarding the capital works project to install a bicycle link through an existing partial road closure at Seaview Road and Terminus Street in Grange.

It also discusses the Department for Infrastructure and Transport's (DIT) proposal to install bicycle lanes on Military Road, in the parallel section to this Seaview Road segment (Terminus Street to Fort Street).

Perceived Declaration of Interest

Councillor - Matt Mitchell declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 6.75. The nature of Councillor - Matt Mitchell's perceived conflict is that an affected resident, Don Lewis, is known to him through his late grandmother and their shared community roles including the Grange Institute Library of which he is a member. Further, he is an employee of RAA who as an organisation performed an audit of this intersection, though he works in an unrelated department. Neither matter affects his ability to consider this matter fairly and impartially in the public interest. Councillor - Matt Mitchell dealt with the conflict of interest in the following transparent and accountable way and remained in the meeting.

Councillor - Paul Alexandrides left the meeting at 9:55 PM

Moved Councillor - Sarah McGrath

Motion

1. That Council note the proposal to relocate the bicycle link at the Seaview Road and Terminus Street intersection to the western path of Seaview Road, as requested by local residents, and endorse the plan in Appendix 1 for construction under the 2022/23 capital works 'sustainable transport infrastructure' program, subject to the receipt of a State Bicycle Fund grant.
2. That staff provide comments to the Department for Transport and Infrastructure regarding their proposal to install bicycle lanes on Military Road, as per the comments in the Report section of this agenda item.

Councillor - Paul Alexandrides entered the meeting at 9:57 PM

Seconded Councillor - Gerard Ferrao

Carried Unanimously

6.76 STATUTES AMENDMENT (LOCAL GOVERNMENT REVIEW) ACT 2021 - LEGISLATIVE UPDATE - ELECTION RELATED AMENDMENTS AND UPDATES**Brief**

On the 7 July 2022, the Governor proclaimed relevant sections of the Statutes Amendment (Local Government Review) Act 2021 that make amendments to sections of the Local Government (Elections) Act 1999, effective on the same day of proclamation. This report provides a summary of the changes.

Moved Councillor - Tolley Wasylenko

Seconded Councillor - Sarah McGrath

Motion

That Council notes the amendments to the Local Government (Elections) Act and associated Regulations that commenced on 7 July 2022.

Carried Unanimously

6.77 CODE OF CONDUCT REPORT - COUNCILLOR GERARD FERRAO**Brief**

In accordance with the Council Member Code of Conduct Policy, a report is to be presented to Council on all Code of Conduct complaints. This report relates to two complaints made against Councillor Gerard Ferrao in relation to a potential breach of the Council Member Code of Conduct.

Actual Declaration of Interest

Mayor - Angela Evans declared an actual conflict of interest in pursuant to section 75A of the Local Government Act for Item 6.77. The nature of Mayor - Angela Evans' actual conflict is due to her being a complainant in this matter and left the meeting.

In the absence of the Deputy Mayor the Chief Executive Officer took the Chair until Council resolved to appoint a presiding member.

Mayor - Angela Evans left the meeting at 9:58 PM

Moved Councillor - Matt Mitchell

Seconded Councillor - Sarah McGrath

Motion

That Councillor - Paul Alexandrides preside over the meeting in the absence of the Mayor and Deputy Mayor for Item 6.77.

Carried Unanimously

Material Declaration of Interest

Councillor - Gerard Ferrao declared a material conflict of interest pursuant to section 73 of the Local Government Act for Item 6.77. The nature of Councillor - Gerard Ferrao's material conflict is that he is the subject of the complaint and left the meeting.

Councillor - Gerard Ferrao left the meeting at 9:59 PM

Perceived Declaration of Interest

Councillor - Matt Mitchell declared a perceived conflict of interest pursuant to section 75A of the Local Government Act for Item 6.77. The nature of Councillor - Matt Mitchell's perceived conflict is that he is a member of the social media group mentioned in the report. This does not affect his ability to consider this fairly and impartially. Councillor - Matt Mitchell dealt with the conflict of interest in the following transparent and accountable way and remained in the meeting.

