1. Statement of Acknowledgement

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

2. Attendance Record

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<th>Present</th>
<th>Chairperson</th>
<th>Mayor B Sambell</th>
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<td>Members</td>
<td>Deputy Mayor B Thom</td>
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<td>Cr T Zorich</td>
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Staff in Attendance

| S Kerrigan                   | Chief Executive Officer |
| T Spurling                  | Director Environment & Infrastructure Services |
| V Izzo                      | Director Corporate and Community Services |
| M Wohlstadt                 | Director Development and Strategic Planning |
| H Barclay                   | Manager Public Works |
| D Tredrea                   | Manager Community Services |
| H Hennessey                 | Manager Library & Community Information |
| J Grantham                  | Manager Economic Development |
| C Douyere                   | Executive Assistant |
| L Moate                     | Minute Taker |
2.2  Apologies
Cr P Russell

2.3  Motions to grant Leave of Absence
Nil

2.4  Leave of Absence
Cr D Strauss (11-29 August 2008)

3.  Confirmation of Minutes

Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:261

That the Minutes of the Council Meeting of 22 July 2008 (Folio 374 - 400) as presented be taken as read and are hereby confirmed as a true and correct record.

CARRIED

Moved by Cr A Shackley
Seconded by Cr P Dent
Motion No: 2008:08:262

That the Minutes of the Special Council Meeting of 29 July 2008 (Folio 401 - 402) as presented be taken as read and are hereby confirmed as a true and correct record.

CARRIED

4.  Business Arising from Minutes
Nil

5.  Mayor's Reports
Mayor circulated a copy of his appointments for the past month and provided Elected Members with an overview of the month’s activities and advised of upcoming events.

6.  Deputations
6.1  Baptist Church – Honour Board
Mr Peter Caunce, Property Deacon, Gawler Baptist Church made a presentation to Council of the Gawler Baptist Church First World War Roll of Honour Board to be displayed in the Town Hall foyer area.

6.2  Elderly Centre Management Committee Management Plan
Mr Lance Hatcher gave a brief presentation to Council outlining the structure of the committee and support of the regular user groups.

D Tredrea left the Chamber at 7.10 pm and returned at 7.11 pm.
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6.3 Gawler Community Historical Database Group
Mr Geoff New gave a brief presentation to Council on the progress of the database and work completed by the group to date.

6.4 King Street Traffic Management – Gawler Central LATM
Mark Forgie made a presentation to Council in relation to the traffic hazard in Light Square which included an offer to Council of funding the required works on the basis that Council reimbursed him in the 2009-10 financial year.

H Hennessy left the Chamber at 7.25 pm.

7. Public Open Forum
Nil

8. Notices of Motion
Nil

9. Questions on Notice
Nil

10. Petitions
Nil

11. Corporate & Community Services Portfolio Committee
Moved by Cr B Thom
Seconded by Cr P Dent

That the recommendation contained in item number 11.3 be endorsed by Council.

CARRIED

Item 11.3 – Invitation from The Gawler Community House (R.03.0124 )
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:263

That Council supports the Town of Gawler Coordinator of Volunteer Services to become a representative of Community Development and member of the Gawler Community House Board of Management from 23 September 2008 until 23 September 2009.

CARRIED
Item 11.1 – Gawler Community Historical Database Project (R:03.0006)
Moved by Cr B Thom
Seconded by Cr W Dibben
Motion No:  2008:08:264

1. That Gawler Community Historical Database Project report be noted.
2. That the volunteers working on this project be thanked for their contribution to the project.

CARRIED

Cr A Shackley declared a conflict of interest in Item 11.2 due to his employment with the State Government and left the Chamber at 7.30 pm.

Item 11.2 – Kaurna Native Title Claim (R:03:1228)
Moved by Cr W Dibben
Seconded by Cr P Dent
Motion No:  2008:08:265

That:

1. The Kaurna Native Title Claim report be received.
2. Council note the Chief Executive Officer’s response to Norman Waterhouse Lawyers and the Federal Court of Australia (contained in Attachment 1) indicating the Town of Gawler wish to remain a party to the Kaurna Peoples Native Title Claim (SAD6001 of 2000).

