



## NOTICE OF COUNCIL MEETING

TO: Mayor Karen Redman  
Councillors Cr Cody Davies  
Cr Diane Fraser  
Cr Kelvin Goldstone  
Cr David Hughes  
Cr Paul Koch  
Cr Paul Little  
Cr Brian Sambell  
Cr Nathan Shanks  
Cr Ian Tooley  
Cr Jim Vallelonga

NOTICE is hereby given pursuant to the provisions of Section 83(1) of the Local Government Act 1999, that the next Ordinary Meeting of the **Council** for the **Town of Gawler** will be held in the Council Chambers, Gawler Civic Centre, Institute Building 89-91 Murray St, Gawler SA 5118, on **Tuesday 28 May 2019**, commencing at 7:00pm.

A copy of the Agenda for the above meeting is supplied as prescribed by Section 83(3) of the said Act.

A handwritten signature in black ink, appearing to read "Henry Inat".

Henry Inat  
**Chief Executive Officer**  
23 May 2019

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**1 STATEMENT OF ACKNOWLEDGEMENT**

*We would like to acknowledge this land that we meet on today is the traditional lands for the Kurna people and that we respect their spiritual relationship with their country. We also acknowledge the Kurna people as the custodians of the greater Adelaide region and that their cultural and heritage beliefs are still as important to the living Kurna people today.*

**2 ATTENDANCE RECORD**

- 2.1 Roll Call
- 2.2 Apologies
- 2.3 Motions to Grant Leave of Absence
- 2.4 Leave of Absence
- 2.5 Non-attendance

**PRESENTATION**

Gawler Civic Centre Opening Working Group - Certificates of Appreciation

**3 PUBLIC OPEN FORUM**

*(Limited to a total time of up to 20 minutes)*

**4 DEPUTATIONS**

- 4.1 Mr Gary Johnson – Para Road
- 4.2 Mr Isaac Solomon –Council Budget
- 4.3 Mr Ly Luan Le – Northern Economic Leaders Activities
- 4.4 Ms Bev Gidman - Rural Land Use and Infrastructure

**5 DECLARATIONS OF INTEREST****6 ADJOURNED ITEMS**

Nil

**7 PETITIONS**

Nil

**8 CONFIRMATION OF MINUTES**

Ordinary Council Meeting - 23 April 2019 – as amended

Special Council Meeting - 7 May 2019

Special Council Meeting - 21 May 2019

**9 BUSINESS ARISING FROM MINUTES**

## 10 OFFICER REPORTS

### 10.1 GAWLER HERITAGE COLLECTION COMMITTEE - SELECTION OF INDEPENDENT COMMUNITY REPRESENTATIVES

**Record Number:** CC19/319;IC19/99

**Author(s):** David Barrett, Manager Business Enterprises and Communications

**Previous Motions:** Council 26/05/2015, Motion No: 2015:05:182; Council 28/07/2015, Motion No: 2015:07:289; Council 24/01/2017, Motion No: 2017:01:09; Council 28/02/2017, Motion No: 2017:02:62; Council 26/02/2019, Motion No: 2019:02:26:COU043

**Attachments:** 1. **Public Notice - Independent Community Representatives - Gawler Heritage Collection Committee CR19/31010** 

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#### OFFICER'S RECOMMENDATION

That Council appoint the following four (4) Community Representatives to the Gawler Heritage Collection Committee:

- a. Margaret Howse
- b. Helen Hennessy
- c. Judy Gillett-Ferguson
- d. Debra Good

#### SUMMARY

This report provides Council with the opportunity to appoint community representatives to the Gawler Heritage Collection Committee.

#### BACKGROUND

At the 26 May 2015 Council Meeting the following was resolved that established the Gawler Heritage Collection Committee (Committee):

Moved by Cr P Koch  
Seconded by Cr D Hughes  
Motion No: 2015:05:182

*Council adopts the recommendation from the Corporate and Community Services Committee made at item 7.3 of the meeting of that Committee meeting held on 12 May 2015, being:*

*Motion No: CCS:2015:05:22*

*That the Corporate and Community Services Committee recommends to Council that:-*

- 1. Terms of Reference for the Gawler Heritage Collection Committee be adopted.*
- 2. Mayor K Redman, Cr A Shackley and Cr P Koch be appointed as the Council Member representatives on the Gawler Heritage Collection Committee.*
- 3. Council will appoint a Chairperson of the Gawler Heritage Collections Committee following a recommendation from the Committee.*
- 4. An expression of interest process be instigated seeking community member participation on the Gawler Heritage Collection Committee, the outcomes of which are to be presented to the July Corporate & Community Services Committee for ratification.*

The Committee is established to provide advice to the Council on the following:

- a) Implementation, management and review of the Gawler Heritage Collection, the Gawler Heritage Collection Management Plan and related policies and procedures.
- b) Identifying internal and external funding applications including grant and sponsorship opportunities.

- c) Initiatives that restore the status, significance and awareness of collection within the Council's administration and within the broader community.
- d) Local issues, projects, public program initiatives, events and community engagement opportunities in regard to the Gawler Heritage Collection.
- e) Any other matters referred to it by the Council, other Council committees and the CEO.

Membership of the Committee is based on the following:

- a) A minimum of three (3) Council Members will be appointed by resolution as members of the Committee, for a period determined by Council.
- b) Four (4) independent members will be appointed by the Council by resolution as members of the Committee, for a term of 2 years from the date of the resolution.
- c) The Committee may, by resolution supported by a majority of all members of the Committee, make a recommendation to the Council to remove a member of the Committee from office where a member has failed (without the leave of the Council) to attend three consecutive meetings of the Committee. (Leave of the Committee could be obtained if the Council has delegated the power to grant leave to the Committee.)
- d) All members of the Committee (including members who are not Council members) must comply with the Code of Conduct for Council Members, the general duties set out in Section 62 of the Act and the conflict of interest provisions set out in Sections 73 – 75A of the Act as if the Committee were a Council and a Committee member were a Council member.

At the 28 July 2015 Council Meeting the independent community representatives were appointed to the Committee in accordance with the following resolution:

Moved by Cr S Fraser  
Seconded by Cr M Nicolson  
Motion No: 2015:07:289

*That Council adopts the recommendation from the Corporate and Community Services Committee made at item 7.4 of the meeting of that Committee meeting held on 14 July 2015, being:*

*Motion No: CCS:2015:07:32*

*That the Corporate and Community Services Committee recommends to Council that:-*

- 1. Council appoint four (4) Community Representatives to the Gawler Heritage Collection Committee from the applications received:*
  - a. Brian Thom*
  - b. Helen Hennessy*
  - c. Judy Ferguson*
  - d. Paul Barnet*
- 2. Council amend the Gawler Heritage Collection Committee Terms of Reference to allow for up to four (4) Community Representatives, increased from up to three (3).*
- 3. Meetings of the Gawler Heritage Collection Committee are to be held at least bi-monthly, on the second Monday of the month, with the inaugural meeting proposed to be held on Monday 10 August 2015. It is noted that a meeting of the Committee with Council representatives in respect to the Gawler Connect Project will be prioritised.*
- 4. Update of the Gawler Heritage Management Plan be presented at the first meeting of the Committee.*

According to the Committee's Terms of Reference adopted by Council, the independent community member positions on the Committee were to expire in July 2017, two years after these positions were resolved. Council Staff notified the Committee of the impending expiration of the independent community member terms at the 19 February 2017 Committee Meeting when presenting a report regarding revised terms of reference that had been adopted by Council at its 24 January 2017 Meeting (resolution below).

Moved by Cr Shackley  
Seconded by Cr Symes  
Motion No: 2017:01:09

*That Council:*

1. *Notes the Governance Audit Report and the recommendations contained within.*
2. *Notes the Actions from Recommendations report.*
3. *Notes as per the resolution of Council at its meeting on 24 November 2015, that the following Section 41 Committees are to be subject to Part 2 of the Local Government (Procedures at Meetings) Regulations 2013:*
  - a. *Corporate and Community Services Committee*
  - b. *Infrastructure and Environmental Services Committee*
4. *Adopts the new Terms of Reference for:*
  - a. *Audit Committee*
  - b. *CEO Performance Management Panel*
  - c. *Corporate and Community Services Committee*
  - d. *Elderly Centre Advisory Committee (as amended)*
  - e. *External Funds Committee*
  - f. *Gawler Heritage Collection Committee*
  - g. *Gawler Youth Advisory Committee*
  - h. *Infrastructure and Environmental Services Committee*
  - i. *Gawler Urban Rivers Biodiversity Working Group*
  - j. *Reconciliation Action Plan (RAP) Working Group*

In response to this report, the Committee made a recommendation to Council to extend the terms of the independent community members of the Committee to allow the Committee to be unchanged until after the opening of the Gawler Civic Centre, specifically the Cultural Heritage Centre and Heritage Gallery. At the 28 February 2017 Council Meeting the following was resolved:

Moved by Cr A Shackley  
Seconded by Cr M Nicolson  
Motion No: 2017:02:62

*That the Terms of Reference for the Gawler Heritage Collection Committee be amended, in order to capitalise on the current experience gained by the 4 public members on this Committee, the Term of 2 years in Terms of Reference in 3.2 be extended to March 2019.*

Council's intention was for these representatives to remain on the Committee until the Cultural Heritage Centre and Heritage Gallery at the redeveloped Gawler Civic Centre were fully operational. Full operations of the Civic Centre facility were not realised until the Official Launch on 7 April 2019. As it was Council's intention to retain the existing Committee Membership until full operations of the Civic Centre were realised, Council resolved to extend the terms of the independent community representatives on the Committee by two months and to adopt the expression of interest process to be undertaken to fill these positions after the incumbents' terms expire. At the 26 February 2019 Council meeting the following was resolved:

Moved by Cr B Sambell  
Seconded by Cr J Vallelonga  
Motion No: 2019:02:26:COU043

*That Council:-*

1. *Extend the membership term of the current independent community representatives of the Gawler Heritage Collection Committee to 28 May 2019.*
2. *Authorise Council Staff to conduct the expression of interest process to identify suitable candidates for independent community representation on the Gawler Heritage Collection Committee as outlined in this report.*

The following timetable was presented to Council at the 26 February 2019 meeting.

Date(s)	Action
20 March 2019	Release Expression of Interest via: The Bunyip, Council Website, Council Facebook, Cultural Heritage Centre Facebook, Gawler Civic Centre Facebook, Your Voice Gawler
24 April 2019	Close Expression of Interest
29 April - 10 May 2019	Shortlist Expressions of Interest and Conduct Interviews as required
13-17 May 2019	Prepare Council Report Recommending Appointments
23 May 2019	Council Agenda with Recommendation to Appoint Released
28 May 2019	Council Appoints Independent Community Representatives
13 June 2019	First Meeting of New Committee

## COMMENTS/DISCUSSION

The Expression of Interest process was undertaken as outlined above and during that process four applications from community members who wanted to be a representative on the Gawler Heritage Collection Committee were received. An overview of the four applicants is provided below:

### Margaret Howse

Ms Howse has a keen interest in the preservation of historical artefacts and believes her ability to work as a team, along with her life experience, will be positive ways she can contribute to the Committee. Margaret has undertaken extensive research of her own family history utilising various archive resources to do so.

Past and/or current affiliations and community interests include:

- Gawler Branch of the National Trust Museum
- Executive Committee Member – Gawler History Team
- Gawler Oral History

Nil conflicts of interest were declared.

### Helen Hennessy

Ms Hennessy is a current member of the Committee and has significant experience in connection with the Cultural Heritage Collection, dating back to 1985. Ms Hennessy wishes to further contribute to the Committee and the community it serves by offering her knowledge of the Collection, the benefits for the Town, her familiarity with Gawler's history, her professional management, history and community engagement skills, amongst other things.

Ms Hennessy holds a Bachelor Degree in Library Studies, a Graduate Diploma in Local and Applied History, a Graduate Diploma in Education, a Graduate Certificate in Public Sector Management, a Certificate in Training & Assessment and a Certificate in Public Participation. She has also undertaken Significance 2.0 Collection training with the Collections Council of Australia in Canberra.

Past and/or current affiliations and community interests include:

- Local education councils (Elsie Ey Kindergarten, Gawler Primary and Xavier College)
- The Gawler Show
- The Gawler Civic Centre Opening Working Group
- Gawler Quilting Circle



Nil conflicts of interest were declared.

Judy Gillett-Ferguson

Ms Gillett-Ferguson has served as Chair since the establishment of the Gawler Heritage Collection Committee in 2015. Ms Gillett-Ferguson is a former Town of Gawler Council Member (serving from 2000 to 2003) and has been heavily involved in the history of Gawler for the past 25 years. Past and/or current affiliations and community interests include:

- Previous Board Member – Gawler Community House – 10 years
- Previous Board Member - Gawler Health Service – 4 years
- Current Member – Gawler Environment and Heritage Association
- Current Member – Gawler Branch of the National Trust
- Current Member – Gawler Community Gallery

In addition the abovementioned list, Ms Gillett-Ferguson is currently volunteering as a Guide at the Gawler Civic Centre and is a Justice of the Peace.

Ms Gillett-Ferguson's application sites that her interest as a future Committee Member would be in now looking ahead to the digital recording of the cultural heritage items in the Gawler Heritage Collection and making preparations for its ongoing care, restoration and display to the public. Along with this, Ms Gillett-Ferguson notes the need to develop processes for accessioning and deaccessioning parts of the collection as well as guidelines for research and a suitable processes for cataloguing non book materials.

Nil conflicts of interest were declared.

Debra Good

Having moved into the Gawler community a short time ago, Ms Good is a new nominee for the Committee. Ms Good has an impressive local and international professional profile and sites her strong interest in history and culture as her reason for nominating to become a Member of the Gawler Heritage Collection Committee. Ms Good holds a Masters Degree in Arts Management from American University in Washington DC and highlights her experience in fundraising, sponsorship, marketing, collections practice, grant writing along with knowledge of collections policies. Ms Good is keen to support the local Kurna people and Council in its efforts with regard to the Gawler Heritage Collection.

Nil conflicts of interest were declared.

**CONCLUSION**

As only four nominations were received during the Expression of Interest process and all the nominations met the requirements of being nominated as a community representative for the Gawler Heritage Collection Committee, interviews were not required to be undertaken.

Council Staff recommend to Council that all four nominees are appointed as community representatives to the Gawler Heritage Collection Committee. Subject to Council adopting the Officer's Recommendation within this report, the first meeting of the new Committee will take place on 13 June 2019 at which time the Committee will consider nominating a Chair and Deputy Chair.

**COMMUNICATION (INTERNAL TO COUNCIL)**

Mayor Redman  
Chief Executive Officer  
Cultural Heritage Centre Coordinator  
Governance Coordinator

**CONSULTATION (EXTERNAL TO COUNCIL)**

An expression of interest process was conducted in accordance with this report to identify suitable candidates for membership of the Gawler Heritage Collection Committee.

**POLICY IMPLICATIONS**

Gawler Heritage Collection Committee – Terms of Reference  
Gawler Heritage Collection Policy

**STATUTORY REQUIREMENTS**

Nil

**FINANCIAL/BUDGET IMPLICATIONS**

Costs associated with both supporting the ongoing functions of the Gawler Heritage Collection Committee and conducting the expression of interest process outlined in this report are provided for within Council's Annual Budget related to Heritage Services.

**COMMUNITY PLAN**

Objective 1.2: Build a local community that is proud of Gawler

Objective 1.3: Protect and promote Gawler's unique heritage

Objective 1.5: Promote cultural heritage and the creative sector to build community spirit pride

Objective 3.5: Recognise, respect, support and advocate on behalf of volunteers

Objective 5.1: Support and encourage community teamwork

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

## 10.2 AMENDMENTS DRAFT BY LAW NO. 5 OF 2019 DOGS AND BY LAW NO.6 OF 2019 CATS

**Record Number:** CC19/319;IC19/313

**Author(s):** Jack Darzanos, Team Leader Environmental Services

**Previous Motions:** Nil

**Attachments:**

1. **DRAFT By Law No.6 of 2019 - Cats** CR19/20265 
2. **Draft By-law No. 5 of 2019 (amended 1.1)** CR19/35402 

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### OFFICER'S RECOMMENDATION

**That Council:**

1. Authorise staff to continue pursuing discussions with the Dog and Cat Management Board regarding the requirement to retain Clause 12 of the draft Cats By-law 2019 (By-law No.6 of 2019) for the better management of cats within the Town of Gawler.
2. Adopt the Draft amended Dogs By-Law 2019 (By-law No. 5 of 2019) as presented, and that it be approved to be released for public consultation in accordance with the relevant statutory requirements and processes outlined in this report.

### SUMMARY

Council passed its By-laws on 28 August 2012 and they were gazetted on 13 September 2012. The by-laws will expire on 1 January 2020. This means that pursuant to section 251 of the *Local Government Act 1999* (the Act), they are due to officially expire on 1 January 2020.

This report outlines a process for reviewing By-Laws, in particular the draft Dogs By-Law 2019 (By-law No. 5 of 2019) and draft Cats By-law 2019 (By-law No.6 of 2019, which is required to be sent to the Dog and Cat Management Board for approval prior to release for community consultation.

### BACKGROUND

At its meeting on 23 April 2019, Council resolved the following in relation to the draft By-law No.1 of 2019 Permits and Penalties, draft By-law No.2 of 2019 Moveable signs, draft By-law No.3 of 2019 Roads, draft By-law No.4 of 2019 Local Government Land, draft By-law No.5 of 2019 Dogs and draft By-law No.6 of 2019 Cats.