Moved Councillor - Kelly Thomas

Seconded Councillor - Sarah McGrath

Motion

- 1. That Council notes two complaints were received regarding Councillor Gerard Ferrao's public posts and comments on the Friends of the Duck Pond West Lakes Facebook social media page.**
- 2. That Council acknowledges that the complaints were referred to Deputy Mayor Tom Scheffler as Mayor Evans was one of the complainants.**
- 3. That Council acknowledges that Deputy Mayor Tom Scheffler requested the initial assessment of the complaints be undertaken by an external provider, and this assessment was undertaken by EMA Legal.**
- 4. That Council acknowledges that Deputy Mayor Tom Scheffler accepted the initial recommendation from EMA Legal that an investigation should be undertaken as a breach may have occurred.**
- 5. That Council acknowledges that EMA Legal were engaged to undertake the investigation under Part 2 - Behavioural complaints.**

6. That Council acknowledges that the complainants and Councillor Ferrao were provided with a copy of the Initial Investigation Report and were given the opportunity to provide a response to this report.
7. That Council acknowledges that the responses provided to the Initial Investigation Report were read and considered by EMA Legal and, where applicable, have been addressed in the Final Report.
8. That Council receives the final investigation report from EMA Legal (refer Appendix 1) and accepts the findings of the investigation that Councillor Ferrao breached the following clauses:
 - 2.1 Show commitment and discharge duties conscientiously;
 - 2.2 Act in a way that generates community trust and confidence in the Council;
 - 2.3 Act in a reasonable, just, respectful and non-discriminatory way when dealing with people;
 - 2.4 Show respect for others if making comments publicly; and
 - 2.5 Ensure that personal comments to the media or other public comments, on Council decisions and other matters, clearly indicate that it is a private view, and not that of the Council;
9. That Council resolves that Councillor Ferrao is required to:
 - make a public apology for his conduct by 5 September 2022; and
 - make a public apology on the Friends of the Duck Pond Facebook Page by 5 September 2022; and
 - apologise to the complainants by 5 September 2022; and
 - attend training on appropriate and respectful communication.
10. That Council consider the recommendation from EMA Legal in relation to a Clause 2.23 of the Code that states *Repeated or sustained breaches of this Part by the same Council member may be referred, by resolution of the Council, to the relevant authority for a breach of Part 3* and that Council resolves to refer the complaint to the SA Ombudsman being the relevant authority.
11. That, after Caretaker Period has concluded, a report is provided to Council from staff on how the ongoing behaviours and values of Freeman are evaluated.

Carried Unanimously

At 10:23 PM Mayor Evans entered the meeting, resumed her seat and the Chair.

Councillor - Gerard Ferrao entered the meeting at 10:23 PM

6.78 RESPONSE TO MOTION ON NOTICE - COUNCIL'S APPROACH TO PRODUCTS MANUFACTURED BY MULTINATIONAL COMPANIES THAT CONTINUE TO OPERATE IN RUSSIA**Brief**

A report further to a Motion on Notice to Council on Monday, 11 April 2022 (refer CL22-04-11, Item 7.03) received from Councillor Sarah McGrath requesting that Council does not support purchase of products or have suppliers supply products that are manufactured by multinational companies that continue to operate in Russia, and that staff investigate and provide a report on what products are currently being supplied to Council either directly or indirectly, by companies listed in the Yale University report, dated 4 April 2022 (under the heading of 'digging in' or 'buying time').

Moved Councillor - Sarah McGrath**Seconded** Councillor - Paul Alexandrides**Motion**

Council notes the report and review conducted of all suppliers utilised by Council, referenced in line with the Yale University School of Management Report which identified indirect expenditure with one supplier. Further, Council notes employees have already substituted alternate products at no additional costs to Council or ratepayers.