CARRIED

Cr A Shackley returned to the Chamber at 7.31 pm.

Item 11.4 - Elderly Centre Management Committee Operational Plan (R.03.1299)
Moved by Cr B Thom
Seconded by Cr G Morris
Motion No:  2008:08:266

2. That Council formally thank the Elderly Centre Management Committee for their contribution to the development of the Plan.
3. That Council formally thank the Chairperson of the Elderly Centre Management Committee Mr Lance Hatcher for attending the Council meeting and presenting the Plan.
4. That Council formally acknowledge and thank the various user groups for the donation of the new stove to the Elderly Centre.

CARRIED
Item 11.5 – Festivals and Events Development Grant R08.0075
Moved by Cr P Dent
Seconded by Cr P Johnston
Motion No: 2008:08:267

That Council:

1. Adopt the proposed policy ‘Festival and Events Development Grant’.

2. Appoints Cr B Thom, Cr P Dent, Mayor Sambell, Cr W Dibben, and Manager Economic Development to the grant allocations panel for the assessment of the Festival and Events Development Grant applications for 2008/09.

3. Amendments be made to the Festival and Events Development Grant Policy as discussed.

CARRIED

12. Governance & Strategy Portfolio Committee

Moved by Cr B Thom
Seconded by Cr A Shackley

That the recommendation contained in item number 12.5 be endorsed by Council.

CARRIED

Item 12.5 – Amendment to Format of Progress Reports (R:03.0551)
Moved by Cr B Thom
Seconded by Cr A Shackley
Motion No: 2008:08:268

That the Chief Executive Officer continue with the current progress reporting method to Council.

CARRIED

Item 12.1 – City of Port Adelaide Enfield (R:03.0735)
Moved by Cr P Dent
Seconded by Cr W Dibben

That Council:

1. Note the City of Port Adelaide Enfield report.
Amendment

Moved by Cr A Shackley
Seconded by Cr G Morris
Motion No: 2008:08:269

That Council:

1. Note the City of Port Adelaide Enfield report.

2. Advise the City of Port Adelaide Enfield its support to initiate change to the
   Local Government Act 1999 to enable councils to make by-laws in regard to
   banning smoking in the road-related areas.

3. Write to the Minister for State/Local Government Relations advocating the
   changes to the legislation.

   CARRIED

The amendment became the motion was put and Carried.

Item 12.2 – Strengthen Public Confidence in Local Government (R:03.0748)
Moved by Cr A Shackley
Seconded by Cr B Thom
Motion No: 2008:08:270

That the Chief Executive Officer complete the Local Government Association
(LGA) Survey on the Position and Option Paper (Attachment 3) regarding
Strengthening Public Confidence in Local Government:

Survey Question 1. Support the establishment of a Local Government
Governance Council (LGGC).

Survey Question 2. Support Option 2 – referral to the Local Government
Governance Council (LGGC) by Council and also include
referral and assessment of complaints directly from
members of the public.

Survey Question 3. Local Government Governance Council (LGGC) to
prepare educational material on their role and function
with links to all Local Government (LG) websites.

Survey Question 4. Local Government Governance Council (LGGC) could
impose a penalty of suspension of duties for a period
and/or fine equivalent to Member allowance for a period.

   CARRIED
Item 12.3 – Review of Committee Meeting Frequency (R:03.0656)
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:271

That at the September Council meeting consideration be given to Cr Shackley’s proposal to hold two full Council meetings each month, one meeting to consider Council reports and the second meeting to hear submission and petitions and disband the IES and CCS Committees.

CARRIED

Item 12.4 – Gawler Business Development Group - Support (R.3:0338)
Moved by Cr T Zorich
Seconded by Cr P Dent
Motion No: 2008:08:272

That Council

1. Accept the offer by the Gawler Business Development Group to pay 25% of the total differential rate collected on an annual basis in exchange for Council staff providing support to the Group.
2. Authorise the CEO and Manager Economic Development to negotiate a suitable 5 year service level agreement which includes minimum annual performance reviews.
3. Authorise the Mayor and CEO to sign under Council Seal any relevant documentation.

CARRIED

13. Infrastructure & Environmental Services Portfolio Committee

Moved by Cr W Dibben
Seconded by Cr L Bartlett

That the recommendation contained in item number 13.1 be endorsed by Council.