#### **RESOLUTION 2019:04:COU132**

Moved: Cr C Davies

Seconded: Cr K Goldstone

*That:*

1. Council notes the draft By Laws as presented and that they be released for public consultation as per the details presented in this report.
2. A further report be presented to Council to consider any submissions following the public consultation

In accordance with the above resolution By-laws 1, 2, 3 and 4 were released for public consultation on 15 May 2019 following the placement of a Public Notice in the Bunyip Newspaper. Submissions are due by close of business 7 June 2019, with a further report to be presented back to Council in June following this consultation period.

As part of the legislative process associated with draft By-law 5 (Dogs) and draft By-law 6 (Cats) there is a requirement to first provide a copy of these draft By-laws to the Dog and Cat Management Board for approval. This occurred on 24 April 2019

## COMMENTS/DISCUSSION

The Board has since reviewed draft By-laws 6 (Cats) and provided verbal feedback to our solicitors, suggesting that they have some concerns with Clause 12 pertaining to the seizure, detention and destruction of cats. Refer **Attachment 1** for a copy of the draft Cats By-law 2019 (By-law No.6 of 2019) presented to the Dog and Cat Management Board for consideration.

Clause 12 of the Draft By-Law No.6 Cats, seeks to allow Council's Authorised Officers to seize, detain and destroy a cat if the cat is found wandering in public in circumstances that would constitute an offence against this by-law.

If an unidentified cat is seized under this paragraph, it may be lawfully disposed of or destroyed by the authorised person. Identified cats may be destroyed or otherwise disposed of by an Authorised Person if the cat is not claimed by a person entitled to the return of the cat within 72 hours from when notice of its detention is given under the draft by-law, or if a person who owns the cat declines to take possession of the cat.

The Board has reviewed the Draft By-Law No. 6 and have provided a preliminary verbal response to our legal providers suggesting that they have an issue with Clause 12 in the Draft Cat By-Law that pertains to the seizing of cats.

The Board has raised the prospect of Council giving consideration to removing Clause 12. If that were to occur, Part 5A of the *Dog and Cat Management Act 1995* would provide the only powers to authorised officers required to act in these circumstances.

Under this approach, identified wandering cats could not be seized or destroyed in all circumstances, but only those circumstances outlined in the Act. Under the Act, identified cats can only be seized and destroyed if they are located in reserve or sanctuaries under the *National Parks and Wildlife Act 1972* or wilderness protection zones or areas under the *Wilderness Protection Act 1992*, if they are found in an area designated by the Governor, or if they are located more than 1 kilometre from any place used as a place of residence. This would leave obvious enforcement gaps under the by-law when dealing with cat management in built-up areas where cats are most likely to be found wandering.

The draft Cats By-law, and in particular Clause 12, seeks to fill the gaps in the *Dog and Cat Management Act 1995* to empower Council Authorised Officers to seize, detain and destroy cats found in circumstances that breach the by-law. These provisions have been specifically drafted to mirror the process followed for the destruction and disposal of seized dogs so that an equivalent enforcement approach can be taken for both animals when they are seized in like circumstances.

As such, and if Clause 12 is removed, an Authorised Officer of Council will not be able to seize, detain or destroy an identified cat unless it was found in the limited circumstances specified in the Act. This creates a two-tiered enforcement approach where certain arrangements must be made for dogs, with different arrangements for cats.

Moving forward the Council has two options:

1. Make no change to the Cat By-law, and pursue discussions with the Dog and Cat Management Board regarding the importance of retaining Clause 12 for the better management cats in the Town of Gawler.  
or
2. Remove Clause 12 from the By-law and rely only on the limited powers specified in the Act regarding cat seizure.

It is recommended that Council adopt option 1 and authorise staff in the first instance to further pursue discussions with the Dog and Cat Management Board regarding the importance of retaining Clause 12 for the better management and control of cats within the Town of Gawler, noting that this may delay the implementation of the Cat By-law. This is not necessary an issue as this would be a new by-law for the Council.

In addition, and at the Council Meeting held 23 April 2019, Cr Tooley sought clarification in relation to the term Dog off leash areas being omitted from the draft Dog By-law. The term “Dog off leash areas” was changed to “Dog exercise areas” based on the terminology previously provided by our solicitors.

Staff have since taken the opportunity to further discuss the need for such a change in terminology with our solicitors. As a result they have advised that while the term “Dog exercise areas” and “Dog off leash Areas” is interchangeable and accepted by the Dog and Cat Management Board, there is merit in reverting back to the term Dog off leash areas as per the existing By-law in order to be consistent with the terminology used in previous Council resolution 2018:08:321. Likewise, it is also considered appropriate to convert back to the term Dog Prohibited Areas, rather than Dog Free Areas. This is a minor amendment and it will keep the draft by-law consistent with new signage installed throughout our parks and reserves.

**RESOLUTION 2018:08:321**

Moved: Cr K Fischer

Seconded: Cr D Hughes

*That Council adopts the recommendation from the Infrastructure & Environmental Services Committee made at item 7.2 of the meeting of that Committee meeting held on 14 August 2018, being:*

*That the Infrastructure & Environmental Services Committee recommends that Council:*

- 1. Notes the On and Off Leash Areas Report.*
- 2. Implement a “time share” arrangement in Clonlea Park and Dead Man Pass Reserve where dogs must be on leash between 10am to 4pm in order to minimise potential conflict with other users of these high use/multi-functional areas to commence on 1 February 2019. The exception being an area defined previously in staff reports in Clonlea Park on the north para river flat east of the helicopter pad.*
- 3. That the Clonlea dog park is acknowledged as being off leash at all times.*
- 4. Implement a community notification/education program leading up to and during the first two months of the time share model’s application.*
- 5. Review the changes and provide a report on any significant issues that arise and provide a report back to this Committee after 12 months*

As a result, staff recommend that terminology in Clause 4, 6 and Clause 9 of the draft Dogs By-Law 2019 (By-law No. 5 of 2019) be reverted back to “Dog prohibited areas” and “Dog off leash areas” respectively, as per the current Dog By-law for the avoidance of any doubt. Refer **Attachment 2** for a copy of the Draft amended Dogs By-Law 2019 (By-law No. 5 of 2019).

Recommendations 1 and 2 are presented to the Council for consideration on the approval of the Chief Executive Officer under Regulation 21 of the *Local Government (Procedures at Meetings) Regulations 2013*.

**COMMUNICATION (INTERNAL TO COUNCIL)**

Chief Executive Officer  
Manager Development, Environment and Regulatory Services  
Manager Finance and Corporate Services  
Governance Officers

**CONSULTATION (EXTERNAL TO COUNCIL)**

Norman Waterhouse Lawyers  
Dog and Cat Management Board

**POLICY IMPLICATIONS**

By Law Enforcement Policy

**STATUTORY REQUIREMENTS**

*Local Government Act 1999*

*Dog & Cat Management Act 1995*

**FINANCIAL/BUDGET IMPLICATIONS**

A budget bid of \$10,000 for the By-Laws review has been proposed for the 2019/20 financial year (Budget bid #P190031).

A further report will be presented to Council following the statutory consultation process, but prior to formal adoption by Council of the Cat By-law, outlining any resource implications associated with implementation of the Cat By-law.

**COMMUNITY PLAN**

Objective 4.3: Protect environmentally significant areas of native vegetation for present and future generations

Objective 4.5 Support provision of useable open space that preserves natural habitat and biodiversity

Objective 5.1: Support and encourage community teamwork

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

Objective 5.3: Deliver ongoing effective and efficient services, including support for regional collaboration

Objective 5.4: Create a safe community environment

### 10.3 GAWLER CYCLE TOURISM STRATEGY AND TOURISM PLAN - DRAFT FOR CONSULTATION

**Record Number:** CC18/962;IC19/259

**Author(s):** Tara Shillabeer, Special Projects Officer

**Previous Motions:** Nil

**Attachments:**

1. **Town of Gawler Visitor Economy and Cycle Tourism Situation Analysis CR19/35235** 
2. **Draft Gawler Tourism Plan Beyond 2020 CR19/35234** 

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#### OFFICER'S RECOMMENDATION

**That Council:-**

1. **Note the Gawler Cycle Tourism Strategy and Tourism Plan – Draft for Consultation Report.**
2. **Release the Draft Tourism Plan Beyond 2020 for community consultation as outlined in this report.**
3. **Note that the results of the community consultation will be presented to Council for its consideration at the July 2019 Council Meeting.**

#### SUMMARY

This report provides an overview of the Cycle Tourism Strategy project and presents the draft Tourism Plan for release to public consultation.

#### BACKGROUND

In July 2018, Council received advice that it was successful in receiving funding from Round 2 of the Building Better Regions Community Investment stream (Federal Government) in the amount of \$19,900 to develop a cycle tourism strategy for the Town of Gawler.

Following a request for quotation process Tourism eSchool were engaged to develop the strategy.

This report provides overview of the activities undertaken to date and next steps in the development of the strategy.

#### COMMENTS/DISCUSSION

This project commenced in January 2019 and has involved the following activities to date:

1. Desktop research

Review of relevant research, plans and strategies (including neighbouring council cycle and tourism plans) and other relevant documentation, including marketing activities relevant to cycle tourism.

Familiarisation tour of Gawler, specifically looking at cycle visitor signage, visitor infrastructure and amenities, Council owned/managed cycle and related tourism assets.

2. Stakeholder consultation

An online survey was developed and distributed to key stakeholders including: tourism industry, local businesses, Elected Members and Council Staff. The survey was also published on 'Your Voice' and in the local press and via social media, seeking community feedback. The survey asked respondents to provide feedback on Gawler's tourism experiences, infrastructure

and events and challenges and opportunities for cycle tourism in Gawler. 43 survey responses were received.

A Community Information Workshop was held on 5 March 2019 with members of the community, business, Elected Members and Council Staff in attendance. In addition, Face-to-face meetings were held with key industry representatives, as appropriate, to inform the situation analysis. Development of a Visitor economy and cycle tourism situation analysis

The situation analysis outlines the key research and stakeholder engagement findings and a SWOT analysis based on consistent themes identified during the consultation process and is provided as **Attachment 1**.

### 3. Development of the Draft Tourism Plan

It became evident in the development of the situation analysis, that the key strategies required to activate cycle tourism in Gawler were primarily the same as those required to activate tourism in general. Given the benefits of having an overarching tourism strategy, the scope of the plan was broadened to a Tourism Plan, with a key focus on cycle tourism.

The draft Tourism Plan is provided at **Attachment 2** which outlines:

- a. Customers and markets
- b. Branding, positioning and marketing,
- c. Strategic priority areas
- d. Action plan; and
- e. Measurement strategy.

The following strategic priority areas were identified:

<b>1</b>	<b>Marketing</b>	Drive awareness and appeal of Town of Gawler as a travel destination, inspiring more people to visit, stay longer, spend more and use Gawler to explore surrounding areas.
<b>2</b>	<b>Visitor Servicing</b>	To ensure visitors to Town of Gawler receive appropriate and relevant visitor information in at all stages of travel.
<b>3</b>	<b>Events</b>	Use events as a trigger to visit Town of Gawler year-round
<b>4</b>	<b>Infrastructure &amp; Experience Development</b>	Enable the development of experiences within Town of Gawler via relevant infrastructure, product development and placemaking initiatives, to ensure every visitor has a positive, memorable experience.
<b>5</b>	<b>Collaboration</b>	Effectively collaborate within Council and with Town of Gawler's stakeholders to grow the town's visitor economy.
<b>6</b>	<b>Industry Capability</b>	Ensure that each individual business in Town of Gawler delivers the best quality consumer experience for visitors.
<b>7</b>	<b>Promote the Value of Tourism</b>	Ensure residents, local businesses, council staff, elected members and tourism industry understand of the contribution of the Visitor Economy to Town of Gawler.

Key initiatives and actions for each of the above priority areas are outlined in the Plan and have been categorised as either short term (next 18 months), medium term (18 months – 3 years) or long term (3+ years).

### Next Steps

If Council endorse the recommendation as provided, broad community consultation on the draft Plan will be undertaken in accordance with Council's Community Consultation Policy. Public consultation will start on Wednesday 5 June and finish on Friday 28 June 2019. The consultation will be



advertised in The Bunyip on Wednesday 5 June and will also be promoted via Council's digital media platforms and direct email to key stakeholders including:

- a. Gawler Business Development Group;
- b. RDA Barossa, Gawler, Light and Adelaide Plains;
- c. Bicycle SA;
- d. South Australian Tourism Commission;
- e. Barossa Tourism; and
- f. Local business owners and Tourism providers;
- g. Community Information Workshop attendees.

The Draft Tourism Plan Beyond 2020 will be available to view electronically via the Your Voice Gawler consultation portal and in hard copy at the Gawler Administration Centre.

The community and key stakeholders will be invited to provide feedback on the draft Tourism Plan and input into the overarching vision.

Following consultation, a report will be prepared for Council's consideration at the July Council meeting that will provide a summary of the consultation and the final Plan for adoption (if appropriate).

### **COMMUNICATION (INTERNAL TO COUNCIL)**

Executive Management Team

Team Leader Asset Delivery

Senior Visitor Information Centre Officer

### **CONSULTATION (EXTERNAL TO COUNCIL)**

Public consultation, comprising a survey and community information workshop were undertaken in the development of the Tourism Plan.

If Council endorse the recommendation as provided, broad community consultation on the draft Plan will be undertaken in accordance with this report.

### **POLICY IMPLICATIONS**

Public Consultation Policy

### **STATUTORY REQUIREMENTS**

Nil

### **FINANCIAL/BUDGET IMPLICATIONS**

The cost of engaging Tourism eSchool to develop the Tourism Plan is \$23,540, with \$19,900 funded through the Australian Government's Building Better Regions Program. The additional \$3,550 will be funded within Council's Recurrent Budget related to Economic Development, Marketing and Communications.

Cost associated with Community Consultation, Advertising and Graphic Design of the final Tourism Plan will also be funded from within Council's existing Economic Development, Marketing and Communications Budget.

Costs associated with the implementation of the Tourism Plan's actions have not been considered within Council's 2019/20 Draft Annual Budget and Business Plan which has been released for public consultation. Consequently, these costs will need to be presented for Council's consideration during its 2019/20 Quarterly Budget Review and/or 2020/21 Annual Budget and Business Plan processes.

Should Council wish to consider funding for actions within the Plan as part of a subsequent Quarterly

Budget Review during the 2019/20 financial year, consideration would need to be given as to where the funds are to be transferred or sourced from, in accordance with Council's Budget Management Policy.

**COMMUNITY PLAN**

Objective 1.2: Build a local community that is proud of Gawler

Objective 1.3: Protect and promote Gawler's unique heritage

Objective 1.4: Foster a vibrant and active, event-filled Council area

Objective 1.5: Promote cultural heritage and the creative sector to build community spirit pride

Objective 2.1: Physical and social infrastructure to service our growing population and economy

Objective 2.5: Local economic activity to create local job opportunities and generate increased local wealth








## 10.4 WALKER PLACE REDEVELOPMENT - UPDATE REPORT

**Record Number:** CC19/319;IC18/415

**Author(s):** Joseph Cavallo, Senior Projects Manager - Engineering

**Previous Motions:** 2018:03:79

**Attachments:**

1. **27-03-2018 Council Agenda Report - Gawler Central Urban Precinct - Stage 1 - Walker Place** 
2. **Walker Place - 3D Visualisations - 70% Draft Design** 
3. **Walker Place - Event Management Assessment** 
4. **Walker Place - Environmental Sustainability Report** 
5. **Apex Park - Public Toilet Location Assessment** 
6. **Apex Park - Design Brief for the Retention of the Existing Mural Artwork and Construction of New Public Toilets** 
7. **De-accessioning Report - Mural fixed to Julian Terrace public amenities** 

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### OFFICER'S RECOMMENDATION

**That Council:-**

1. **Note the Walker Place Redevelopment Update report.**
2. **Support the strategy to retain the existing mural artwork associated with the existing Julian Terrace Public Toilets in situ as detailed in this report.**
3. **Support the design of the new Apex Park public toilets and their implementation as stated in this report.**
4. **Note that should the community engagement proposed for the new public toilets result in feedback received that raises concerns, being of a material nature, then a further report will be presented to Council for its consideration. Alternatively if such feedback is not received, then staff have the authority to proceed with its procurement and installation accordingly.**
5. **Note as per Council's previous resolution (2018:03:79), a report will be presented to Council upon the completion of the tendering process seeking endorsement of the preferred contractor who will undertake the works associated with the Walker Place redevelopment.**

### SUMMARY

The purpose of this report is to provide an update of the overall Walker Place Redevelopment project and to seek Council support of the design for the new public toilets within Apex Park and the approach taken and solution to the mural artwork at Julian Terrace.

### BACKGROUND

Council adopted the Gawler Town Centre Design Framework in October 2016 with the objective of building upon previous strategic level investigations. Of the listed recommendations from the Gawler Town Centre Design Framework, the redevelopment of Walker Place and the relocation of the public toilet in Apex Park were selected to form Stage 1 of the Gawler Central Urban Precinct upgrade.