Carried Unanimously**7. MOTIONS ON NOTICE**

Nil

8. QUESTIONS ON NOTICE

Nil

9. MOTIONS WITHOUT NOTICE

[As previously identified and agreed by the Presiding Member]

Nil

10. QUESTIONS WITHOUT NOTICE

Nil

11. BUSINESS - PART 11 - CONFIDENTIAL ITEMS**11.12 CONFIDENTIAL COVER REPORT - CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2021-2022****Moved** Councillor - George Turelli**Seconded** Councillor - Edgar Agius**Recommendation - Exclusion of the Public (from 10:25 PM)****That**

- a. pursuant to Section 90(2) of the Local Government Act 1999 Council hereby orders that the public be excluded from attendance at this meeting with the exception of General Manager Corporate Services, Manager Governance and Operational Support, Manager Media, Marketing and Communication, Manager People and Culture and Team Leader Governance and Business Support currently in attendance at the meeting in order to consider ITEM 11.12 - CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2021-2022 in confidence.
- b. in accordance with Section 90(3) of the Local Government Act 1999 Council is satisfied that it is necessary that the public be excluded to consider the information contained in report ITEM 11.12 - CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2021-2022 on the following grounds:

Confidential Legislation

- a. information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Recommended Action

- c. accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.

Carried Unanimously**Moved** Councillor - Tolley Wasylenko**Seconded** Councillor - Sarah McGrath**Motion**

That Council continues past 10:30 PM in accordance with the Code of Practice for Meeting Procedures to the conclusion of the business.

Carried Unanimously

11.12 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2021-2022

CONFIDENTIAL

Brief

This report seeks to finalise the Chief Executive Officer (CEO) Performance Review for 2021/2022. Allison Ashby of Ashby Magro (AM) Consulting has provided a report based on feedback from the Council CEO Review Panel and the survey results collated from the Elected Members, a number of Council Officers and relevant external stakeholders against the agreed criteria and performance plan for 2021/2022 together with a CEO Salary Benchmarking Report detailing CEO remuneration across Local Government Councils in South Australia.

Moved Councillor - Tolley Wasylenko

Seconded Councillor - George Turelli

Motion

1. Confidential Motion.

2. Confidential Motion.

3. Confidential Motion.

4. Confidential Motion.

5. That ITEM 11.12 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2021-2022 having been considered in confidence pursuant to section 90(3)(a) of the Local Government Act 1999, the Council hereby orders, in accordance with section 91(7) of the Local Government Act 1999 that the report, appendices and the minutes of this item be kept confidential until the contract of employment documents has been updated and signed by the Mayor and CEO.

Carried

Division called by Councillor – Gerard Ferrao

Voters	For	Against	Not Vote
Councillor – Edgar Agius	X		
Councillor – George Turelli	X		
Councillor – Gerard Ferrao	X		
Councillor – Kelly Thomas		X	
Councillor – Kenzie van den Nieuwelaar	X		
Councillor – Matt Mitchell		X	
Councillor – Oanh Nguyen	X		
Councillor – Paul Alexandrides	X		
Councillor – Sarah McGrath	X		
Councillor – Stuart Ghent	X		
Councillor – Tolley Wasylenko	X		
Mayor – Angela Evans			X

The motion to Item 11.12 was Carried.

11.13 CONFIDENTIAL COVER REPORT - LEGAL ACTION RELATED TO THIRD PARTY ADVICE IN REGARDS TO LOCAL GOVERNMENT JOINT ELECTRICITY CONTRACT**Moved Councillor - Sarah McGrath****Seconded Councillor - George Turelli****Recommendation - Exclusion of the Public (from 11:12 PM)****That**

- a. pursuant to Section 90(2) of the Local Government Act 1999 Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer, General Manager Corporate Services, General Manager City Services, Manager Media, Marketing and Communications, Manager People and Culture and Team Leader Governance and Business Support currently in attendance at the meeting in order to consider ITEM 11.13 - LEGAL ACTION RELATED TO THIRD PARTY ADVICE IN REGARDS TO LOCAL GOVERNMENT JOINT ELECTRICITY CONTRACT in confidence.
- b. in accordance with Section 90(3) of the Local Government Act 1999 Council is satisfied that it is necessary that the public be excluded to consider the information contained in report ITEM 11.13 - LEGAL ACTION RELATED TO THIRD PARTY ADVICE IN REGARDS TO LOCAL GOVERNMENT JOINT ELECTRICITY CONTRACT on the following grounds:

Confidential Legislation

- h. legal advice.
- i. information relating 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.