CARRIED

Item No. 13.1 - Consent to Deposit a Plan for Land Division at 18 Fourteenth Street, Gawler South
Moved by Cr W Dibben
Seconded by Cr L Bartlett
Motion No: 2008:08:273

That Council authorise the Chief Executive Officer and Mayor to sign and seal the certificate of consent for the deposit of a plan of division (490/C023/07).

CARRIED
Moved by Cr W Dibben  
Seconded by Cr A Shackley  
Motion No: 2008:08:274

That the matter of the Gawler Central LATM – Final Report regarding the deputation from Mr Forgie be considered at this point.

CARRIED

Moved by Cr B Thom  
Seconded by Cr P Dent  
Motion No: 2008:08:275

That the staff provide a report to the next Council meeting including costings and design for the Gawler Central LATM proposal for King Street and that staff discuss funding arrangements with M & G Forgie.

CARRIED

Item No. 13.2 – Light Industry Flood Risk HPW Investments Pty Ltd – DA 490/317/2008  
Moved by Cr G Morris  
Seconded by Cr P Dent  
Motion No: 2008:08:276

That the Land Management Agreement between HPW Investment Pty Ltd ATF for Punters ERZ Unit Trust and Council for Lot 8 DP 17266 (Development Application No 490/317/2008 be executed and the Mayor and Chief Executive Officer be authorized to sign and affix the Common Seal to the Agreement.

CARRIED

H Barclay left the Chamber at 8.45 pm.
Cr Dibben left the Chamber at 8.45 pm and returned at 8.46 pm.

Item 13.3 – Gawler East Development Plan Amendment  
Moved by Cr B Thom  
Seconded by Cr P Dent  
Motion No: 2008:08:277

That

1. Council request from the Minister for Urban Development and Planning a written undertaking from the Minister on an acceptable process to Council for rezoning new urban areas.

2. Council suggest the Minister consider one DPA for each of the following new urban areas:

   1. Gawler East and Deadmans Pass locality; and
   2. Evanston Park.
Item 13.4 – Residential Character Study (R07.0105)
Moved by Cr A Shackley
Seconded by Cr P Johnston
Motion No: 2008:08:278

That Council supports:

1. a review of the Gawler Development Plan based on its Section 30 report focussing on:
   
   (a) Residential Historic (Conservation) Zone, Residential Zone - Gawler East, Willaston and Gawler South Policy Areas and Reid,
   (b) Heritage provisions including the results of the Council historic walls study.

CARRIED

Item 13.5 – Development System Reforms (R:03.0262)
Moved by Cr A Shackley
Seconded by Cr B Thom
Motion No: 2008:08:279

The Director Development and Strategic Planning be authorised to prepare a submission on the proposed Development System Reforms in the terms outlined in the report and incorporating Cr Shackley’s proposals (as attached) with a copy being distributed to all members and relevant representative organisations such as LGA.

CARRIED

Item 13.6 – Dissolution of Gawler River Junction Committee (R:03.1231)
Moved by Cr A Shackley
Seconded by Cr W Dibben
Motion No: 2008:08:280

That this item be deferred for consideration at the September 2008 Council meeting.

CARRIED
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Item 13.7 – Murray Street Upgrade – Landscape Proposal Costings (R:06.0074)
Moved by Cr A Shackley
Seconded by Cr W Dibben
Motion No: 2008:08:281

That

1. The Murray Street Upgrade - Landscape Proposal Costings report be noted.

2. That appropriate information be displayed about the seedless and pollenless nature of the olive trees related to the environmental threat that other olive trees often represent

3. The *Melaleuca lanceolata* (dryland tea-tree) also be approved as a suitable local species for tub planting.

CARRIED

15.1 SECTION 41 COMMITTEES

15.1.1 Ageing Strategy Plan Reference Group – 07.07.08
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:282

That Council endorse the recommendations from the Ageing Strategy Plan Reference Group held on 7 July 2008, being:

Item 5.1 Review of final report from David Kelly
Motion No: ASPRG: 2008 07: 006
That Council adopt the ‘Final Report on the Community Consultation for the Town of Gawler Ageing Strategy Plan'

Motion No: ASPRG: 2008 07: 007

Item 8.1 John Bolimos (Office for the Ageing) - resignation from Office for the Ageing and Ageing Strategy Plan Reference Group
Motion No: ASPRG: 2008 07: 008
That the resignation of John Bolimos and Alice Dyson from the Ageing Strategy Plan Reference Group is accepted and that they are thanked for their service.