Subsequently, Council developed a Concept Design for the Walker Place Redevelopment and were successful in obtaining external funding through the State Government's 'Places for People' Grant Program (of \$1,006,630) to an overall project value of \$2,282,000. A report was presented to the Council at its meeting held on 27 March 2019 (**Attachment 1**) and subsequently resolved the below motion.

Moved by Deputy Mayor I Tooley  
Seconded by Cr R Symes  
Motion No: 2018:03:79

*That Council:-*

- 1. Notes the successful 'Places for People' grant submission in the amount of \$1,006,630 to assist with the development of Walker Place being Stage 1 of the Gawler Central Urban Precinct. The overall project to be commenced is valued at \$2,282,000.*
- 2. Adopts the Concept Design for the Gawler Central Urban Precinct – Stage 1 – Walker Place Project based on the successful 'Places for People' grant submission.*
- 3. Notes a further report will be provided to Council following the tender evaluation once the preferred tenderer has been nominated to construct the works.*
- 4. Notes the recommendation for the location of new toilet facility within Apex Park as part of the Gawler Central Urban Precinct – Stage 1 – Walker Place Project with further details to be provided.*
- 5. Notes a further report will be provided to Council regarding the outcome of the 'Building Better Regions' Grant Program as it relates to the Goose Island Pedestrian Bridge works. The potential for a future bridge is not being pursued for construction as part of the Stage 1 project.*
- 6. Be further advised as to the outcome of consultation to be undertaken with immediately adjoining landowners and business occupiers.*
- 7. Receive a further report detailing the options to potentially salvage and then reuse/reapply the artwork attached to the existing toilet that is to be demolished.*

Following the Council meeting held in March 2018, staff have continued to work through the detailed design of the works within Walker Place, including developing a design for the new public toilets, as well as developing a suitable outcome for the mural artwork retention which is located on the existing Julian Terrace public toilets.

## **COMMENTS/DISCUSSION**

Given the varying elements involved, the following breakdown provides further clarity to each of the separate delivery packages that make up the broader project:

1. Redevelopment of Walker Place as a pedestrian and vehicular shared plaza space.
2. Design and construction of the new public toilets in Apex Park.
3. Demolition of the existing public toilets on Julian Terrace; including provisions to keep the existing mural artwork.
4. Design, manufacture and supply of the Digital Wayfinding Sign.

## **Walker Place Redevelopment Update**

By way of update, the broader Walker Place Redevelopment detailed design works are well underway. Refer **Attachment 2** and the following extract for a visual representation of the design.



*Figure 1: 3D Visualisation of the Walker Place Redevelopment from Murray Street facing west*

Following completion of the design, it is proposed to undertake a staged procurement process to determine a preferred Contractor to be endorsed by Council.

This staging will include an early works package which is targeted to commence prior to Christmas in November 2019 in preparation of the major construction package. The major construction would then be planned to commence in early 2020 with the intent of minimising the impacts to the local businesses within Walker Place. This approach will allow for the landscaping works to be undertaken in the cooler months which will promote the establishment of the feature trees and low level plantings.

Council staff have been engaging with the directly affected businesses throughout the detailed design development with a specific meeting being held regarding the design and the process moving forward. Staff will continue to keep these key stakeholders involved, specifically with regards to managing disruptions during construction given the sensitivities around the Christmas trading period.

It is also worth noting that through discussions with businesses and land owners, a Development Plan Consent has been granted for a change in use from office to restaurant (maximum of 50 seats), alterations to a Local Heritage Place (external works, relocation of internal staircase and internal fitout) and signage at 50-56 Murray Street Gawler. Whilst this application is yet to receive full development approval, it demonstrates the intent of the Gawler Town Centre Design Framework to stimulate private development.

This further promotes the ultimate design intention of a more pedestrian friendly Walker Place, including the ability to use the space as a pedestrian only plaza for events in the future.

As part of the design development, early investigation works to inform the design have been undertaken. These include:

- Geotechnical investigations
- Service locating, including potholing, depthing and CCTV footage
- Environmental Sustainability Review
- Stormwater design analysis
- Pavement design analysis
- Lighting study

To inform the final design delivery, the Project Team has completed an event space management assessment based on the current design. This assessment gives future consideration to optional setup arrangements for the annual Fringe Festival as well some opportunity for pop-up markets

stalls. This exercise has been completed to ensure that there remains adequate open area viewing and shade during events and is not intended to be descriptive to the event arrangements. This assessment has been developed in consultation with relevant staff in the Council involved with event management (**Attachment 3**).

Additionally, Council staff have completed an Environmental Sustainability Report specific to this project. This identifies opportunities for enhancements and procedures that can be implemented to improve the Environmental Sustainability of Walker Place throughout each phase of the project's development (**Attachment 4**) such as:

- Water Sensitive Urban Design (WSUD).
- Energy efficient lighting for street and catenary light, i.e. LED Lighting.
- Low maintenance landscape design.
- New deciduous trees to promote shading during the summer and allow sunlight through in the winter seasons.
- Use of recycled pavement materials where applicable.

#### Concept Design – New Public Toilets within Apex Park

Also presented to Council in March 2018 was a detailed assessment of Apex Park that reviewed three (3) potential locations for the new public toilets. A copy of this assessment is located in **Attachment 5**.

Of the three locations assessed, it was previously recommended that Option 3 adjacent the Julian Terrace pedestrian crossing would be further considered for concept development due to its proximity to the activated area of Apex Park. The adjacent shared use path provides easy access to on-street parking bays and provides good passive surveillance increasing community safety. Additionally, this option was chosen as it does not impact on the views to the South Para River and mitigates the risk of tree root disturbance during excavation works undertaken within close vicinity of the local heritage listed Moreton Bay Fig trees.

Subsequently, Council engaged WAX Designs and WGA to develop the concept design including an investigation of the proposed location in preparation for procurement and delivery of works (**Attachment 6**). Note that Council staff also considered Environmental Sustainability during development of the concept design and have incorporated the following:

- Reduced landfill due to the reuse of existing toilet wall and retention of the mural.
- Reduction of hard paving resulting from the demolition of existing toilet and replacement with garden beds
- Use of passive irrigation within surrounding garden beds.
- Recommended selection of renewable or low embodied energy materials.
- Use of low energy light fittings for toilet.

Additionally, the design will incorporate CCTV, lighting and timed electronic doors as part of the Crime Prevention Through Environmental Design (CPTED) review. Solar panels were also considered, however the extent of the tree canopies limit the available sunlight exposure thereby not adding any value.

Throughout the development of the previously mentioned Gawler Town Centre Design Framework, extensive community consultation was undertaken with support toward a new toilet being located in the location endorsed by the Council. Whilst a comprehensive process has already been undertaken, Council staff will also undertake direct stakeholder engagement by meeting with the key stakeholders and providing them with information regarding the project to ensure they are fully informed on the upcoming works. Subject to not receiving any feedback that raises concerns of a material nature, Council propose to proceed with the procurement of the construction of the toilet.

As such, staff seek the support of Council for the new public toilet concept design. If provided, staff



propose to commence the detailed design and construction of the new public toilets in the second half of 2019.



Figure 3 – 3D Visualisation of the proposed public toilets in Apex Park facing north



Figure 4 – Plan view of the proposed new public toilets in Apex Park

#### Demolition of the existing public toilets on Julian Terrace; including provisions to keep the existing mural artwork

Further to the update on the new public toilets above, consideration of the existing toilets and artwork mural have also progressed. As outlined in the report presented to Council in March 2018, the existing public toilets located at the junction of Julian Terrace, Whitelaw Terrace and Walker Place will be demolished as part of the Walker Place Redevelopment project and a new facility will be constructed within Apex Park in-line with the objectives described in the Gawler Town Centre Design Framework.

Whilst the existing public toilets are at the end-of-asset life and will be demolished, there is a public art mural fixed to the exterior of the eastern wall.



*Figure 5 – Image of mural on the existing public toilets on Julian Terrace*

As the removal of these existing toilets implicates the existing public mural artwork, Council staff commenced a de-accessioning review process defined within the Council's adopted Public Art Framework.

A summary of the described de-accessioning process is provided below:

1. A recommendation is made by Council staff, a community member or an organisation for one or more of the reasons detailed within the Town of Gawler Public Art Framework.
2. Council staff may establish a Public Art Advisory Panel to support and inform the de-accessioning review process.
3. In collaboration with the Public Art Advisory Panel (if applicable), Council will undertake community consultation to establish community expectations and formulate a De-accessioning Report that will be forwarded to Council for consideration addressing the requirements of the framework documentation.
4. If Council chooses to accept a recommendation to de-accession the artwork, the decision will be publicised through local media and the community will be provided a 28 day period to object the decision in writing.
  - a. If no objections are made, the work will be removed.
  - b. If objections are received, Council will consider these at its earliest convenience and review the decision in light of any further information that has been provided.
    - i. If the artwork is deemed to pose an unacceptable risk to public safety, measures may be taken by Council to secure the artwork until the matter has been rectified. This may include cordoning off the artwork or removing it until a decision to repair or de-accession has been made.

In this case, Council established a Community Engagement Group comprising of key stakeholders including Council staff and members of the community who have knowledge of the works or were connected to the development of the existing mural. At the time, all Council Members were invited to attend the initial meeting. This group was formed to seek feedback and input throughout the de-accessioning review process. The initial feedback from the group is summarised as follows:

- Object the de-accessioning of the public artwork in question based on its prominence.
- Given that the original artwork is made up of sculpted tiles (three dimensional), the preference is toward not replicating the artwork, especially as a two dimensional piece.
- Agree that the condition of the artwork requires restoration in some locations, and suggest that external financial contributions or volunteer support could be pursued as a separate exercise and at a later stage.
- Understanding the proposal for a new public toilet to be located further South (~200m), it was noted that this location is not appropriate for relocation of the artwork as it is not reflective of the artwork intent or location of the photograph that the artwork is based upon.

In collaboration, the following proposals were discussed for further investigation:

1. Remove the artwork as part of the Walker Place Redevelopment project, then store and relocate the original artwork to either of the below locations at a later stage.
  - a. The proposed future Kiosk further north on Julian Terrace detailed in the Town Centre



Design Framework; or

- b. A newly constructed free-standing wall within close proximity to the existing location.
2. Retaining, structurally supporting and improving the existing wall that is currently showcasing the artwork and demolishing the remainder of the public toilets.

Based on the initial feedback, Council sought advice from Artlab Australia (Conservators providing specialised preservation and conservation services for works of art and historic items) to obtain an understanding of the process required to remove and relocate the artwork as well as what protection would be required if Council opted to retain the artwork on the existing wall during the demolition process.

**Proposal 1 - Removal and relocation of the existing public artwork at a later date**

The advice provided suggests the best methodology for removal of the artwork as follows:

- Divide the artwork into 20 sections to assist the removal and storage processes;
- Apply facing material to the front of the artwork segments and provide support through strapping and bracing during the demolition process;
- Demolish the existing structure whilst retaining the external wall that the artwork is fixed onto;
- Demolish the backing masonry wall by vertically cutting manageable sections to expose the back of the mural; and then
- Secure facing material to the exposed rear of the artwork and load the sandwiched labelled segments onto pallet stillages for transport to a storage facility.

In addition, it was noted that there remains a high risk of damage to the artwork during the above mentioned removal process. Noting that Council staff have already obtained professional photography of the existing mural artwork for future records.

Based on the advice above, the below estimates have been developed to summarise the total estimated financial impact of the proposed option to remove, transport, store and reinstall the artwork at a later date. It is noted that there is currently no budgeted allowance for this proposal.

<b>PROPOSAL #1 - ESTIMATED FINANCIAL IMPACT</b>	
<b>Item</b>	<b>Estimated Cost</b>
Removal of Artwork	\$55,000
Ongoing Storage	\$1,750 p.a.
Future Reinstatement Estimate	\$80,000
<i>Future Volunteer Artwork Restoration</i>	<i>NIL</i>
<b>Estimated Total - 5 years storage</b>	<b>\$185,000</b>
<b>Estimated Total - 10 years storage</b>	<b>\$215,000</b>
<b>Estimated Total - 15 years storage</b>	<b>\$250,000</b>
<b>Estimated Total - 20 years storage</b>	<b>\$290,000</b>

Note: A suitable contingency and escalation of costs for each option has been factored into the costs in Proposal 1.

**Proposal 2 - Retain the artwork in position, structurally support and improve the existing wall**

In parallel with advice from Artlab Australia, Council staff engaged WGA consulting engineers to conduct a feasibility review that confirmed the existing wall can be structurally supported with minor modifications. Following this, landscape architects WAX Designs developed a concept design and cost estimate that gave consideration toward opening vistas through this area and integration with the broader Walker Place Redevelopment project.

<b>PROPOSAL #2 - ESTIMATED FINANCIAL IMPACT</b>	
<b>Item</b>	<b>Estimated Cost</b>
Support of Artwork During Demolition	\$15,000
Structural Modifications to Wall	\$7,500
Stone Facade and Additional Landscaping	\$55,000
<i>Future Volunteer Artwork Restoration</i>	<i>NIL</i>
Contingency (20%)	\$15,500
<b>Estimated Total</b>	<b>\$93,000</b>

Whilst this option still carries additional costs, there is a budgeted allowance for public art within the Walker Place Redevelopment Project and as such costs to retain the wall will be funded within the current project budget allowance.

The outcomes of the above investigations were then presented to the Community Engagement Group. This group unanimously supported the proposal to retain the existing artwork in-situ (i.e. Proposal 2).

Given this positive response and noting that the outcome of the investigation proposes to retain the artwork in-situ, staff support retaining the mural artwork as the scope can currently be supported within the existing project allowances. A copy of the proposed design of this area is included within **Attachment 6** and an extract is provided below for information.



Figure 6 – 3D Visualisation of the existing mural retained with façade and landscaping improvements

A de-accessioning report that was developed for this artwork mural is provided for information only to capture the above process (**Attachment 7**).

### **Digital Wayfinding Sign**

As listed above, the Walker Place Redevelopment project includes the design, manufacture and supply of a state-of-the-art Digital Wayfinding Sign that will promote our local economy by encouraging innovation and supporting growth in-line with our commitment to building and contributing to our Smart Cities Plan.

This scope element is currently being procured separately through an open Request for Proposal

(RFP) process. The intent is to engage a Contractor to design, manufacture and supply this item in-line with the 'Places for People' and 'Smart Cities and Suburbs Program Round 2' external funding requirements in preparation for installation within Walker Place following the redevelopment works in early 2020.

Within Figure 1 above, an indicative digital wayfinding sign and the proposed location within Walker Place is provided for reference.

### COMMUNICATION (INTERNAL TO COUNCIL)

Chief Executive Officer  
 Manager Infrastructure and Engineering Services  
 Manager Finance and Corporate Services  
 Team Leader Asset Delivery  
 Walker Place Internal Staff Reference Working Group

### CONSULTATION (EXTERNAL TO COUNCIL)

Community Engagement Group  
 Local Businesses along Julian Terrace and within Walker Place

### POLICY IMPLICATIONS

Gawler Town Centre Design Framework  
 Gawler Public Art Framework 2016

### STATUTORY REQUIREMENTS

Nil

### FINANCIAL/BUDGET IMPLICATIONS

The below table provides a summary of budget versus expenditure for the project as of 10/05/2019.

Description	Financial Year	Project Budget	Expenditure as of 10/05/2019	Residual Budget
Concept Design	2017/18	\$ 30,000.00	\$ 35,880.00	-\$ 5,880.00
Detailed Design & Construction	2018/19	\$ 2,282,000.00	\$ 112,930.00	\$ 2,169,070.00
<b>TOTAL</b>				<b>\$ 2,163,190.00</b>

As the construction of the project has not yet commenced, the 2019/20 Budget provides for a capital investment of **\$2,121,500** for the project, offset by a State Government grant previously received towards the project of \$1,006,361. This budget allowance is based on an expected expenditure in the order of \$40,000 within the remaining months of the 2018/19 financial year.

A 70% estimate review has been carried out and demonstrates that the residual budget remains in-line with the remaining scope of works inclusive of a 15% contingency allowance. See below high-level summary:

Description	Estimated Cost
Expenditure as of 10/05/2019	\$148,810
Remaining Design Development	\$61,190
New Toilets & Mural Retention	\$350,000
Walker Place Redevelopment	\$1,400,000
Contingencies (15%)	\$352,000

<b>Estimated Total</b>	<b>\$2,312,000</b>
<i>Concept Design Budget</i>	<i>\$30,000</i>
<i>Detailed Design &amp; Delivery Budget</i>	<i>\$2,282,000</i>
<b>Project Budget Total</b>	<b>\$2,312,000</b>

Note that a budget adjustment will be made in the first quarter review of 2019/20 to update the actual residual budget based on actual 2018/19 expenditure.