Recommended Action

- c. accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.

Carried Unanimously

11.13 LEGAL ACTION RELATED TO THIRD PARTY ADVICE IN REGARDS TO LOCAL GOVERNMENT JOINT ELECTRICITY CONTRACT**CONFIDENTIAL****Brief**

Councils via the LGA SA and the State Government (DIT) for Street Lighting purposes, have jointly procured power. A third party was used to assist in negotiations with the retail market and arising from the performance of this third party a legal dispute has occurred between them and the associated Councils and the State Government.

Moved Councillor - Oanh Nguyen

Seconded Councillor - George Turelli

1. Confidential Motion.
2. That ITEM 11.13 - LEGAL ACTION RELATED TO THIRD PARTY ADVICE IN REGARDS TO LOCAL GOVERNMENT JOINT ELECTRICITY CONTRACT having been considered in confidence pursuant to Section 90(3)(h) and (i) of the Local Government Act 1999, the Council hereby orders, in accordance with Section 91(7) of the Local Government Act 1999 that the report, appendices and the minutes of this item be kept confidential until the dispute is resolved and appeal rights exhausted.

Carried Unanimously

12. REPORTS OF COMMITTEES - PART 11 - CONFIDENTIAL ITEMS

Nil

13. MEETING CLOSURE

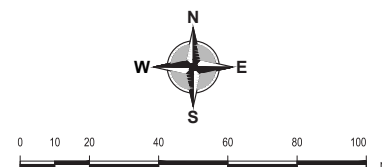
The meeting concluded at 11.18 PM.

Attachment 3 - Amended Concept Plan



Note: This Concept Plan is indicative only. The final location of access points and arrangement of land use areas may change as a result of detailed land division and urban design outcomes that achieves the desired character for the policy area.

-  Concept plan boundary
-  Public open space
-  Maximum 2 level (9m) building height
-  Maximum 3 level (12.5m) building height
-  Maximum 4 level (16.5m) building height
-  Sub-zone - Maximum 3 level (12.5m) building height
-  All turning movements intersection
-  Left in / Left out intersection only
-  Local roads
-  Pedestrian access only / Indicative shared paths
-  Future detention basin
-  Future intersection upgrade