CARRIED

15.1.2 Gawler Youth Advisory Committee – 07.07.08

*Note that there were no recommendations to endorse from meeting held on 7 July 2008.*
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15.1.3 Gawler Volunteering Advisory Committee – 05.08.08
Moved by Cr B Thom
Seconded by Cr A Shackley
Motion No: 2008:08:283

That Council endorse the recommendations from the Gawler Volunteering Advisory Committee held on 5 August 2008, being:

Item 4.2 Areas of representation
Motion No: GVAC:2008:08:02
That the Executive Officer contact the Gawler Visitor Information Centre to seek a representative, and also to send an email to local sporting groups for a nomination to the committee.

Item 4.3 Skills Audit
Motion No: GVAC:2008:08:03
That the committee agrees in principle that a skills audit be undertaken but that documentation process needs to be worked on.

Motion No: GVAC:2008:08:04
That Rita Britton, Andy Fryar and Be Potter prepare a discussion paper in time for the September meeting regarding the engagement of skilled volunteers.

Item 4.4 Section 41 Training
Motion No: GVAC:2008:08:05
That David Tredrea arranges Section 41 Training for GVAC – Date to be advised.

Item 4.5 Implementation Plan
Motion No: GVAC:2008:08:06
That Jill Talbot, Les Kemp and David Tredrea work on this document to finalise it and that members will email suggested changes to David & Jill.

Item 10.3 International Volunteer Manager’s Day
Motion No: GVAC:2008:08:07
That Andy Fryar be granted leave of absence for the September and October meetings.

CARRIED

15.1.4 Governance & Strategy Committee – 05.08.08
 Moved by Cr B Thom
 Seconded by Cr P Dent
 Motion No: 2008:08:284

That Council endorse the recommendations from the Governance and Strategy Committee held on 5 August 2008, being:
Item 9. – Reports
Motion No: GS:2008:08:010
That officers prepare a new format/layout of the Town of Gawler Strategic Plan for consideration at an appropriate Council meeting by the end of November 2008.

Item 9.1 – 2007-2017 Strategic Management Plan Review (R03.1520)
Motion No: GS:2008:08:011
That the report with amendments on the progress of actions in Strategic Plan 2007-2017 be noted.

CARRIED

15.1.5 Gawler Tourism and Promotions Committee – 06.08.08
Moved by Cr P Dent
Seconded by Cr W Dibben
Motion No: 2008:08:285

That Council endorse the recommendations from the Gawler Tourism and Promotions Committee held on 6 August 2008, being:

Item 10.3 – Visitation Figures – May 2008 (R.03.0386)
Motion: GTPC:2008:07:27
That the contents of the report be noted.

Item 10.2 – Barossa Regional Guide (R.03.0325)
Motion: GTPC:2008:07:28
That the verbal report be noted.

Item 15.1 - Gawler East Development
Motion: GTPC:2008:07:29
That the Gawler Tourism and Promotion Committee nominate Gary Iremonger and Jacqui Law-Smith to represent the committee at the Gawler East Development Breakfast meeting.

CARRIED

15.1.6 Infrastructure & Environmental Services Committee – 12.08.08
Moved by Cr W Dibben
Seconded by Cr L Bartlett
Motion No: 2008:08:286

That Council endorse the recommendations from the Infrastructure & Environmental Services Committee held on 12 August 2008, being:
Item No. 10.1 – Information Item – Progress Reports (R:03.0101)
Motion No: IES:2008:08:057
That
1. the contents of the Progress Reports be noted;
2. sub items 1, 3, 5 and 6 be deleted as are completed;
3. sub item 4 be added to the Action Report and deleted from Infrastructure & Environmental Services Portfolio Committee Agenda;
4. sub item 7 be deleted from Infrastructure & Environmental Services Portfolio Committee Agenda because it is duplicated in the Council Project Report.