## COMMUNITY PLAN

- Objective 1.1: Maintain a clearly defined township, one which is distinct from neighbouring areas
- Objective 1.2: Build a local community that is proud of Gawler
- Objective 1.3: Protect and promote Gawler's unique heritage
- Objective 1.4: Foster a vibrant and active, event-filled Council area
- Objective 1.5: Promote cultural heritage and the creative sector to build community spirit pride
- Objective 2.1: Physical and social infrastructure to service our growing population and economy
- Objective 2.2: Growth to be sustainable and respectful of cultural and built heritage
- Objective 2.4: Manage growth through the real connection of people and places
- Objective 2.5: Local economic activity to create local job opportunities and generate increased local wealth
- Objective 3.4: Gawler to be an inclusive and welcoming community
- Objective 3.6: Encourage the development of the Arts and the creative sector
- Objective 5.2: Be recognised as a 'best practice' Local Government organisation
- Objective 5.4: Create a safe community environment




## 10.5 PLANNING REFORM UPDATE - HERITAGE AND CHARACTER AND NEIGHBOURHOOD GROWTH AND CHANGE

**Record Number:** CC19/319;IC19/307

**Author(s):** Jane Strange, Senior Development and Strategic Policy Officer

**Previous Motions:** Council, 28/06/2016, Motion No. 2016:06:259

**Attachments:**

1. **Community Guide to Heritage and Character in the New Planning System - May 2019 CR19/29767** 
2. **State Planning Commission Overview of Neighbourhood Growth & Change CR19/33458** 
3. **Community Guide to Design in our New Planning System - May 2019 CR19/29766** 

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### OFFICER'S RECOMMENDATION

**That Council:-**

1. **Note the Planning Reform Update, in particular the release of the Community Guide to Heritage and Character in the New Planning System, State Planning Commission Overview of Neighbourhood Growth and Change and the Community Guide to Design in our New Planning System.**
2. **Request staff further investigate the need to pursue a Local Heritage Development Plan Amendment in order to convert Contributory Items, if and where appropriate, to Local Heritage Places, with a report to be presented back to Council at the next appropriate meeting.**
3. **Authorise the Mayor, in the absence of detail to be contained in the new Planning and Design Code, to write to the Minister for Planning expressing concern with the impact of removing specific recognition of Contributory Items from the planning system.**
4. **Request that staff commence preparation of a submission response to the Department of Planning, Transport and Infrastructure on the Community Guide to Heritage and Character in the New Planning System, the State Planning Commission Overview of Neighbourhood Growth and Change and the Community Guide to Design in our Planning System, with the submission to be presented to Council for adoption at the next appropriate meeting.**

### SUMMARY

The state of South Australia has been undergoing planning reforms since 2016 and, as part of this process, has recently released information papers on Heritage and Character, Neighbourhood Growth and Change and Design, with a view to releasing the People and Neighbourhood Discussion Paper in July 2019.

### BACKGROUND

Updates on the progress of the *Planning Development and Infrastructure Act 2016* (the Act) have previously been provided to Council on a regular basis since its implementation.

Following presentation of an information report to Council in June 2016, the subsequent motion was adopted:

Moved by Deputy Mayor D Hughes  
Seconded by Cr K Fischer  
Motion No: 2016:06:259

*That Council:-*

- 1. Notes that Parliament passed the Planning, Development and Infrastructure Act 2016 on 12 April 2016.*
- 2. Notes the significant changes which the implementation of the Planning, Development and Infrastructure Act 2016 will have upon the South Australian planning system.*
- 3. Requests staff to present further reports to Council, as and when appropriate, detailing the implementation of the Planning, Development and Infrastructure Act 2016 and its effects upon the current planning system.*

In conjunction with the release of information related to the Act, staff have accordingly given regular updates to Council, with responses being given at every opportunity in the process.

The Department of Planning, Transport and Infrastructure (DPTI) indicate that such feedback has been useful in guiding the implementation of the Planning and Design Code (the Code), which will be delivered in three phases.

## COMMENTS/DISCUSSION

The first phase of the Planning and Design Code relating to Outback Areas (land not within a council area) is expected to be finalised and adopted by the Minister in July this year.

During June, the second phase of the Code for Councils in Regional Areas will be released for public consultation and comment, with completion expected in August 2019. This version of the Code will be more relative to the Town of Gawler, as additional zones and overlays will be incorporated which will likely apply to our area and assessment pathways will be clearer.

Phase Three of the Code is expected to be released for public consultation in October 2019, for completion in December 2019. The Town of Gawler is included in this phase, along with our neighbouring peri-urban councils, Barossa, Light Regional and Adelaide Plains as well as the Metropolitan councils.

## Heritage and Character

On 2 May, DPTI released information papers on Heritage and Character in the New Planning System (**Attachment 1**) and an overview of Neighbourhood Growth and Change (**Attachment 2**). In particular, the Heritage and Character impacts in the new system are of concern and interest to Council. It is staff's understanding that the Department of Planning, Transport and Infrastructure will call for formal submissions on the Community Guide to Heritage and Character in the New Planning discussion paper and the State Planning Commission Overview of Neighbourhood Growth & Change discussion paper in June 2019.

### Heritage and Character in the New Planning System

In relation to heritage, the current planning framework identifies State Heritage Places, Local Heritage Places and Contributory Items. It also establishes State Heritage Zones and Historic (Conservation) Zones.

There are 17 State Heritage Zones, 2,296 State Heritage Places and 7,250 Local Heritage Places across the state. In addition, there are 11,922 Contributory Items, with all but 112 of these items being located within a Historic Conservation Zones.

Under the impending *Planning Development and Infrastructure Act 2016*, State Heritage Places and Local Heritage Places will continue to be specifically identified. Existing Historic Conservation Zones will also continue to be recognised via a new Local Heritage Area Overlay.

Contributory Items will not be specifically identified, but where they are located within an existing Historic Conservation Zone, they will be contained within the new Local Heritage Area Overlay, such that there will be controls in place to manage demolition. The Town of Gawler has 609 Contributory Items and all items, except two, are located within an existing Historic Conservation Zone.

As a result, demolition of these two Contributory Items would likely be a form of "Accepted Development", with no planning assessment being applicable. **Figure 1** identifies the assessment

pathways for demolition of State Heritage Places, Local Heritage Places and Contributory Items under both the existing and proposed planning framework

<b>ASSESSMENT PATHWAY FOR DEMOLITION</b>				
	<b>Development Act 1993</b>		<b>Planning, Development and Infrastructure Act 2016</b>	
<b>Category</b>	<b>Type of Development</b>	<b>Appeal Rights</b>	<b>Type of Development</b>	<b>Appeal Rights</b>
<b>State Heritage Place</b>	Non-Complying Public Notification Category 3	3 <sup>rd</sup> Party only	Performance Assessed (Merit) Public Notification (most likely)	Applicant only
<b>Local Heritage Place</b>	Non-Complying Public Notification Category 3	3 <sup>rd</sup> Party only	Performance Assessed (Merit) Public Notification (most likely)	Applicant only
<b>Contributory Items</b>	Merit Public Notification Category 3	Applicant and 3 <sup>rd</sup> Party	Performance Assessed (Merit) Provided it is located within the in a future Local Heritage Overlay Public Notification (most likely)	Applicant only
<b>Historic Conservation Zones</b>	Merit Public Notification Category 3	Applicant and 3 <sup>rd</sup> Party	Performance Assessed (Merit) Public Notification (most likely)	Applicant only

**Figure 1**

As you will note from the above table, the demolition of State and Local Heritage Places will transition from Non-complying development under the Development Plan to Performance Assessed under the Code, which is akin to what is currently considered a Merit assessment.

Contributory Items will go from a Merit assessment to Performance Assessed, provided they are located within a Local Heritage Area Overlay (existing Historic Conservation Zone). It should also be noted that all third party appeal rights will be removed. However, the provisions to be outlined in the new Code, in particular the Local Heritage Overlay, will ultimately provide the detail concerning protection given to the demolition of heritage buildings moving forward.

As mentioned above, there are two Contributory Items within Gawler located outside of existing Historic Conservation Zones (future Local Heritage Places Overlay). As a result, their potential demolition will could be an Accepted form of development, and akin to Building Rules Only (development that does not require Planning Consent) under the existing system.

DPTI staff have announced that Councils may seek the agreement of the Minister to prepare a DPA (lodged prior to the extinction of the *Development Act 1993*), to convert Contributory Items, where appropriate, to Local Heritage Places. DPTI have also agree to extend the timeframe for completing such a DPA until December 2020. However, each item would have to undergo a rigorous heritage assessment, and meet the criteria for a Local Heritage Place, as outlined in the *Development Act 1993*. Given the Town of Gawler has 609 Contributory Items undertaking a heritage assessment of all items within the designated timeframes would be difficult.

Moving forward, Council could seek the agreement of the Minister to undertake such a DPA or alternatively, and given there will be similar controls to those currently in place for the demolition of Contributory Items and for both State and Local Heritage Places, Council could limit this assessment to only the two Contributory Items located outside the existing Historic Conservation Zone (new Local Heritage Places Overlay). If either of these two items meet the Local Heritage criteria, Council could then consider pursuing a Local Heritage DPA.

### Neighbourhood Growth and Change

Throughout the planning reform process, Councils and staff have consistently reiterated to DPTI that the quality of design outcomes has been eroded due to policy and regulatory changes, especially in the inner city areas. This also applies to an extent to the Town of Gawler, which has been protected by its strong Development Plan provisions relating to heritage. However, infill has had an impact upon the streetscapes of Gawler and the design provisions in the Code will have the opportunity to greatly improve outcomes overall.

Feedback to the State Planning Commission (SPC) has focussed upon traffic on local streets, the loss of vegetation and tree canopy, site coverage when existing buildings are replaced with more dense building forms and overshadowing and loss of privacy. The Residential Code has also been identified as contributing to a dominance of double garages, a lack of landscaping and low streetscape amenity across the suburbs. The Town of Gawler has large development areas subject to the Residential Code.

This, combined with the great concern regarding heritage and character, has reinforced the importance of good design in conjunction with environmentally sustainable practices such as Water Sensitive Urban Design and Green Infrastructure policies, to be included in the structure of the Code.

These principles are explored in the Community Guide to Design in our New Planning System (**Attachment 3**), which reinforces the necessity of applying the principles of good planning: high quality design; long term focus; integrated delivery; investment facilitation; sustainability; activation and liveability and urban renewal.

Again, staff understand the Department of Planning Transport and Infrastructure will be seeking public submissions on the Community Guide to Design in our New Planning System in June 2019.

### **COMMUNICATION (INTERNAL TO COUNCIL)**

Manager, Development Environment and Regulatory Services  
Strategic Planner

### **CONSULTATION (EXTERNAL TO COUNCIL)**

Community consultation may need to be undertaken, should a Local Heritage DPA be implemented in the future.

### **POLICY IMPLICATIONS**

Planning policy implications through possible changes to the Gawler (CT) Development Plan.

### **STATUTORY REQUIREMENTS**

*Development Act 1993*

*Planning, Development and Infrastructure Act 2016*

### **FINANCIAL/BUDGET IMPLICATIONS**

Should Council commit to proceed with a DPA for the conversion of Contributory Items to Local Heritage Places, funding will be necessary in the 2019/2020 budget and a funding bid will be required during the future budget bid process for 2019/2020.



**COMMUNITY PLAN**

Objective 1.1: Maintain a clearly defined township, one which is distinct from neighbouring areas

Objective 1.3: Protect and promote Gawler's unique heritage

Objective 2.2: Growth to be sustainable and respectful of cultural and built heritage

Objective 2.4: Manage growth through the real connection of people and places





**10.6 CONCORDIA PRECINCT AUTHORITY - ISSUES PAPER**

**Record Number:** CC19/319;IC19/261

**Author(s):** David Petruzzella, Strategic Planner

**Previous Motions:** IES 15/04/2019 Motion No: 2019:04:IES019, IES 28/02/2017 Motion No: 2017:02:53, Council 22/03/2016 Motion No. 2016:03:72

**Attachments:**

1. **Letter from Mayor Bim Lange to Mayor Redman - Establishment of Concordia Precinct Authority - 10 May 2019** 
2. **16 April 2019 - The Barossa Council - Officer's Report - Concordia Precinct Planning - Issues Paper** 
3. **Concordia Precinct Authority - Issues Paper - The Barossa Council - April 2019** 
4. **Concordia Land Management Initial Response to Issues Paper - 2019** 

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**OFFICER'S RECOMMENDATION**

**That Council:-**

1. **Note the information report regarding the Concordia Precinct Authority Issues Paper adopted by the Barossa Council.**
2. **Note that the Mayor has written to the Minister pertaining to the Concordia Precinct Authority and an acknowledgment letter has been received. A detailed response has not yet been received. Further, that the CEO and Manager Development, Environment and Regulatory services have following, Council's last consideration of this matter, met with representatives of the Department of Planning, Transport and Infrastructure, the principal developer within the Concordia area and Barossa Council.**
3. **Note that it is understood that a draft Business Case relative to the formation of the Precinct Authority has been presented to the State Government and that following the above meeting held the Town of Gawler has been advised that it will be consulted in regards to the Business Case. Legislatively it is only the constituent council (i.e. the Barossa Council) who would have otherwise been consulted.**
4. **Request ongoing updates relating to the Concordia Growth Area as information comes to hand.**

**SUMMARY**

This report provides an update concerning an 'Issues Paper' recently adopted by The Barossa Council. This document is to be used as a basis for negotiations between the Barossa Council and Concordia Land Management regarding the establishment of a Precinct Authority pursuant to the *Urban Renewal Act 1995*.

The report also provides an opportunity for Council to be provided an update on matters following council's resolution in this regard at its meeting on May 2019.

**BACKGROUND**

Concordia is one of the most significant (unzoned) metropolitan fringe/township growth areas defined in the 30 Year Plan for Greater Adelaide 2017. This growth area is approximately 978 hectares in size and is anticipated to yield up to 10,500 allotments (at an average area of 650m<sup>2</sup>).

Concordia Land Management (CLM) currently has ownership or options on 614 hectares of land within this area. This equates to an estimated 63% of the development area. The vision of the CLM group is to transform this land largely used for cropping into a master planned residential community

that will form a natural and sequential extension to the existing Gawler Township. This will maintain and promote the primacy and focus of Gawler as the 'regional centre' in the north, supporting the Barossa and Lower North region.

It appears that, due to the planning reforms the original goals set in place by CLM have been affected and now new avenues for progressing the development are being sought.

Council has had limited contact with CLM since 2017, however it was the understanding of staff that progress on this matter had slowed as it is the priority of the State Government that the planning reforms are implemented prior to any zoning changes are applied for the growth area.

However it has now come to the attention of staff that CLM are seeking the possible establishment of a Precinct Authority pursuant to the *Urban Renewal Act 1995*, for the development of the Concordia Growth Area.

The Precinct Planning process was introduced several years ago and was promoted as "a powerful tool that offers far more than a traditional rezoning process", where it provides "a coordinated approach that can expedite development, provide sharply focused management, drive innovation and build communities".

The *Urban Renewal Act 1995* (the *Act*), permits the Minister for Housing and Urban Development to declare a specified area as a 'Precinct'. More specifically, the *Urban Renewal Act 1995* establishes a process for the:

- declaration of a Precinct,
- the establishment of the Authority, including the need to establish Panels,
- the development of the Precinct Master Plan and Precinct Implementation Plan,
- the need for consultation, and
- identifying specific roles and inputs from the local Council.

### **Precinct Authority**

A Precinct Authority is appointed by the Minister and pursuant to the *Act* can be:

1. the Urban Renewal Authority;
2. another statutory corporation constituted pursuant to the *Act*;
3. a Council; or
4. a Council Subsidiary.

### **Role of a Council**

Under the *Act*, councils can have different roles, including:

a) *Initiate a precinct* –

- a) A council can request that the Minister declare an area as a Precinct (requires a council to prepare a Business Case);

b)

b) *Precinct Authority* –

- c) A council or a subsidiary of a council may be the Precinct Authority;

d)

c) *Participant* –

- e) Where the council is not the Precinct Authority, consultation with council is required throughout the Precinct planning process.

During the Precinct planning process, a council is consulted on:

- a) *Business case* –
  - f) The Minister must consult with and have regard to the views of any council within the area of proposed precinct. A council is provided four weeks minimum to review and comment on a Business Case;
  - g)
- b) *Panels* –
  - h) A council representative may attend, but not participate in, any meeting of a Panel established by a Precinct Authority, and have access to papers of the Panel;
  - i)
- c) *Precinct plans* –
  - j) The Precinct Authority must consult with the relevant council(s) when preparing a Precinct Master Plan or Implementation Plans;
  - k)
- d) *Powers to impose a rate, levy or charge* –
  - l) Regulations to grant powers to a Precinct Authority under the *Local Government Act* to impose or recover a rate, levy or charge cannot be made until after consultation with the relevant council;
  - m)
- e) *Transfer of property* –
  - n) The Minister may transfer an asset, right or liability of a Precinct Authority to a council only with the council's agreement.

### **Precinct Master Plan and Implementation Plan(s)**

Precinct Authorities are responsible for preparing and maintaining the Precinct Master Plan as well as the Implementation Plan(s) for an established Precinct.

A Precinct Implementation Plan provides a framework for the implementation and delivery of the development. It may include items such as:

- Funding arrangements
- Infrastructure requirements
- Service standards
- Roles and responsibilities for implementation

### **Concordia Land Management Proposal for a Precinct Authority**

Concordia Land Management has proposed a governance model to both the State Government and the Barossa Council based on the requirements of the *Act* to:

- Facilitate the coordinated and efficient development of the Concordia Growth Area in accord with The 30 Year Plan for Greater Adelaide.
- Facilitate the timely delivery of infrastructure and a provision of a mechanism to fund that infrastructure.
- Provide a governance framework involving multiple stakeholders ensuring their commitment to project delivery.
- Facilitate economic development including jobs.
- Facilitate the development of a sustainable community.

CLM propose that the Authority is a Corporation pursuant to the *Act* with a bespoke composition. It is proposed that the Authority be established to provide for a three member Board, including a Chairperson, comprising persons with demonstrated skills and experience in the following:

- land/urban development; Local Government; finance; engineering; planning; law; asset management; major projects and property economics.