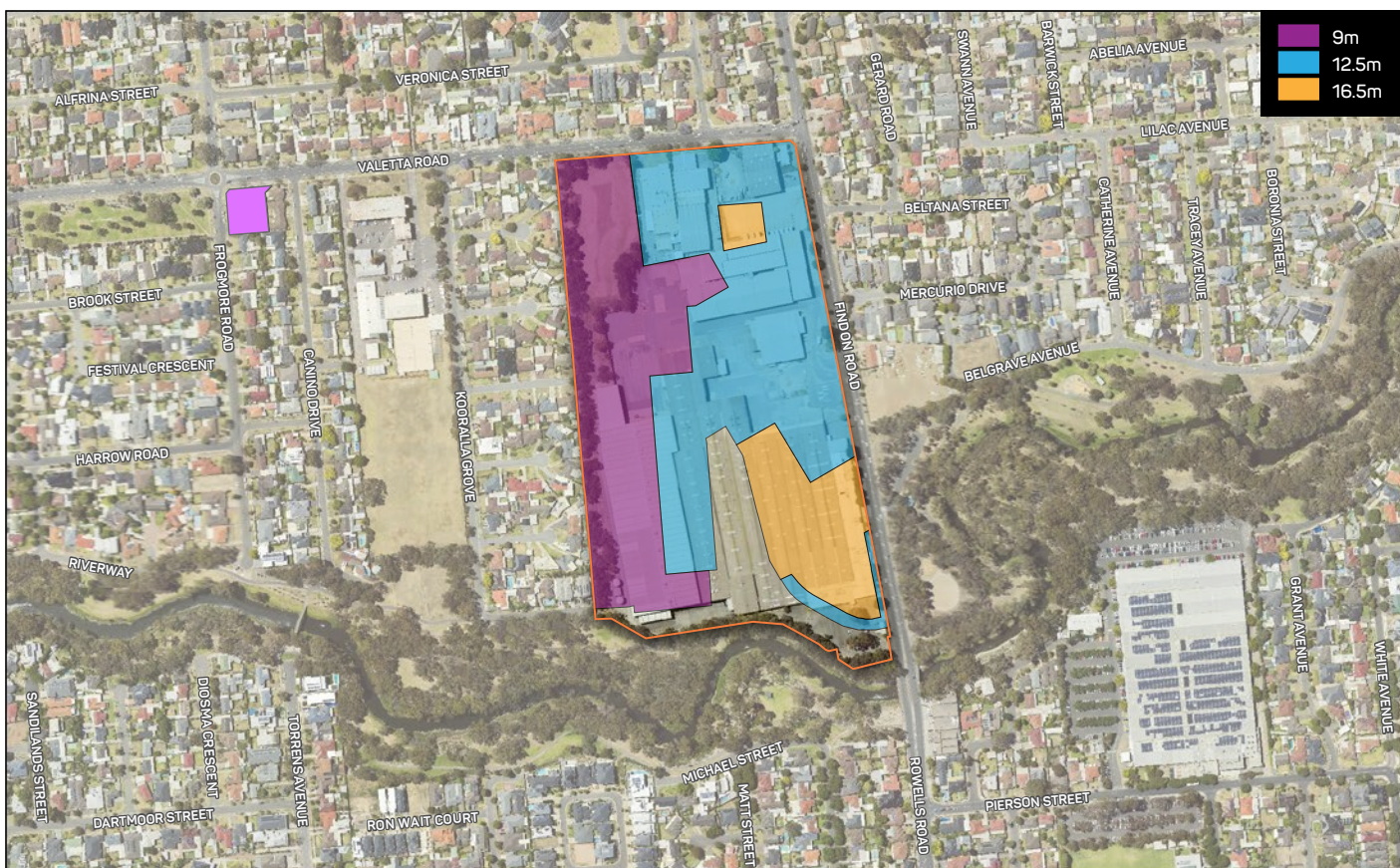


Concept Plan Kidman Park

Attachment 4 – Amended Technical Numeric Variations (TNVs) Spatial Application



EXISTING: MAXIMUM BUILDING HEIGHTS (m)



PROPOSED: MAXIMUM BUILDING HEIGHTS (m)