Item No 10.3 - Information Item - Progress Report – Strategic Projects (R.04.0111)
Motion No: IES:2008:08:058
That the contents of the Progress Report – Strategic Projects be noted.

Item 10.4 – Food Act 2001 - Annual Report 2007/08 (R:03.0830)
Motion No: IES:2008:08:059
That
1. the contents of the Food Act - Annual Report be noted, and
2. Council endorse the annual report for the 2007/08 financial year forwarded to the Department of Health in accordance with Section 93 Food Act 2001.

Item 10.6 – Playford and Gawler – Partners in Emergency Response, Mitigation and Recovery (R:07.0071)
Motion No: IES:2008:08:060
That
1. the City of Playford and Town of Gawler Emergency Management Plan – ‘Partners in Emergency, Response, Mitigation and Recovery’ be acknowledged as Council’s Operational Plan and a key resource document for Emergency Management in Gawler and surrounds.
2. the City of Playford and Town of Gawler Emergency Management Plan be reviewed at least annually to ensure critical information including contacts and available resources is kept up-to-date.

Item 10.10 – Petition – Dawkins Ave, Mallala Rd, Redbanks Rd, Willaston (R:03.1608; S:Dawkins Ave; S: Redbanks Rd)
Motion No: IES:2008:08:061
That
1. the report regarding the Petition - Dawkins Avenue, Mallala Road, Redbanks Road, Willaston be noted; and
2. The head petitioner be advised of Council’s actions to date.

Item 10.17 – General Inspectorate Update (R:03.0001)
Motion No: IES:2008:08:062
That the General Inspectorate Update Report be noted.

Item 10.2 – Progress Report - Public Works (R:03.0647)
Motion No: IES:2008:08:063
That the contents of the Progress Report – Public Works be noted.
That

1. submissions received in relation to the Draft Town of Gawler Strategic Walking & Cycling Plan 2008, be received and formally acknowledged in writing and with consideration to the same, the Walking & Cycling Plan be revised and finalised and presented to Council in October 2008.

2. Council seek out funding options as soon as possible and report opportunities for this and that a report come back to Council.

3. Council consider the funding for the implementation of the Gawler Walking & Cycling Plan as part of the 2009/10 Budget.

That Council approve the request by Mr Lucas, on behalf of the Lucas family, for the placement of a 150th memorial plaque on Site 39 Row A Block 4, provided lease fees are paid for the site prior to installation.

That:-

1. the content of the Gawler Rangers Baseball Club - Request for the use of, Hemaford Grove Reserve be noted,

2. Council undertake the necessary Community Consultation for the proposed change to the Community Land Management Plan for Hemaford Grove Reserve as a sporting ground; and

3. the Gawler Rangers Baseball Club Inc be advised that Council will consider their request following a period of community consultation to determine community support or otherwise regarding their proposal to use Hemaford Grove Reserve.

That the matter of the Gawler Central LATM – Final Report (July 2008) report be an item for the next Council meeting.

That Council endorse the Road Management Plan - Adelaide Road, Main North Road comments as detailed in attachment 1 and these comments be forwarded to Department for Transport, Energy and Infrastructure, Local Member Tony Piccolo MP, and John Dawkins MLC, with the following amendments to Attachment 1:

7.1.1 last line “strongly” supported by Council.

7.1.5 add “Council proposes altering the island at the Tenth Street entrance to allow two lanes past this point on the western side”.

Treatment priorities
Second sentence, paragraph 2:
“Council strongly urges that this treatment be completed prior to opening of NEXY and that planning commence immediately”.
Paragraph 4 – replace “next” with “other”.

Item 10.13 – Development System Reforms (R:03.0262)
Motion No: IES:2008:08:069
That the Development System Reforms be an agenda item for the August 2008 Council meeting.

Item 10.14 – DAP Community Members (R03.0263)
Motion No: IES:2008:08:070
1. That the Director’s report on the reappointment process for DAP Community Members be noted.
2. That the CEO in consultation with the Director Development and Strategic Planning place an advertisement with changes as discussed.