The independent Authority is to be appointed by the Governor. It is proposed that the Minister, the proponent and The Barossa Council each provide a short list (no more than three) of nominees with the appropriate expertise for consideration. The Town of Gawler has not been offered recognition as a key stakeholder at this point. The Town of Gawler should express its concerns in this regard ensuring appropriate involvement and representation.

The proposition that Council representation should be independent of Council is also a matter that requires careful consideration. The merits or otherwise of such a representation as opposed to for example active participation and advocacy of either the Mayor or CEO of Council being the alternative relative to ensuring real and informed advocacy when representing the communities interests.

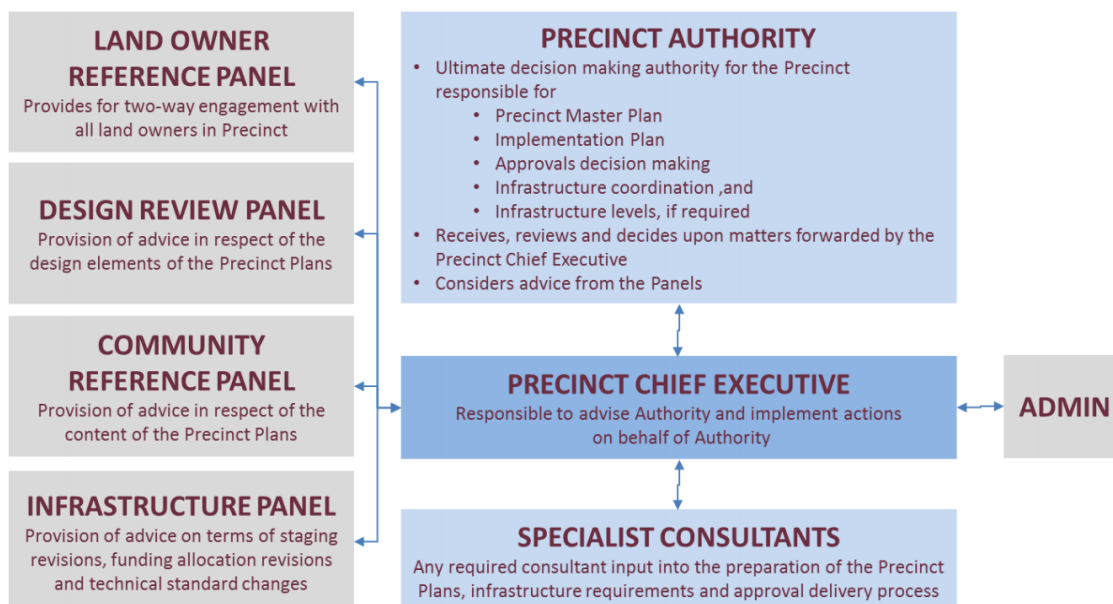


Figure 2: Concordia Precinct Governance Framework

*Panels:*

### Design Review Panel

CLM propose that this Panel comprise three members plus a Chairperson with complementary skills in the areas of urban design, planning, landscape architecture and architecture.

### Community Reference Panel

Membership of this Panel will comprise either representative community groups, or individuals or a combination of both, with a mix of residents, business interests, community and environmental groups. An Expression of Interest process and selection criteria would be set out for the membership.

While the *Act* notes that councils can attend as ‘observers’, CLM propose that The Barossa Council and the Town of Gawler be invited to provide a full member representative. The Town of Gawler are yet to receive an invitation.

In addition to the required Panels, CLM has recommended that there be the following additional Panels:

### Infrastructure Panel

Propose a Panel comprising five members:

- Chairperson (skills based engineering, land development, planning)
- Authority representative (Precinct Chief Executive)
- Developer representative (Project Engineer)
- The Barossa Council representative (Engineer/Asset Manager etc.)
- Town of Gawler representative (Engineer/Asset Manager etc.)

### Land Owners Reference Panel

With 37 other land owners within the broader growth area, it is proposed that there be a mechanism for these owners to have input into the planning process. This Panel is to be open with no limit on membership/attendance. The Panel is to have an Independent Chairperson and will be advisory only.

### **Resources:**

The Authority would employ a Precinct Chief Executive and support staff and/or specialist consultants.

### **Funding:**

While an Authority has capacity to raise funds, CLM propose to make a loan to the Precinct Authority for the administration of the Authority and preparation of the Precinct Master Plan and Implementation Plan. The loan would be recovered once development commences.

**Service Provision Arrangements:** Subject to the provisions of the Implementation Plan and ongoing negotiation with The Barossa Council, it has been detailed that regular services (i.e. waste collection, compliance) would be provided by The Barossa Council.

It is proposed to seek the approval of the Governor to facilitate The Barossa Council also setting and collecting a separate rate (levy) on behalf of the Authority. These funds are to be used for the provision and maintenance of infrastructure and the operations of the Authority. It is intended that the administrative cost in collecting the levy will be offset by the Authority, making it cost neutral for The Barossa Council.

CLM propose that a Memorandum of Understanding be prepared to outline the respective roles, operating arrangements and commitments required between the two parties.

### **Ongoing Management:**

It is envisaged that the Authority will hand over powers and functions to Council in a staged manner over the life of the development.

Below are a number of key considerations which a Council would need to factor in when deciding on whether to support a Precinct Planning approach:

#### 1. *Definition of the Precinct Area*

Does Council support the proposed precinct area?

#### 2. *Governance model*

The preferred model by the LMC and DPTI is for the establishment of a statutory corporation. The CLM proposal would allow for the Business Case to be prepared by both CLM and The Barossa Council.

The composition and membership of the Panels that might be established (for example representation by the existing community on the Community Reference Panel might assist with the overall integration of the Precinct and its workers, residents, and land-owners and occupiers into the wider Council)

### 3. *Authority's scope and powers*

While the *Act* determines most of the powers and function of an Authority, there is capacity for Council to request that it have membership on the Board.

### 4. *Contact points*

What guarantees does Council have to provide meaningful/critical input into the development of the Precinct Master Plan and Implementation Plan?

What are the expected levels of detail and form of the Precinct Plans?

Ensuring that areas of investigation include, for example, investigation into the capacity of and implications for existing services such as schools, child care, health care, Home and Community Care, community bus services, libraries etc. and, the broader implications of any change in demographics.

### 5. *Service delivery*

How are the arrangements for managing the daily operational role of Council, the new Precinct and community expectations going to be factored?

More recently the Barossa Council hosted workshops in January and February of 2019 where CLM presented a proposed governance (Precinct Authority) model to oversee the master planning process for the Concordia Growth Area.

Although CLM is the proponent for the establishment of a Precinct Authority, Senior Executives from DPTI are encouraging The Barossa Council to consider its strategic land use planning and the need to factor in the Concordia Growth Area.

An information report was provided to The Barossa Council at their meeting in February where the following motion was adopted:

- (1) *Agree to participate in Precinct Planning investigations;*
- (2) *Endorse the establishment of a small internal working group, comprising the Mayor, Deputy Mayor, Chief Executive Officer, Director, Development and Environmental Services and Principal Planner to work with officials from the Department of Planning, Transport and Infrastructure and the proponent on the preparation of a Memorandum of Understanding or Deed that outlines the key parameters to which the Business Case is to be developed, on the basis of supporting a Statutory Corporation as the Precinct Authority; and*
- (3) *Instruct the Chief Executive Officer to provide regular updates on progress of discussions on at least a quarterly basis, and that subsequent reports be presented to Council to:*
  - a) *Endorse the Memorandum of Understanding or Deed prior to the commencement of the Business Case; and*
  - b) *Endorse the Business Case prior to its submission to the Minister for Housing and Urban Development pursuant to section 7H of the Urban Renewal Act 1995.*

A report was presented to the Town of Gawler Infrastructure and Environmental Services Committee in April 2019, presenting the above information and the following motion was adopted:

COMMITTEE RESOLUTION 2019:04:IES019

Moved: Mayor K Redman

Seconded: Cr K Goldstone

*That the Infrastructure & Environmental Services Committee:*

1. *Notes the information report regarding the Concordia Growth Area and discussion pertinent to the establishment of a precinct authority under the Urban Renewal Act 1995.*
2. *Authorises the Mayor to write to the Minister for Planning, The Barossa Council and Concordia Land Management seeking that appropriate representation from the Town of Gawler be included on the proposed Corporation (Board) established by the Barossa*

*Council and on the relevant Panels as the Precinct Authority for the Concordia New Growth Area.*

3. *Requests ongoing updates relating to the Concordia Growth Area and the possible establishment of a precinct authority as information comes to hand.*

## COMMENTS/DISCUSSION

Since the above motion was adopted, staff can confirm that letters were prepared and sent to the Minister for Planning, The Barossa Council and CLM seeking appropriate representation for the Town of Gawler.

A response was received from Barossa Mayor Bim Lange (**Attachment 1**) dated 10 May 2019. The letter reiterates that the Barossa Council has resolved to support having an independently appointed board, based on membership recommendations from the Minister and The Barossa Council as the two main stakeholders, provided that the framework offers appropriate 'touch points' for the Council to provide input.

A further report was presented to the Barossa Council concerning the establishment of a Precinct Authority at its meeting on 16 April 2019 (**Attachment 2**).

In the interest of progressing a Deed or Memorandum of Understanding (MOU) an issues paper was developed and subsequently adopted by The Barossa Council, outlining concerns with some of the proposals sought by CLM (**Attachment 3**).

*MOVED Cr de Vries*

*that Council endorses the Issues Paper as a basis for discussion with the Department of Planning, Transport and Infrastructure, Renewal SA and Concordia Land Management in the formulation of a Memorandum of Understanding or Deed as a supplement to the Business Case prepared pursuant to the Urban Renewal Act 1995.*

*Seconded Cr Miller*

*CARRIED 2018-22/167*

The issues paper is to be utilised as a basis for formal discussions to progress the Deed or MOU and subsequent Business Case. The purpose of preparing an MOU is to establish an agreed understanding between the parties and their respective roles, operating arrangements and commitments to establishing a Precinct Authority.

It is staff's understanding that a draft copy of the Issues Paper was distributed to the Department of Planning, Transport and Infrastructure, Renewal SA and CLM for comment/feedback.

A summary of key points raised in the Issues Paper is provided below:

- The Barossa Council support the establishment of an Independent Statutory Corporation pending the interests of the Council are adequately represented.
- The Barossa Council are recommending the proposed Board comprises of five members, instead of three as suggested by CLM (staff are unable to provide further detail regarding the Barossa Council's request to have five members).
- The Barossa Council wishes to see a short list of a least eight preferred candidates referred to the Governor for consideration prior to final appointment.
- The Barossa Council wishes to see a chair person added to the Design Review Panel creating a total of four members.
- The Barossa Council have provided detail concerning the proposed responsibilities of the Design Review and the Community Reference Panels.
- The Barossa Council have stated that it would like to see the Authority have limited powers beyond the *Urban Renewal Act 1995*.
- The Barossa Council opposes CLM's proposal of providing a loan for the administration of



the Authority and preparation of the Precinct Master Plan and Implementation Plan. It is the preference of the Barossa Council that State Government fund any expenses in relation to the establishment of a Precinct Authority and a payback mechanism then be incorporated.

- The Barossa Council wishes to create a number of key decision 'Hold Points' to ensure the Council has adequate opportunity to provide meaningful input as well as veto matters or serious concern.
- The Barossa Council wishes to see the proponent develop a future community and environment built on the values of the Barossa Valley region which is not dependent on the services of the Town of Gawler.
- That the Council will remain responsible by exception for ongoing Local Government service provision, including Waster Services, Development Services, Health Services, Regulatory services as well as other Community orientated services.

CLM have provided an initial response (**Attachment 4**) that was considered by the Barossa Working Group at its last meeting. Overall, CLM are generally supportive of the matters raised, and are allegedly prepared to incorporate some elements within the Business Case and/or the MOU. It is noted however The Barossa Council's desire to see numerous hold/contact points incorporated into an MOU or deed may become a matter of difference. Quote from CLM regarding Contact/Hold Points below:

*"CLM is committed to working with Barossa Council to achieve an MOU and Business Case which is supported by both parties. In relation to the final 6 dot points these are matters governed by the Urban Renewal Act and CLM is unable to commit to matters which are the responsibility of the Minister or Precinct Authority. The Act sets out the process for the establishment of the Precinct and for the preparation and approval of the Master Plan and Implementation Plans which involve consultation with Council but approval ultimately rests with the Minister for Housing and Urban Development. DPTI may wish to comment".*

Council staff have undertaken an initial review the issues paper and consider the points raised and the terms being sought to be relatively standard, however remain disappointed that any reference to the Town of Gawler's involvement in this proposed process remains minimal. A further detailed analysis of the issues paper will be undertaken and reported back to Council accordingly.

## **COMMUNICATION (INTERNAL TO COUNCIL)**

Chief Executive Officer.  
Manager Development, Environment and Regulatory Services  
Senior Development and Strategic Policy Officer  
Strategic Planner

## **CONSULTATION (EXTERNAL TO COUNCIL)**

Department of Planning Transport and Infrastructure

## **POLICY IMPLICATIONS**

Nil

## **STATUTORY REQUIREMENTS**

The establishment of a precinct authority is legislated via the *Urban Renewal Act 1995*.

## **FINANCIAL/BUDGET IMPLICATIONS**

As noted in the Town of Gawler Draft 2019/20 Budget Business Plan a below the line budget bid of \$20,000 has been allocated towards Concordia Land Use Investigations (P190086).

## **COMMUNITY PLAN**

Objective 1.1: Maintain a clearly defined township, one which is distinct from neighbouring areas

Objective 1.2: Build a local community that is proud of Gawler

Objective 2.2: Growth to be sustainable and respectful of cultural and built heritage

Objective 2.4: Manage growth through the real connection of people and places

Objective 2.5: Local economic activity to create local job opportunities and generate increased local wealth

Objective 4.2: Support development that respects the environment and considers, the impacts of climate change

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

Objective 5.3: Deliver ongoing effective and efficient services, including support for regional collaboration

Objective 5.4: Create a safe community environment

**10.7 2018/19 3RD QUARTER BUDGET REVIEW AS AT 31 MARCH 2019****Record Number:** CC19/319;IC19/302**Author(s):** Tony Amato, Team Leader Finance**Previous Motions:** Council, 28/02/2017, Motion No: 2017:02:44**Attachments:** 1. **2018/19 3rd Quarter Budget Review (as at 31 March 2019)**  
**CR19/29320** 

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**OFFICER'S RECOMMENDATION**

**That Council adopts the 2018/19 3rd Quarter Budget Review (as at 31 March 2019), which details an estimated end of year underlying operating surplus of \$134,000.**

**SUMMARY**

In accordance with Section 123 of the Local Government Act 1999 and the Local Government (Financial Management) Regulations 2011, this report comprises the third of three quarterly budget reviews for the 2018/2019 financial year.

The primary purpose of this report is to review the 2018/2019 budget in consideration of the current financial year actual performance. The underlying approach taken is consistent with the principles of the Budget Management Policy, which prescribes that any unfavourable budget variations should, in the first instance, be sourced from within the existing budget wherever possible.

**BACKGROUND**

The 2018/19 3rd Quarter Budget Review (March 2019) was tabled to the Audit Committee for endorsement to Council at a meeting held on 9 May 2019, at which the following resolution was adopted:

Moved by Cr D Fraser  
Seconded by Cr C Davies  
Motion No: 2019:05:AC016

*That the Audit Committee recommends to Council that the 2018/19 3rd Quarter Budget Review (as at 31 March 2019) be adopted, which details an estimated end of year underlying operating surplus of \$134,000.*

This reporting process reflects Council's request that all quarterly budget reviews be considered and endorsed by the Audit Committee prior to presentation to Council.

*A correction has been made to the version of the 3<sup>rd</sup> Quarter Budget Review presented to the Audit Committee on 9 May 2019. The outcome of the correction is a \$199,000 reduction in Capital Expenditure (the amendment relates to a correction of the allocation of Capitalised Salaries (net adjustment of \$0) and a correction of Capital Budget transfers across the Infrastructure & Engineering Services Division). There has been no change to the Statement of Comprehensive Income or estimated Financial Indicators results as at 30 June 2019 as a result of this correction.*

**COMMENTS/DISCUSSION**

All budget variations have been processed by staff in accordance with the Budget Management Policy. The budget variations incorporated within this review provide for an estimated improvement in the 2018/19 underlying operating result of \$435k (from an operating deficit of \$301k to an operating surplus of \$134k) and a decrease of \$94k in net capital expenditure. The material favourable

improvement in the forecast operating result is predominantly due to Federal Government funding recently announced in the 2019 Federal Budget.

An overview of the primary budget variations included in this review is detailed below.

## **1. Summary of proposed key Budget variations**

### **Statement of Comprehensive Income**

*Operating Surplus / (Deficit) – net consequence is a surplus operating variation.*

The material operating budget variations included in this review are listed hereunder:

- a) \$895k increase in the Financial Assistance / Local Roads grant funding due to the advance payment of the 2019/20 grant allocation as informed by the Federal Budget;
- b) \$320k for additional Supplementary Local Roads grant funding as informed by the Federal Budget, which is expected to be paid before 30 June 2019;
- c) \$82k decrease in water consumption costs due to the continuation of the developer maintenance period for Orleana Waters & Highfield Reserve;
- d) \$98k decrease in employment costs due to land development employment costs being offset against assets received free of charge from developers;
- e) \$49k increase in stormwater drainage maintenance costs;
- f) \$50k increase in property management costs due to additional cleaning and maintenance required across a number of Council buildings.