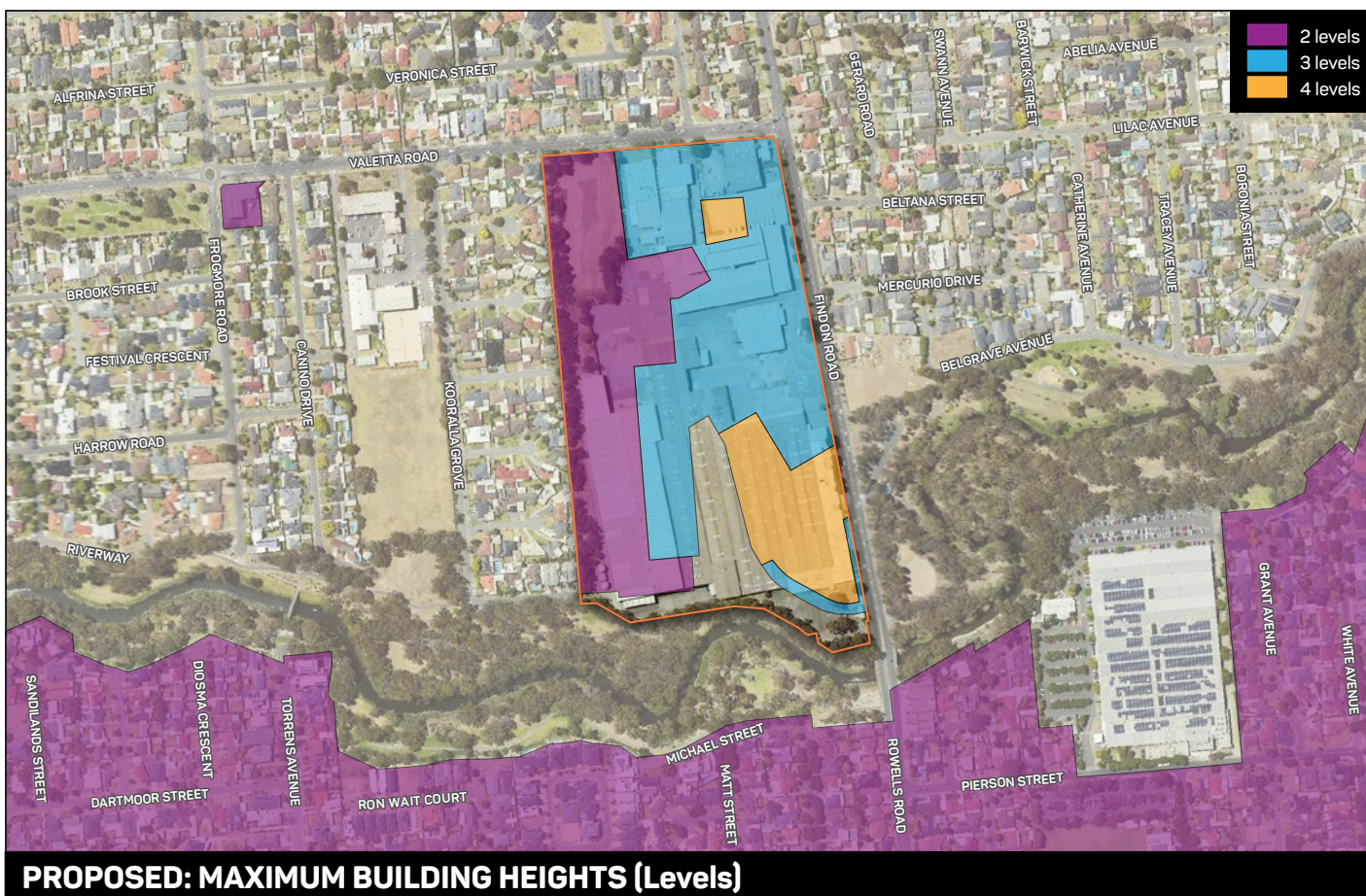