Item 10.15 – Development Request - S & D Pierotti, North Para Flood Mitigation Public Access (R03.0155;S:Panter St)
Motion No: IES:2008:08:071
That S & D Pierotti be advised that their proposal to use an identified part of the Special Uses Zone for Light Industry purposes and consequently create a flood protection levee and public access thoroughfare, both through the entire golf course, is in principle supported, subject to:
1. The proposal being:
   a) confirmed by the consultants advising the Gawler River Flood Plain Authority as being the preferred scheme for flood plain management along the northern side of the North Para River;
   b) no financial contribution by Council towards construction of the levee;
   c) the appropriate legal interests in favour to the Council relative to the flood protection and public access.
2. Acknowledgment that the land division, and any land use proposal, will be assessed under the Development Act (1993) and will necessitate referral under the Natural Resources Management Act (2004).

Item 10.16 – Residential Character Study (R07.0105)
Motion No: IES:2008:08:072
That Council supports:
1. a review of the Development Plans existing residential zones for consideration in the 2009/2010 budget; specifically:
   a) Residential Historic, Gawler East and Willaston Policy Areas;
   b) Residential Historic (Conservation) Zone in relation to historic stone walls and Gawler South, Light, Willaston Policy areas.
   c) Reid
2. a submission to the State Government that Residential Zone Policy Areas; Gawler East, Gawler South, Wheatsheaf, and Willaston Policy Areas be excluded from the proposed Residential Code.
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Item 10.18 – Murray Street Upgrade – Landscape Proposals (R.06.0074)

Motion No: IES:2008:08:073

That
1. The report be noted.
2. Council endorse the use of Saphora japonica (Japanese pagoda) for median planting and use of Olea europaea “Swan Hill” for tub planting in Murray Street.

Motion No: IES:2008:08:074
That the Director of Environment and Infrastructure Services provide a further report to the August Council meeting on estimates for costs of street tree installation and ways of minimising cost.

CARRIED

15.2 SECTION 42 COUNCIL SUBSIDIARY

15.2.1 Gawler Business Development Group Board Meeting 12.08.08
15.2.2 Gawler Business Development Group Board Meeting 14.08.08

16. Elected Members Reports (Delegates or Representatives)

16.1 Cr B Thom
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:287

That the report be noted.

CARRIED

16.2 Bruce Eastick Flood Mitigation Dam
Cr Thom provided information regarding an ancient log found during excavation of the dam and the intention to present each participating Council with a section with a suitable plaque attached. The log has been carbon dated at 5,000 years old.

16.3 Public Consultation – Public Transport Services – Town of Gawler
Cr Shackley advised that a meeting had taken place with Mr Tony Piccolo, MP to discuss a questionnaire and survey and a report will be provided to Council in due course.

16.4 Cr Dent
GVAC - reported on the completed Terms of Reference for GVAC and the presentations given each month by Andy Fryar on volunteering. Mr Fryar is currently overseas giving two presentations on volunteering and will make a presentation on his return.

Young Rural Ambassador 2008
Congratulated Josh McDonell from the Town of Gawler on being chosen as the Young Rural Ambassador 2008 for the Gawler Show Society.
Government House Luncheon
Attended lunch at Government House with Playford Pathways Alumni members and the Governor. Joined 14 other esteemed guests with discussion from the Northern Summit and discussed Gawler issues on youth.

16.5 Cr Zorich
Spoke regarding Murray Street upgrade and its progression – some traders experiencing a slight downturn in trade and some with a slight increase in trade.

Moved by Cr B Thom
Seconded by Cr A Shackley

That a 30 minute extension be granted to 10.30 pm.

Meeting adjourned at 10.10 pm.
J Grantham and C Douyere left the Chamber at 10.10 pm.

Meeting reconvened at 10.15 pm.

17. Questions Without Notice
Crs Johnston and Dibben raised questions which were responded to by CEO and DEIS.

18. Motions Without Notice.

18.1 Baptist Church Honour Roll
Moved by Cr A Shackley
Seconded by Cr G Morris
Motion No: 2008:08:288

That Council write to the Gawler Baptist Church and thank them for their donation of the Honour Roll.