### **Capital Expenditure Budget**

Net decrease of \$94k including:

- a) \$75k decrease relating to the deferral until 2019/20 of the Gawler Aquatic Centre Female Change-room Upgrade project. This expenditure reduction is partly offset by grant funding reduction of \$50k. However, Council has recently been advised that it has been successful in securing State Government grant funding of \$409k towards the upgrade of change-room facilities at the Gawler Aquatic Centre. These funds will subsequently be expensed during the 2019/20 financial year;
- b) \$60k increase relating to unspent funds in 2017/18 transferred to 2018/19 for the Gawler Urban Rivers Biodiversity Rehabilitation Program (i.e. timing adjustment);
- c) \$80k decrease relating to the Jack Bobridge Linkage to the Stuart O'Grady Bike Track project for which Government grant funding has not been secured. The \$80k represents the component of works that were previously estimated to be undertaken in 2018/19 if the grant funding application had been successful. This expenditure reduction is fully offset by associated grant funding reduction of \$80k.

Further details and explanations regarding the Quarterly Budget Review are provided within the separate report provided as **Attachment 1**.

## **COMMUNICATION (INTERNAL TO COUNCIL)**

Executive Management Team  
Manager Finance & Corporate Services  
Financial Accountant

**CONSULTATION (EXTERNAL TO COUNCIL)**

Nil

**POLICY IMPLICATIONS**

Budget Management Policy  
Treasury Management Policy

**STATUTORY REQUIREMENTS**

*Local Government Act 1999 - Section 123 Annual business plans and budgets*  
*Local Government (Financial Management) Regulations 2011 - Part 2 (9)*

**FINANCIAL/BUDGET IMPLICATIONS**

The budget variations incorporated within this review provide for an estimated improvement in the 2018/19 underlying operating result of \$435k (from an operating deficit of \$301k to an operating surplus of \$134k) and a decrease of \$94k in net capital expenditure.

**Financial Indicators**

The key financial indicators (i.e. Operating Surplus Ratio, Net Financial Liabilities Ratio and the Asset

Indicator	2018/19 Adopted Budget	2018/19 1 <sup>st</sup> Quarter Review	2018/19 2 <sup>nd</sup> Quarter Review	2018/19 3 <sup>rd</sup> Quarter Review	Council Policy Target	Estimate within Policy Target
Operating Ratio	-2.8%	-4.5%	-4.2%	0.6%	0-10%	✓
Adjusted Operating Ratio	0.2%	-1.4%	-1.1%	0.5%	0-10%	✓
Net Financial Liabilities Ratio	86%	89%	87%	87%	0-100%	✓
Asset Sustainability Ratio *	97%	165%	165%	166%	90-100%	☒

Sustainability Ratio) have been impacted as per Table 1 below.

**Table 1 – Financial Indicators 2018/19**

*\*Estimated ratio result exceeds policy target due to increased funding provided to renewal / replacement of infrastructure as part of Murray Street Stage 6 / Gawler Mill Bridge project.*

Whilst recent annual increases in the Net Financial Liabilities ratio have been provided for within Council's Long Term Financial Plan, Council will need to continue to be vigilant to ensure that the ratio result is maintained within Council's policy target position and, ideally, reduced so as to 'free-up' future borrowing capacity in the longer term.

**COMMUNITY PLAN**

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

## 10.8 NORTHERN ADELAIDE WASTE MANAGEMENT AUTHORITY - DRAFT 2019/2020 SERVICE AGREEMENT AND ANNUAL REPORT

**Record Number:** CC19/319;IC19/301

**Author(s):** Jack Darzanos, Team Leader Environmental Services

**Previous Motions:** Motion No: 2018:05:156

**Attachments:**

1. **NAWMA 2019/2020 - Draft Service Agreement CR19/31279** 
2. **NAWMA - Draft Annual Business Plan 2019-2020 CR19/32235** 
3. **NAWMA - Draft 2019-2020 Budget CR19/32227** 

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### OFFICER'S RECOMMENDATION

**That Council:**

1. **Endorse the Northern Adelaide Waste Management Authority Draft 2019/2020 Service Agreement and the Chief Executive Officer be authorised to execute the final Service Agreement.**
2. **Note that the Service Agreement does not make provision for a hard waste collection service. Such provision will be made following resolution of Council.**
3. **Endorse the Northern Adelaide Waste Management Authority 2019/2020 Draft Business Plan**

### SUMMARY

The Northern Adelaide Waste Management Authority (NAWMA) is a local government regional subsidiary of the Cities of Salisbury and Playford, and the Town of Gawler. These Councils represent nearly 20 per cent of residents from across metropolitan Adelaide. NAWMA also services a large number of rural and regional Councils. In providing quality waste management and resource recovery services, NAWMA is delivering direct benefits to our Constituent and client Councils and to the broader South Australian community.

The draft Northern Adelaide Waste Management Authority 2019 / 2020 Service Agreement between NAWMA and the Town of Gawler is reviewed annually (**Attachment 1**).

The Business Plan, as prescribed in Clause 12 of the Charter, includes an outline of NAWMA's objectives, that activities intended to be pursued, and the measurement tools defined to assess performance (**Attachment 2**). It must also assess and summarise the financial requirements of NAWMA and set out the proposals to recover overheads and costs from the Constituent Councils (**Attachment 3**).

### BACKGROUND

The 2018-19 financial year has been one of significant investment and change for the Northern Adelaide Waste Management Authority (NAWMA). A number of milestones have been accomplished that will advance NAWMA's capabilities into a world's best practice waste management and resource recovery facility.

Key targets of the NAWMA Waste Management Strategy 2015-2020 include:

- Further reduction in Council waste disposal rates;
- Reduction in Council contributions with NAWMA having greater control of its waste minimisation and resources recovery operations through a strategic realignment of reliance on external contractors;
- Maximising annual financial returns to Councils; and

- Establishing reliable markets for sale of processed recyclables.

The key outcomes for NAWMA will be to establish long term achievements in resource recovery, environmental outcomes, education, food and garden organics and strong social outcomes within the subsidiary Council areas.

At the Council meeting held on 22 May 2018 the following motion was adopted.

Moved by Deputy Mayor I Tooley  
Seconded by Cr M Nicolson  
Motion No: 2018:05:156

*That the draft Northern Adelaide Waste Management Authority 2018/2019 Annual Business Plan be received and the draft 2018/2019 Service Agreement be endorsed and a final agreement be executed accordingly.*

## COMMENTS/DISCUSSION

Headlining changes and investment opportunities at NAWMA includes the introduction of strategies containing powerful performance drivers to increase landfill diversion, improve existing processing infrastructure, and deliver education and behaviour change campaigns to our communities. 2019/2020 will be the first full year of implementation of the Strategy.

### Annual Business Plan

The 2019/2020 Business Plan documents the objectives, activities, financial requirements and logistics for NAWMA to undertake the collection and management of waste, organics, and recycling for Constituent Councils in a sustainable, efficient, and competitive manner (**Attachment 2**).

Over the 2018/2019 financial year NAWMA has established a number of key strategic initiatives. These include an Operations Committee with the Constituent Councils. Officers from each Council meet with NAWMA operations staff to address service delivery, cross pollinate ideas, and reduce duplication of effort across the region. The Committee aims to meet at least quarterly.

The three (3) Constituent Council Chief Executive Officers, NAWMA Independent Chairperson, and NAWMA Chief Executive Officer continue to meet regularly to discuss common issues and innovation opportunities.

NAWMA's administration rolled out Microsoft Dynamics Navision in 2018. Across 2019/2020 it is intended that the Enterprise System will be integrated with the weighbridge platform (WinWeigh) to automate approximately 80% of all transactions. The final component will come with the adoption (or addition) of a customer records management (CRM) system, either within Microsoft Dynamics or as another integration.

NAWMA's Chief Executive Officer has also been invited to participate in several State Government working groups relating to waste management and recycling, some of these being;

- **China SWORD High Level Working Group (Chaired Green Industries SA):** A working group to identify the nature and impact of the China recyclables import restrictions on South Australia, both immediate and ongoing.
- **SA Sustainable Procurement Working Group (Chaired Green Industries SA):** To provide strategic input and leadership into the development of a cohesive, collaborative and effective approach towards increasing domestic market demand for local recyclable materials and recycled-content products. This recognises the role of government and industry procurement in assisting with the longer-term structural adjustment of the waste sector and the benefits of a sustainable circular economy business model.

- **Waste Reform High level Advisory Group (Chaired EPA):** High-Level Advisory Group to further promote the high-level understanding and provision of strategic advice in relation to the development and implementation of the waste regulatory reforms.
- **(Opt-out)Food Organics Garden Organics (FOGO) Business Case and Planning;** Following an independent analysis and subsequent strategy modelling, NAWMA will now work with Constituent Councils to develop the final business case for rolling out the remaining (circa) 30,000 FOGO bins to properties currently not participating in the opt-in service. It is anticipated that the business planning will culminate in a 2020/2021 Budget Bid for a July 2021 rollout.

### Service Agreement

The draft Northern Adelaide Waste Management Authority 2019 / 2020 Service Agreement between NAWMA and the Town of Gawler is reviewed annually. Council and NAWMA staff have met to consider the service agreement and to add amendments where necessary to reflect new processes and changes. The draft 2019 / 2020 Service Agreement is considered a part of the normal NAWMA and constituent Council business service levels. The exception in the draft is a new section to give consideration to a hard waste service in the Town of Gawler. A hard waste service is dependent upon Council resolution. A report on the trial hard waste program will be tabled at the 11 June 2019 IES Committee. The report provides an update on the completion of the Trial Hard Waste Service for Concession Card Holders. The report will provide further information on the proposed expansion of the Hard Waste program to all residents in 2019/2020.

The Service Agreement is a negotiated statement of the services to be provided by NAWMA, the outcomes sought and the resources to be allocated. The Service Agreement is the accountability mechanism between NAWMA and the Council for waste management services as listed in this agreement and is subject to annual review (**Attachment 1**).

The Service agreement includes:

- a. Reporting
- b. Performance
- c. Cost Structures
- d. Collection Services
- e. Weekly kerbside waste collection
- f. Fortnightly kerbside recycling collection
- g. Fortnightly kerbside garden and food organics collection
- h. Material Processing
- i. Material Recovery Facility (MRF) Operation
- j. Processing of Organics
- k. Waste Handling and Disposal
- l. Customer Service
- m. Promotions/Education
- n. Waste Transfer Station Services

The broader relationship between NAWMA and Council are also defined by the following:

- a. Charter of the Northern Adelaide Waste Management Authority
- b. NAWMA Waste Management Strategy
- c. Annual Business Plan



d. Annual Budget Forecasts

NAWMA will continue to support an infrastructure set that includes:

- A best practice Resource Recovery Centre;
- An innovative Waste Processing Facility;
- One of only two Material Recovery Facilities processing kerbside (household) recyclables in South Australia, and;
- A high performing bale fill landfill at Uleybury

**COMMUNICATION (INTERNAL TO COUNCIL)**

Chief Executive Officer  
Governance Officers

**CONSULTATION (EXTERNAL TO COUNCIL)**

Chief Executive Officer and staff at Northern Adelaide Waste Management Authority

**POLICY IMPLICATIONS**

Nil

**STATUTORY REQUIREMENTS**

Nil

**FINANCIAL/BUDGET IMPLICATIONS**

The draft 2019/20 NAWMA budget has been incorporated within the draft 2019/20 Council budget recently released for public consultation, which includes the estimated service costs of \$2.032m and Council's equity share of NAWMA's estimated operating surplus (\$37,000). The service cost levied to Council by NAWMA is then recovered via the individual property Waste Management Service Charge applied to ratepayers, pursuant to Section 155 of the Local Government Act 1999.

Based on the draft 2019/20 NAWMA budget, and the number of indicative kerbside waste bins to be serviced, the draft 2019/20 Council budget currently provides for no increase in the existing Waste Management Service Charge applied (\$186).

A 2019/20 budget bid of \$120,000 has been included in the proposed 2019/20 draft budget for an annual one pick up per annum hard waste service for the Town of Gawler. A hard waste service will be dependent upon Council resolution.

For the 2019/20 financial year, the provision of a hard waste collection service would be effectively funded from the surplus Waste Management Service funds derived from the 2017/18 financial year. If a hard waste collection service is to be provided for in subsequent years, Council would then need to give consideration as to how the cost is to be funded.

A report on the trial hard waste program will be tabled at the 11 June 2019 Infrastructure and Environmental Services Committee. The report provides an update on the completion of the Trial Hard Waste Service for Concession Card Holders. The report will provide further information on the proposed expansion of the Hard Waste program to all residents in 2019/2020.

**COMMUNITY PLAN**

Objective 2.3: The local environment to be respected

Objective 2.4: Manage growth through the real connection of people and places

Objective 2.5: Local economic activity to create local job opportunities and generate increased local wealth

Objective 4.4 Support sustainable use of natural resources and minimise further waste to landfill

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

Objective 5.3: Deliver ongoing effective and efficient services, including support for regional collaboration




## 10.9 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY - BUSINESS PLAN 2019 – 2022 AND DRAFT 2019/20 BUDGET

**Record Number:** CC19/319;IC19/218

**Author(s):** Sam Dlena, Manager Infrastructure and Engineering Services

**Previous Motions:** 2018:04:123

**Attachments:**

1. Letter to Town of Gawler - Advice of Draft Budget and Draft Business Plan CR19/22711 
2. Draft GRFMA Business Plan 2019 - 2022 CR19/22712 
3. Draft GRFMA Budget 2019 / 20 CR19/22716 

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### OFFICER'S RECOMMENDATION

That Council endorses:-

1. The Draft Gawler River Floodplain Management Authority Business Plan 2019 – 2022.
2. The Draft Gawler River Floodplain Management Authority Budget 2019- 2020.

### SUMMARY

This report presents the Gawler River Flood Management Authority (GRFMA) draft 2019-2020 Annual Budget and draft three (3) year Business Plan 2019-2022 for the Council's consideration.

### BACKGROUND

The Gawler River Floodplain Management Authority (GRFMA) was formed as a Regional Subsidiary under Section 43 and Schedule 2 of the Local Government Act 1999 in August 2002. The six (6) constituent Councils of the GRFMA are:

- Town of Gawler;
- Adelaide Hills Council;
- The Barossa Council;
- Light Regional Council;
- Adelaide Plains Council; and
- City of Playford.

On 24 March 2019, the GRFMA provided a Notice to the Council of its Business Plan 2019-2022 and Draft Budget 2019 – 2020 (**Attachment 1**). The purpose of this report is to present these documents for the Council's consideration.

### COMMENTS/DISCUSSION

The GRFMA was established for the following purposes:

1. *To co-ordinate the construction, operation and maintenance of flood mitigation infrastructure in the Gawler River area (the Floodplain);*
2. *To raise finance for the purpose of developing, managing and operating and maintaining flood mitigation works within the Floodplain;*
3. *To provide a forum for the discussion and consideration of topics relating to the Constituent Councils' obligations and responsibilities in relation to management of flood mitigation within the Floodplain;*
4. *To enter into agreements with Constituent Councils for the purpose of managing and developing the Floodplain.*

The Charter of the GRFMA sets down the powers, functions, safeguards and accountabilities of the authority. It also provides an operational framework for the financial commitments of the GRFMA and the constituent Councils.

### **Business Plan 2019-2022**

A copy of the GRFMA Business Plan 2019 - 2022 is contained in **Attachment 2**.

The Charter requires that a rolling three (3) year Business Plan be approved annually by Constituent Councils which sets down the operational and financial plans to achieve agreed objectives.

### **Work Priorities 2019 -2022:**

Key elements of the 2019-2022 Business Plan include:

#### **Northern Floodway Project**

The Gawler River 2016 Flood Review report provides recommendations for flood mitigation works to be undertaken in the lower Gawler River with a first stage indicative cost of \$27 million:

The works consist of the following aspects:

- a) Proposed Gawler River Northern Floodway,
- b) Upgrade and maintenance of the levee system in the lower Gawler River; and
- c) Management of silt and pest vegetation in the lower Gawler River;

The GRFMA, and its member Constituent Councils, resolved to pursue Federal and State Government funding to progress the report recommendations in 2019. A copy of the Council motion in this regard is provided below.

Moved by Cr A Shackley  
Seconded by Cr P Koch  
Motion No: 2018:06:222

#### *That Council:*

1. *Notes the Gawler River Floodplain Management Authority (GRFMA) – Northern Floodway Proposal Report.*
2. *Supports the progression of the Northern Floodway Project on the basis that:*
  - a. *The Federal and State Governments confirm in writing a commitment to fund in totality all capital costs, including the further design and development costs associated with the Northern Floodway Project.*
  - b. *Formal commitment is provided by all Constituent Council's within the GRFMA on progressing the Northern Floodway Project on this funding principle.*
  - c. *Funding the ongoing costs associated with maintaining the Northern Floodway's delivered works will be the GRFMA's, hence the constituent Councils, contribution to the project.*
3. *Notes that further reports be presented to the Council on this project at key junctures.*

The GRFMA subsequently resolved to progress the report recommendations in 2019 via submission to the Australian Government's Building Better Regions Fund (BBRF). The application was based on the total of cost elements as identified in the Northern Floodway Project Prospectus, plus a price index escalator and contingency allowance.