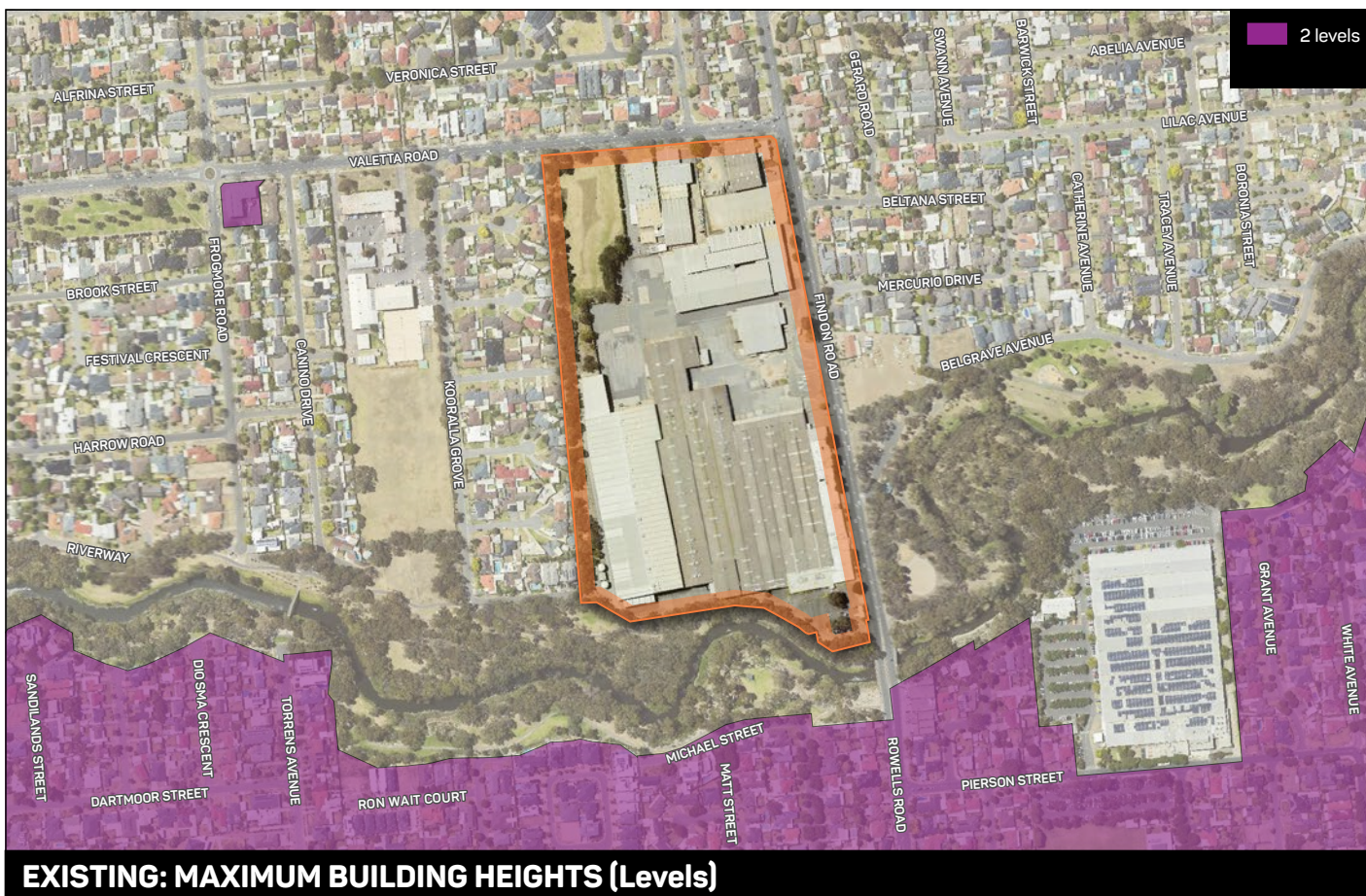
TECHNICAL & NUMERIC VARIATIONS