These items include the major elements of preliminary works required to be undertaken first so that a more robust assessment of final project design and costs might be understood and considered prior to a further funding application (on the same 50/50 State and Federal Government funding contribution) for subsequent completion of the Project.

This effectively resulted in a total project cost of \$2 Million with the application seeking \$900,000 in BBRF funding which is to be matched with a \$900,000 funding contribution (via a commitment already provided) from the State Government. An in-kind GRFMA contribution of \$200,000 was also included. There was to be no constituent Council funding requirement.

Recent formal advice has now been received (March 2019) that this application was not successful. The Board considered this advice at its meeting held on 18 April 2019 and resolved the below motion:

*Moved Cr. M Herrmann*

*Seconded: Cr. T Keen*

*That the GRFMA:*

- 1. Express disappointment that the Northern Floodway Project, Building Better Regions (BBR) application has been deemed ineligible by the Department of Industry, Innovation and Science;*
- 2. Request the Executive Officer to seek feedback from the Department in relation to ineligibility of the application.*
- 3. Maintain progress of the Northern Floodway Project on the basis of firstly securing commitment from Federal and State Governments to fund in totality all capital costs, including the further design and development costs associated with the project: and*
- 4. Endorse the Chairperson and Executive Officer initiating a program to lobby for political support for funding of the project in the lead up to the 18 May 2019 Federal Government election.*

As detailed in the motion above, the GRFMA will continue pursuit of suitable funding from the State and Federal Government for the project as a priority in 2019.

#### UNHaRMED Decision Support Tool

The Authority, in partnership with the University of Adelaide, has received funding via the *National Disaster Resilience Program* (NDRP), to develop an existing decision support tool (UNHaRMED) to explore how to manage flood risk into the future in an integrated and dynamic approach.

The project will commence mid-2019, conclude in late 2020 and consider:

- Specific pilot studies (such as the proposed Bruce Eastick Dam Raise and Northern Floodway proposal) for analysis and developing a methodology for continued use of the program for integrated planning of flood mitigation actions by GRFMA; and
- Providing an example for other local government authorities and floodplain managers in integrated flood risk management supported by integrated risk modelling.

Key project aims are:

- Provide a platform for GRFMA constituent Councils to compare flood mitigation options over time in an integrated and transparent manner, as the basis for preparing a master plan incorporating existing mitigation structures and on-going maintenance and operation for constituent Councils and the community.
- Enable this platform to be used to engage the community in decision making, improve risk awareness and resilience and willingness to pay for risk reduction depending on risk appetite.
- Integrate social, economic, and environmental risk factors for a broad understanding of the Gawler River Catchment to inform long-term strategic planning.
- Highlight the role of research and science in local government decision-making and provide an example for similar councils and catchment management authorities across Australia.

- Develop a repeatable process to enable continued use of the project outputs and analysis frameworks for Local Government decision making across South Australia.

#### Charter Review

A review of the Charter has commenced and will be completed in 2019.

An outline of proposed amendments agreed by the GRFMA at its meeting held on 18 April 2019 is expected to be provided through to Council in the near future for its further consideration and feedback.

It is important to note at this time no consideration of changes to the percentage rate contributions from each Council are being altered.

#### Maintenance and Operations 2019- 2022

Maintenance and operations of the scheme during 2019 to 2022 will include:

- Completion of the detailed Dam Failure Consequence Assessment of the Dam pursuant to ANCOLD guidelines;
- Review of Dam Safety Emergency Plans and Operation and Maintenance Manuals;
- Dewatering and repair of the low-level inlet pipe and stilling basin; and
- Scheduled inspections and environmental management of land associated with the Dam's location.
- Investigation into feasibility of a proposal for the establishment of a revegetated zone around the Bruce Eastick North Para Flood Mitigation Dam.

#### Draft Budget 2019-2020

A Draft Budget 2019-2020 has been prepared by the GRFMA in accordance with their Charter. This Draft Budget is contained in **Attachment 3**.

The 2019/20 draft Budget has been prepared based on the 2018/19 Budget estimates with an annual escalator (September 2018) Local Government Price Index) of 2.9 % to general expenses not otherwise being programmed as capital and maintenance projects. No escalator has been applied to the Chairperson honorarium, Executive Officer consultancy costs or the Audit Committee Chairperson honorarium.

Constituent Council contributions for 2019/20 total \$230,300 which is a budgeted reduction from \$231,576 in 2018/19. The Town of Gawler's contribution will be \$38,957.

#### **COMMUNICATION (INTERNAL TO COUNCIL)**

Cr Paul Koch and Mr Sam Dilena, Manager Infrastructure and Engineering Services have been nominated by the Council as its Board Members on the GRFMA Board.

#### **CONSULTATION (EXTERNAL TO COUNCIL)**

Gawler River Floodplain Management Authority

#### **POLICY IMPLICATIONS**

Each year the GRFMA is to provide a three (3) year Business Plan and an Annual Budget for review and endorsement by Council in accordance with its Charter.

#### **STATUTORY REQUIREMENTS**

*Local Government Act*

#### **FINANCIAL/BUDGET IMPLICATIONS**

Based on the previous initial draft budget provided by the GRFMA, Council's 2019/20 contribution was estimated as \$26,862, and was subsequently included in the draft 2019/20 Council budget.

Accordingly, an unfavourable adjustment of \$12,138 will need to be made to the draft 2019/20 Budget to reflect the adjusted contribution required, based on the updated GRFMA budget now presented.

The contribution paid by Council in 2018/19 is \$39,198.

**COMMUNITY PLAN**

Objective 2.1: Physical and social infrastructure to match population growth

Objective 3.7: Create a safe community environment

Objective 4.1: Create and maintain a riverine environment that reflects the social, cultural and landscape values of the river corridor

Objective 4.2: Support development that respects the environment and considers the impacts of climate change

**10.10 CONFIDENTIAL ITEMS REVIEW**

**Record Number:** CC19/319;IC19/155

**Author(s):** Kate Symes, Governance Coordinator

**Previous Motions:** Nil

**Attachments:** 1. Register of Items Retained In Confidence CR19/35602 

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**OFFICER'S RECOMMENDATION**

**That:**

1. Having reviewed the orders under Section 91(7) of the Local Government Act 1999 (the Act) in respect of the following matters, the Council considers that those orders shall continue in force and thus that the documents the subject of those orders shall be kept confidential as follows:

**Proposed Permanent Road Closure Report (Victoria Terrace)**

**2016:03:90 (22/03/2016)**

**Nature of Confidentiality Section 90(3)(b)**

***(Report and attachments kept confidential)***

**This order shall operate until Council resolves that the property will be divested and will be reviewed at least annually in accordance with the Act.**

**Proposed Permanent Portion Road Closure - Sixth Street, Gawler South**

**2016:11:486 (22/11/2016)**

**Nature of Confidentiality Section 90(3)(b)**

***(Report, attachments and minutes kept confidential)***

**This order shall operate for a period of 12 months and will be reviewed at least annually in accordance with the Act.**

**Road Closure and Divestment of Land at Krieg Road, Evanston Park**

**2017:09:342 (26/09/2017)**

**Nature of Confidentiality Section 90(3)(b)**

***(Report and attachments kept confidential)***

**This order shall operate until all portions of the Road and the Reserve have been sold (or transferred in accordance with an Agreement for Transfer as the case may be) and will be reviewed at least annually in accordance with the Act.**

**Krieg Road Evanston Park Road Closure - Value of Land**

**2019:04:COU154 (23/4/2019)**

**Nature of Confidentiality Section 90(3)(b)**

***(Minutes, report and attachments kept confidential)***

**This order shall operate until settlement of the property and will be reviewed at least annually in accordance with the Act.**

**Offer to Purchase Council Land Adjoining Smithfield Memorial Park, Evanston South**

**2018:02:65 (27/2/2018)**

**Nature of Confidentiality Section 90(3)(b)**

***(Minutes, report and attachments kept confidential)***

**This order shall operate for a period of 12 months and will be reviewed at least annually in accordance with the Act.**

**Divestment of Council Land, Evanston South**

**2018:05:176 (22/5/2018)**

**Nature of Confidentiality Section 90(3)(b)**

***(Minutes, report and attachments kept confidential)***



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**This order shall operate until contractual documentation has been executed allowing the sale of the land and will be reviewed at least annually in accordance with the Act.**

**Divestment of Council Land, Smith Road and Main North Road, Evanston South**  
**2019:04:COU157 (23/4/2019)**

**Nature of Confidentiality Section 90(3)(b)**  
***(Minutes, report and attachments kept confidential)***

**This order shall operate until settlement of the property and will be reviewed at least annually in accordance with the Act.**

**Local Government Association of SA Business Case for a Public Lighting Service**  
**2017:02:66 (28/02/2017)**

**Nature of Confidentiality Section 90(3)(c)**  
***(Report and attachments kept confidential)***

**This order shall operate until the Local Government Association finalises consideration into this matter and is therefore no longer a confidential matter and will be reviewed at least annually in accordance with the Act**

**Public Lighting Dispute Update**

**2017:11:452 (28/11/2017)**

**Nature of Confidentiality Section 90(3)(j)**  
***(Minutes, report and attachments kept in confidence)***

**This order shall operate until advice is received from the Local Government Association that the information in this report is no longer confidential, and will be reviewed at least annually in accordance with the Act.**

**Electricity Procurement through Local Government Association Process**

**2019:02:26:COU069 (26/02/2019)**

**Nature of Confidentiality Section 90(3)(k)**  
***(Minutes, report and attachments kept in confidence)***

**This order shall operate until advice is received from the Local Government Association that the information in this report is no longer confidential, and will be reviewed at least annually in accordance with the Act.**

**Gawler East Link Road Update**

**2016:10:431 (25/10/2016)**

**Nature of Confidentiality Section 90(3)(a) & (h)**  
***(Report, un-redacted attachment and minutes kept confidential)***

**This order shall operate until such time as the land is developed and will be reviewed at least annually in accordance with the Act.**

**Gawler East Link Road Update**

**2017:11:391 (21/11/2017)**

**Nature of Confidentiality Section 90(3)(b) & (j)**  
***(Minutes, report and attachments kept confidential)***

**This order shall operate for a period of 36 months and will be reviewed at least annually in accordance with the Act.**

**Gawler East Link Road Update**

**2017:12:464 (5/12/2017)**

**Nature of Confidentiality Section 90(3)(b) & (j)**  
***(Report and attachments kept confidential)***

**This order shall operate for a period of 36 months and will be reviewed at least annually in accordance with the Act.**

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**Gawler East Link Road Update – Key Financial Elements**

**2018:02:29 (7/2/2018)**

**Nature of Confidentiality Section 90(3)(j)**

***(Report kept confidential)***

This order shall operate until the Council is advised by the Department of Planning, Transport and Infrastructure that it is no longer required to be held in confidence and will be reviewed at least annually in accordance with the Act.

**Murray Street Upgrade Stage 6 - Update Report**

**2018:09:337 (13/09/2018)**

**Nature of Confidentiality Section 90(3)(k)**

***(Report and attachments kept confidential)***

The report and attachments be kept confidential until after practical completion of contracted works, and will be reviewed at least annually in accordance with the Act.

**Woodvale Land Division 490/D023/16 (Variation to Stage 5) and Life Style Developments Land Division 490/D032/15**

**2018:07:297 (07/8/2018)**

**Nature of Confidentiality Section 90(3)(b)**

***(Report and attachments kept confidential)***

This order shall operate for a period of 12 months and will be reviewed at least annually in accordance with the Act.

**Woodvale Development Stage 5 Variation Land Division Application 490/D023/16**

**2019:04:COU150 (23/4/2019)**

**Nature of Confidentiality Section 90(3)(b)(d)**

***(Minutes, report and attachments kept confidential)***

This order shall operate until commercial negotiations are completed and will be reviewed at least annually in accordance with the Act.

**Springwood Traffic Interventions and Community Infrastructure Deed Update**

**2019:03:COU122 (26/3/2019)**

**Nature of Confidentiality Section 90(3)(b)(d)(h)**

***(Minutes, report and attachments kept confidential)***

This order will be reviewed at least annually in accordance with the Act.

**Confidential Recommendations from CEO Performance Management Panel Meeting Held on 16 August 2018**

**2018:08:334 (28/8/2018)**

**PMP:2018:08:09 (16/8/2018)**

**Nature of Confidentiality Section 90(3)(k)**

***(Report, minutes and attachments kept confidential)***

The report and attachments be kept confidential and not available for public inspection until 27 August 2019, and will be reviewed at least annually in accordance with the Act.

**Chief Executive Officer Performance Management Review Update**

**2019:03:PMP005 (18/3/2019)**

**Nature of Confidentiality Section 90(3)(a)**

***(Report and attachments kept confidential)***

The report and attachments be kept confidential and not available for public inspection until 12 month annual review, and will be reviewed at least annually in accordance with the Act.

**Business Innovation Hub Recommended Operator**

2018:08:328 (28/8/2018)

Nature of Confidentiality Section 90(3)(d)(k)

*(Attachments kept confidential)*

This order shall operate for a period of 12 months and will be reviewed at least annually in accordance with the Act.

**Barossa Regional Procurement Group - Tender - Provision of New Surfacing Works and Resurfacing of Sealed Roads - BRPG 006-2018**

2019:02:26:COU06 (26/2/2019)

Nature of Confidentiality Section 90(3)(k)

*(Report and attachments kept confidential)*

The report and attachments be kept confidential and not available for public inspection until project final completion and will be reviewed at least annually in accordance with the Act.

**Gawler Civic Centre Project Update**

2018:02:34 (20/2/2018)

Nature of Confidentiality Section 90(3)(b)

*(Report, attachments, minutes and tabled documents kept confidential)*

This order shall operate until such time as the project reaches financial Completion and will be reviewed at least annually in accordance with the Act.

**Legal Advice - Gawler Civic Centre Stonework**

2018:09:376 (25/9/2018)

Nature of Confidentiality Section 90(3)(h)

*(Minutes, report and attachments kept confidential)*

This order shall operate for a period of 12 months and will be reviewed at least annually in accordance with the Act.

**Civic Centre Redevelopment Project Financial Overview**

2018:12:COU522 (18/12/2018)

Nature of Confidentiality Section 90(3)(b)(i)

*(Minutes, report and attachments kept confidential)*

This order shall operate until such time as the project reaches Project financial Completion and will be reviewed at least annually in accordance with the Act.

2. Council notes that the orders made under Section 91(7) of the Local Government Act 1999 in respect of the following matters, as a consequence of the related trigger being satisfied, have been revoked and thus the documents the subject of those orders are no longer confidential:

**Divestment Strategy Update**

2017:04:141 (26/04/2017)

Nature of Confidentiality Section 90(3)(b)

*Report and attachments released*

**Divestment Strategy for Lot 300 Angle Vale Road, Evanston Gardens**

2018:03:97 (27/3/2018)

Nature of Confidentiality Section 90(3)(b)

*Report and attachments released*

**Expression of Interest Result - Lot 300 Angle Vale Road, Evanston Gardens**

**2019:02:26:COU072 (26/02/2019)**

**Nature of Confidentiality Section 90(3)(b)**

***Minutes, Report and attachments released***

**Karbeethan Master Plan – Extension Options**

**2018:06:232 (26/6/2018)**

**Nature of Confidentiality Section 90(3)(b)**

***Report and attachments released***

**Barossa Regional Procurement Group - Tender - Provision of New Surfacing Works and Resurfacing of Sealed Roads - BRPG 006-2018**

**2019:02:26:COU06**

**Nature of Confidentiality Section 90(3)(k)**

***Minutes released (Report and attachments kept confidential)***

3. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke any part of the orders kept in confidence at any time and directs the Chief Executive Officer to advise the Council of the revocation of this order (or part) as soon as possible after such revocation has occurred.

**SUMMARY**

The principle of open and accountable government is strongly supported by the Town of Gawler and confidentiality provisions will only be utilised after careful consideration and when considered proper and necessary.

**BACKGROUND**

Council has a Code of Practice under the Local Government Act 1999 (the Act) where there is a need to restrict public access to discussion or documents. Under this Code, the application of the confidential provisions includes clearly outlining to the community the purpose and basis Council may apply the provisions under Section 90 of the Act, to restrict public access to meetings or documents under the following circumstances:

- (a) *information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);*
- (b) *information the disclosure of which—*
  - (i) *could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and*
  - (ii) *would, on balance, be contrary to the public interest;*
- (c) *information the disclosure of which would reveal a trade secret;*
- (d) *commercial information of a confidential nature (not being a trade secret) the disclosure of which—*
  - (i) *could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and*
  - (ii) *would, on balance, be contrary to the public interest;*
- (e) *matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person;*
- (f) *information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;*
- (g) *matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of*

- confidence, or other legal obligation or duty;*
- (h) legal advice;*
  - (l) 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;*
  - (j) information the disclosure of which—*
    - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and*
    - (ii) would, on balance, be contrary to the public interest;*
  - (k) tenders for the supply of goods, the provision of services or the carrying out of works;*
  - (m) information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Plan Amendment Report relating to the amendment is released for public consultation under that Act;*
  - (n) information relevant to the review of a determination of a council under the Freedom of Information Act 1991.*

## COMMENTS/DISCUSSION

Details relating to any order to keep information or a document confidential in accordance with Section 91(7) of the Act are also to be made known. When an order is made it must specify the duration of the order or the circumstances in which the order will cease to apply, or a period after which the order must be reviewed. This along with the making of the order and the grounds on which it was made is recorded in the minutes.

In all cases the objective is that the information be made publicly available at the earliest possible opportunity and that the community is informed of any Council or Committee order and the associated implications.

The Chief Executive Officer has the delegated authority by Council to lift document confidentiality orders when appropriate. The attached table (**Attachment 1**) identifies all motions currently subject to such orders.

Include here the summary table that was prepared for the workshop re the matters that the confidential orders relate.

## COMMUNICATION (INTERNAL TO COUNCIL)

Chief Executive Officer  
Leadership Group

## CONSULTATION (EXTERNAL TO COUNCIL)

Nil

## POLICY IMPLICATIONS

Code of Practice for Access to Council and Committee Meetings and Council Documents

## STATUTORY REQUIREMENTS

*Local Government Act 1999*

## FINANCIAL/BUDGET IMPLICATIONS

Nil

## COMMUNITY PLAN

Objective 5.2: Be recognised as a 'best practice' Local Government organisation

## **11 RECOMMENDATIONS FROM COMMITTEES**

### **11.1 RECOMMENDATIONS FROM GAWLER YOUTH ADVISORY COMMITTEE MEETING HELD ON 6 MAY 2019**

**Record Number:** CC19/319;IC19/324

**Author(s):** Kate Symes, Governance Coordinator

**Previous Motions:** Nil

**Attachments:** Nil

#### **FOR NOTING**

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##### **Item 6.3 - YOUTH DEVELOPMENT OFFICER UPDATE RECOMMENDATION**

That Council notes the adopted Motions from the Gawler Youth Advisory Committee made at item 6.3 of the meeting of that Committee meeting held on 6 May 2019, being:

##### **Item 6.3 - Youth Development Officer Update**

**That the Gawler Youth Advisory Committee note the verbal update from the Youth Development Officer.**

##### **Item 10.1 - Climate Emergency Management Plan**

**That the Gawler Youth Advisory Committee requests a relevant Council staff member attend a future Gawler Youth Advisory Committee meeting to provide an update on the development of the Climate Emergency Management Plan and how young people can influence its development.**

#### **FOR RESOLUTION**

##### **Item 9.1 - Notice of Motion - Isaac Solomon**

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##### **RECOMMENDATION**

That Council adopts the recommendation from the Gawler Youth Advisory Committee made at item 9.1 of the meeting of that Committee meeting held on 6 May 2019, being:

**That the Gawler Youth Advisory Committee recommends to Council that:**

- 1. Gawler Youth Advisory Committee forms a subgroup to prepare a business case for a Youth Space Traineeship Position, with the role of the subgroup being:**
  - (a) Liaise and arrange meetings with relevant Council staff**
  - (b) Investigate the feasibility of a Youth Space Traineeship Position**
  - (c) Make enquiries relating to traineeships with organisations and relevant Government departments such as: TAFE SA, Skills and Training Commission SA.**
- 2. The subgroup comprises the following Gawler Youth Advisory Committee Members:**
  - (a) Isaac Solomon**
  - (b) Jack Gill**
  - (c) Vinh Nguyen**
  - (d) Angus Millikan**
  - (e) Sebastian Trudgen**

- 
- 3. A draft business case be presented to the September 2019 GYAC meeting in preparation for deliberations in regards to 20/21 budget submissions.**

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**Item 6.1 - GAWLER YOUTH ARTIST SPONSORSHIP PROGRAM**

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**RECOMMENDATION**

That Council adopts the recommendation from the Gawler Youth Advisory Committee made at item 6.1 of the meeting of that Committee meeting held on 6 May 2019, being:

**That the Gawler Youth Advisory Committee recommends to Council that:**

- 1. Ellie Brower – Visual Arts (\$35)**
- 2. Jayde Hynes – Visual Arts (\$35)**
- 3. Lauren Baehnk – Visual Arts (\$35)**
- 4. Aleesha Randford – Visual Arts (\$35)**
- 5. Zoe Tucker – Visual Arts (\$35)**

**receive sponsorship collectively valued at \$175 from the Gawler Youth Artist Sponsorship Program.**

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**Item 6.2 - GAWLER YOUTH SPORTS PERSON SPONSORSHIP PROGRAM**

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**RECOMMENDATION**

That Council adopts the recommendation from the Gawler Youth Advisory Committee made at item 6.2 of the meeting of that Committee meeting held on 6 May 2019, being:

**That the Gawler Youth Advisory Committee recommends to Council that:**

- 1. Katarina Chung-Orr – Cycling (\$100)**
- 2. Ethan Gallie – Gridiron Football (\$100)**
- 3. Francesco Schimizzi – Futsal (\$100)**

**receive sponsorship collectively valued at \$300 from the Gawler Youth Sports Person Sponsorship Program.**

**11.2 RECOMMENDATIONS FROM GAWLER HERITAGE COLLECTION COMMITTEE MEETING HELD ON 9 MAY 2019**

**Record Number:** CC19/319;IC19/328  
**Author(s):** Chris Haynes, Governance Support Officer  
**Previous Motions:** Nil  
**Attachments:** Nil

**FOR NOTING****OFFICER'S RECOMMENDATION**

That Council notes the adopted Motion from the Gawler Heritage Collection Committee made at the meeting held on 9 May 2019, being:

Item 6.2 - Revocation of Resolution GHCC:2019:04:08 IC19/286

**That the Gawler Heritage Collection Committee revoke Resolution GHCC:2019:04:08 resolved on 18 April 2018:**

*That the Gawler Heritage Collection Committee amend the budget of \$3,300 to reduced to \$2,500 so that the revised shortfall of \$800 is eliminated for this financial year.*

Item 7.2 - Financial Reports GHCC:2019:05:14

**That the Gawler Heritage Collection Committee request Council staff to provide quarterly financial reports in line with regular financial quarters commencing July 2019.**

Item 7.3 - Thanks to Outgoing Committee Members GHCC:2019:05:15

**That the Gawler Heritage Collection Committee extend their thanks and gratitude to outgoing members Mr Brian Thom and Mr Paul Barnet for their valuable contribution to this Committee, Council and heritage in Gawler overall.**

**FOR RESOLUTION****11.2.1 Item 6.1 - Gawler Heritage Collection Enquiries: February 2019 to April 2019****RECOMMENDATION**

That Council adopts the recommendation from the Gawler Heritage Collection Committee made at item 6.1 of the meeting of that Committee meeting held on 9 May 2019, being:

**That the Gawler Heritage Collection Committee recommends to Council that the Gawler Heritage Collections Enquiries: February 2019 to April 2019 report be noted.**



**11.3 RECOMMENDATIONS FROM CORPORATE & COMMUNITY SERVICES COMMITTEE MEETING HELD ON 14 MAY 2019**

**Record Number:** CC19/319;IC19/330  
**Author(s):** Chris Haynes, Governance Support Officer  
**Previous Motions:** Nil  
**Attachments:** Nil

**FOR NOTING****OFFICER'S RECOMMENDATION**

That Council notes the adopted Motions from the Corporate & Community Services Committee made under Delegated Authority at the meeting held on 14 May 2019, being:

Item 7.1 - 2019 Gawler Ageing and Disability Expo Update IC19/245

**That the Corporate & Community Services Committee notes the 2019 Gawler Ageing and Disability Expo Update report. The Committee congratulate all involved in the organising and staging of this important event in Gawler and the Region.**

Item 7.7 - Community Engagement Update IC19/239

**That the Corporate & Community Services Committee notes the Community Engagement Update report.**

Item 7.8 - Customer Service Strategy IC19/243

**That the Corporate & Community Services Committee notes:**

- 1. The Customer Service Strategy report.**
- 2. That progress reports on this initiative will be presented to future Corporate and Community Services Committee meetings, including a draft Customer Service Strategy to be presented to the Committee at its November 2019 meeting.**

**FOR RESOLUTION****11.3.1 Item 7.2 - Home Assist Funding Update****RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.2 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate & Community Services Committee recommends to Council that Council:**

- 1. Notes the extension of Commonwealth Home Support Funding until 2022.**
- 2. Notes that 43% of the current value of the South Australian Home and Community Care Funding, has been sought to continue services.**
- 3. Authorises the Chief Executive Officer to enter into negotiations with the Department of Human Services.**

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**11.3.2 Item 7.3 - Gawler Sustainable Living Festival Sponsorship**

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**RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.3 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate and Community Services Committee recommends to Council that the Sustainable Living Festival applies for funding through Councils Community Grants process and that Council provide in-kind support (estimated at \$500).**

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**11.3.3 Item 7.4 - 2019 Gawler Fringe Review**

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**RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.4 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate & Community Services Committee recommends to Council that:**

- 1. The review of the 2019 Gawler Fringe as detailed in this report is noted.**
- 2. Expenditure for the 2020 Gawler Fringe be \$30,000 plus in-kind support (estimated at \$26,700). It is noted that such expenditure is provided for in the draft 2019/20 Activation budget.**
- 3. An update report regarding the 2020 Gawler Fringe be presented to a future Corporate and Community Services meeting. Staff seek feedback from businesses relative to 2019 Event and ideas for future events.**
- 4. The Committee thanks Mark 'Crafty' Dean for his contribution towards a successful 2019 Gawler Fringe.**
- 5. In preparation for the 2020 Gawler Fringe the opportunity for corporate sponsorship be investigated.**
- 6. In planning for the 2020 Gawler Fringe a range of environmentally friendly initiatives for the event be investigated and incorporated accordingly.**

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**11.3.4 Item 7.5 - Gawler Activation Calendar 2019/2020**

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**RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.5 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate & Community Services Committee recommends to Council that Council supports Option B with the inclusion of the additional \$5,500 cash support for Anzac Day, which is part of the 2019/20 Draft Budget (yet to be determined by Council), to be the draft budget for the 2019/2020 Activation Calendar of Events, providing \$17,210 of the overall activation budget as a responsive residual budget to be applied to events or opportunities that arise throughout the financial year.**

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**11.3.5      Item 7.6 - Facility Hire - 90% Concession Requests - St Vincent De Paul - Freds Van**

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**RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.6 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate & Community Services Committee recommends to Council that it adopts the applications received for Hire of Council Owned Facilities - Category D – 90% Concession requests from the following organisation:**

- (a) St Vincent De Paul – South Australian Incorporated – Fred’s Van Gawler Branch for the weekly provision of a free meal as described in the report — annual concession value \$10,350 (based on 2019/20 draft fees and charges)**

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**11.3.6      Item 7.6 - Facility Hire - 90% Concession Requests - Australian Retired Persons Association - Gawler Group**

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**RECOMMENDATION**

That Council adopts the recommendation from the Corporate & Community Services Committee made at item 7.6 of the meeting of that Committee meeting held on 14 May 2019, being:

**That the Corporate & Community Services Committee recommends to Council that it adopts the applications received for Hire of Council Owned Facilities - Category D – 90% Concession requests from the following organisation:**

- (b) Australian Retired Persons Association – Gawler Group – annual concession value \$4,140 (based on 2019/20 draft fees and charges)**

**12 COUNCIL MEMBER REPORTS**

Nil

## **13 EXTERNAL BODIES REPORTS**

### **13.1 NORTHERN ADELAIDE WASTE MANAGEMENT AUTHORITY MINUTES - MAY 2019**

**Record Number:** CC19/319;IC19/85

**Author(s):** Chris Haynes, Governance Support Officer

**Previous Motions:**

**Attachments:** 1. Minutes of the Board of Northern Adelaide Waste Management Authority - 1 May 2019 CR19/32222 

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#### **OFFICER'S RECOMMENDATION**

That Council note the Northern Adelaide Waste Management Authority Minutes for the meeting held on 1 May 2019.

## 13.2 GAWLER RIVER FLOODPLAIN MANAGEMENT MINUTES - APRIL 2019

**Record Number:** CC19/319;IC19/244

**Author(s):** Anne Ledder-Johnson, Personal Assistant Infrastructure and Engineering Services

**Previous Motions:** Nil

**Attachments:** 1. 18-04-2019 - Minutes of Gawler River Floodplain Management Authority - GRFMA CR19/33221 

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### OFFICER'S RECOMMENDATION

That Council note the Gawler River Floodplain Management Authority Minutes of the meeting held on 18 April 2019.

**13.3 ELDERLY CENTRE ADVISORY WORKING GROUP MEETING - APRIL 2019**

**Record Number:** CC19/319;IC19/309

**Author(s):** Connie Hall, Personal Assistant Library and Community Services

**Previous Motions:** Nil

**Attachments:** 1. **12-04-2019 Elderly Centre Advisory Group - Minutes CR19/27961**



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**OFFICER'S RECOMMENDATION**

**That Council note the Elderly Centre Advisory Working Group notes for the meeting held on 12 April 2019.**

**13.4 RECONCILIATION ACTION PLAN WORKING GROUP MEETING - MAY 2019**

**Record Number:** CC19/319;IC19/329

**Author(s):** Chris Haynes, Governance Support Officer

**Previous Motions:** Nil

**Attachments:** 1. **Reconciliation Action Plan Working Group meeting notes - 15-05-2019 CR19/34283** 

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**OFFICER'S RECOMMENDATION**

**That Council note the Reconciliation Action Plan Working Group notes of the meeting held on 15 May 2019.**





### 13.5 GAWLER BUSINESS DEVELOPMENT GROUP BOARD MEETING MINUTES - MARCH AND APRIL 2019

**Record Number:** CC19/107;IC19/342

**Author(s):** Tara Shillabeer, Special Projects Officer

**Previous Motions:** Nil

**Attachments:**

1. **Gawler Business Development Group Board Meeting Minutes - March 2019 CR19/35444** 
2. **Gawler Business Development Group Board Meeting Minutes - April 2019 CR19/35442** 

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#### OFFICER'S RECOMMENDATION

That Council note the Gawler Business Development Group Board Minutes of meetings held on 19 March 2019 and 16 April 2019.

### 13.6 GAWLER CIVIC CENTRE OPENING WORKING GROUP NOTES - APRIL 2019

**Record Number:** CC19/319;IC19/343

**Author(s):** Chris Haynes, Governance Support Officer

**Previous Motions:** Nil

**Attachments:** 1. **01-04-19 Notes Gawler Civic Centre Opening Working Group Meeting CR19/34655** 

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#### OFFICER'S RECOMMENDATION

That Council note the Gawler Civic Centre Opening Working Group notes of the meeting held on 1 April 2019.

**14 QUESTIONS ON NOTICE**

Nil

**15 QUESTIONS WITHOUT NOTICE**

**16 MOTIONS ON NOTICE****16.1 NOTICE OF MOTION - CR DAVIES - TOWN OF GAWLER WEBSITE****Record Number:** CC19/319;IC19/295**Attachments:** Nil

Councillor Cody Davies has given notice that he intends to move the following motion:-

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**MOTION**

**That Council staff provide a report in relation to the official Council website, and in particular, provide critical analysis of:**

- a) The ease of use and quality of its navigation and user interface**
- b) The usefulness and limits of its search functionality**
- c) Potential increases in efficiency related to superfluous pages and pages with overlapping information that could be merged**

**16.2 NOTICE OF MOTION - CR DAVIES - MULTI LEVEL CAR PARK CLOSING TIMES****Record Number:** CC19/319;IC19/294**Attachments:** Nil

Councillor Cr Cody Davies has given notice that he intends to move the following motion:-

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**MOTION****That:**

- 1. Staff investigate changing the opening/closing times of the multi-story car park to facilitate parking for new businesses in the vicinity.**
- 2. A report be presented at the next Infrastructure & Environmental Services Committee meeting on this proposal with a cost/benefit analysis included.**

**16.3 NOTICE OF MOTION - MAYOR KAREN REDMAN - BOUNDARY REFORM****Record Number:** CC19/319;IC19/333**Attachments:** Nil

Councillor Mayor Karen Redman has given notice that she intends to move the following motion:-

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**MOTION****That Council:**

- 1. Acknowledges the need to strategically investigate its boundaries in accordance with its ongoing commitment to appropriately service the Gawler and Regional communities of interest.**
- 2. Write to the Barossa Council, Light Regional Council, giving notice of its intention to submit a Stage 1 Proposal to the Local Government Boundaries Commission to adjust its boundaries with respect to, but not limited to, the following areas:**
  - a. Concordia**
  - b. Hewett**
  - c. Kalbeeba**
  - d. Gawler Belt**
- 3. Request Council Staff to prepare a report to be presented at the August 2019 Council Meeting that addresses the requirements of a Stage 1 Proposal for Councils consideration.**
- 4. Importantly, included in this report will be a costed proposal for consulting residents and business to ascertain their views on incorporation of the abovementioned areas into the Town of Gawler particularly their perception of 'community of interest'**
- 5. Notes that the Local Government Boundaries Commission will provide initial feedback and advice on any Council submission and will advise Council accordingly to ascertain Councils position before any further action occurs, and that a report will be presented for Council's consideration regarding the Commissions views and feedback, including impacts/costs associated with developing the Stage 2 Proposal.**

**17      MOTIONS WITHOUT NOTICE**

**18      CONFIDENTIAL REPORTS**

Nil

**19      CLOSE**

**20      NEXT ORDINARY MEETING**

Tuesday 25 June 2019 commencing at 7:00pm