Kidman Park Code Amendment



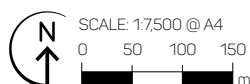
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TECHNICAL & NUMERIC VARIATIONS

Kidman Park Code Amendment



ekistics

Attachment 5 - Code Amendment Instructions

Code Amendment Writing and Mapping Drafting Instructions					
Designated Entity Name: City of Charles Sturt					
Code Amendment Name: Kidman Park Residential and Mixed Use Code Amendment					
Stage: Approval					
Date of Drafting Amendment: 24 August 2022					
Reminder: Scope of Code Amendments must be consistent with the approved Proposal to Initiate and all Conditions					
CODE PARTS	SPATIAL APPLICATION - PART 2 & 5	SPATIAL APPLICATION OF PART 2	SPATIAL APPLICTION OF PART 3	PART 6, 10, 11, 12	POLICY PART 2*
	Zone Mapping + Designated Areas	Sub Zone Mapping	Overlay Mapping	Technical and Numeric Variations (TNVs), Significant Trees, Local Heritage Places, Concept Plans	Zone Policy (with Classification Tables), Sub Zone Policy, Overlay Policy + Referrals (spatially based)
Typical Code Amendment Instructions (<i>examples</i>)	Select Instruction: APPLY an existing or new zone (a rezoning) REPLACE a zone to correct a misapplication of a zone APPLY a spatial representation of a Designated Area(s) (update in line with legislation, as required)	Select Instruction: APPLY an existing or new sub zone REPLACE a sub zone to correct a misapplication of a sub zone REMOVE an existing sub zone (or part thereof)	Select Instruction: APPLY an existing or new overlay(s) REPLACE an overlay to correct a misapplication of the overlay REMOVE an existing overlay(s) (or part thereof)	Select Instruction: AMEND TNVs (changes in metrics and/or additional TNVs) AMEND Significant Trees listing (add, remove, update) AMEND Local heritage places listing (add, remove, update) AMEND Concept plan(s) (add, remove, update)	Select Instruction: CREATE new policies to address gaps or strengthen policy AMEND existing policy to address error(s) in a zone REMOVE superfluous or redundant policy RENAME a zone/sub zone CREATE a new zone/sub zone
AREA 1:	Name: 404-450 Findon Road and 5-7 Valetta Road, Kidman Park				
Summary	Rezone the land from Strategic Employment Zone to Urban Renewal Neighbourhood Zone				
Proposed Code Amendment(s) Instructions	Apply Urban Renewal Neighbourhood Zone to: <ul style="list-style-type: none">Certificates of Title Volume 6154 Folio 507 (allotment 401);Certificates of Title Volume 5415 Folio 550 (allotment 306);Certificates of Title Volume 6155 Folio 62 (allotment 301); andCertificates of Title Volume 5830 Folio 738 (allotment 305).	Apply Mixed Use Transition Sub Zone to: <ul style="list-style-type: none">Certificates of Title Volume 6155 Folio 62 (allotment 301);Certificates of Title Volume 5830 Folio 738 (allotment 305Certificates of Title Volume 5415 Folio 550 (allotment 306);andPortion of Certificates of Title Volume 6154 Folio 507 (allotment 401) as shown in Attachment A.	Apply the Affordable Housing Overlay, Urban Tree Canopy Overlay, Noise and Air Emissions Overlay, and Stormwater Management Overlay to: <ul style="list-style-type: none">Certificates of Title Volume 6154 Folio 507 (allotment 401);Certificates of Title Volume 5415 Folio 550 (allotment 306);Certificates of Title Volume 6155 Folio 62 (allotment 301); andCertificates of Title Volume 5830 Folio 738 (allotment 305) AND Apply the Future Local Road Widening Overlay to:	Remove the existing TNVs from: <ul style="list-style-type: none">Certificates of Title Volume 6154 Folio 507 (allotment 401);Certificates of Title Volume 5415 Folio 550 (allotment 306);Certificates of Title Volume 6155 Folio 62 (allotment 301); andCertificates of Title Volume 5830 Folio 738 (allotment 305 Apply Concept Plan – Kidman Park TNV to: <ul style="list-style-type: none">Certificates of Title Volume 6154 Folio 507 (allotment 401);Certificates of Title Volume 5415 Folio 550 (allotment 306);Certificates of Title Volume 6155 Folio 62 (allotment 301); and	

			<ul style="list-style-type: none">• <i>Certificates of Title Volume 6155 Folio 62 (allotment 301);</i>	<ul style="list-style-type: none">• <i>Certificates of Title Volume 5830 Folio 738 (allotment 305</i> <p>AND</p> <p><i>Apply the following TNVs to <u>portions</u> of the Affected Area shown in Attachment 4 of the Addendum to the Engagement Report:</i></p> <ul style="list-style-type: none">• <i>Maximum Building Height (Levels) – 2 levels</i>• <i>Maximum Building Height (Metres) – 9 metres</i>• <i>Maximum Building Height (Levels) – 3 levels</i>• <i>Maximum Building Height (Metres) – 12.5 metres</i>• <i>Maximum Building Height (Levels) – 4 levels</i>• <i>Maximum Building Height (Metres) – 16.5 metres</i>	
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**Note: due to the wide reaching application of Zone, Sub Zone and Overlay Policies, these policies should typically only be amended through Code Amendments initiated by the State Planning Commission, or with the support of the State Planning Commission. Private proponents should consult with the Department before proposing any drafting instructions to amend Zone, Sub Zone or Overlay policies.*