CARRIED

18.2 Sale of Greening Drive to Trinity College
Moved by Cr T Zorich
Seconded by Cr G Morris

That the sale of land on Greening Drive to Trinity College be dealt with by Council at the September 2008 Council meeting.

LOST
Item No 20.1 – Southern Urban Areas Infrastructure refer Appendix
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:289

That

1. Under the provisions of Section 90(2) of the Local Government Act, 1999, an order be made that the public be excluded from attendance at the Meeting (excepting the Chief Executive Officer, Minute Taker, Director Corporate and Community Services, Director Environment and Infrastructure Services and Director Development and Strategic Planning) in order to consider Item 20.1 in confidence, under the provisions of Section 90(3)(m) of the Act regarding 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.

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

CARRIED

Confidential session commenced at 10.19 pm.
Confidential session concluded at 10.28 pm.

Moved by Cr W Dibben
Seconded by Cr B Thom

That an extension of 30 minutes be granted.

CARRIED

Item No 20.2 – Telecommunication Facility Town Centre
Moved by Cr B Thom
Seconded by Cr W Dibben
Motion No: 2008:08:291

That

1. Under the provisions of Section 90(2) of the Local Government Act, 1999, an order be made that the public be excluded from attendance at the Meeting (excepting the Chief Executive Officer, Minute Taker, Director Corporate and Community Services, Director Environment and Infrastructure Services and Director Development and Strategic Planning) in order to consider Item 20.2 in confidence, under the provisions of Section 90(3)(d) of the Act regarding information relating to 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;
2. Accordingly, on this basis, the principle that Meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.

CARRIED

Confidential session commenced at 10.30 pm.
Confidential session concluded at 10.55 pm.

Moved by Cr W Dibben
Seconded by Cr L Bartlett

That a further 30 minute extension be granted.

CARRIED

Item 20.3 - Offer to Purchase Land – Lot 39 & 701 Cowan Street (cnr Cameron St) Gawler (R:03.1151 & R:03.1206)

Moved by Cr W Dibben
Seconded by Cr B Thom
Motion No: 2008:08:293

That

1. Under the provisions of Section 90(2) of the Local Government Act, 1999, an order be made that the public be excluded from attendance at the Meeting (excepting the Chief Executive Officer, Minute Taker, Director Corporate and Community Services, Director Environment and Infrastructure Services and Director Development and Strategic Planning) in order to consider Item 20.3 in confidence, under the provisions of Section 90(3)(d) of the Act regarding information relating to 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;

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

CARRIED

Confidential session commenced at 11.00 pm.

Cr B Thom declared an interest but not a conflict in this item as a member of the Gawler Anglican Parish.
Moved by Cr P Dent
Seconded by Cr G Morris

That officers attend a meeting with the Gawler Anglican Church representatives and indicate that Council has no intention to buy or swap a parcel of land.

**LOST**

Confidential session concluded at 11.05 pm.

**Item 20.4 – Project Management**
Moved by Cr W Dibben
Seconded by Cr P Dent
Motion No: 2008:08:294

That
1. Under the provisions of Section 90(2) of the Local Government Act, 1999, an order be made that the public be excluded from attendance at the Meeting (excepting the Chief Executive Officer) in order to consider Item 20.4 in confidence, under the provisions of Section 90(3)(a) of the Act regarding

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

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

**CARRIED**

T Spurling, V Izzo, M Wohlstadt and L Moate left the Chamber at 11.06 pm.

Confidential session commenced at 11.08 pm
Confidential session concluded at 11.29 pm

21. **Closure** Meeting closed at 11.30 pm

22. **Next Ordinary Meeting** Tuesday, 23 September 2008 commencing at 7.00 pm
Item 13.5 – Development System Reforms

Development system change - comment supporting Agenda Report Item 13.5 plus additional proposals

Character areas.
Comment. The timetable for “special character” areas to be excluded from the general provisions should be aligned with the time for start of the new Residential Code ie 1 March 2009 or other date determined. Strongly support removal of identified areas (Willaston, Gawler East, Gawler South and Wheatsheaf from application of proposed new Code based on character issues in these areas.

Proposal. Request consideration of identification of parts of Residential Zones as “special character” areas and could, for example, include part of Hillier Road precinct east of the original By-pass.

Environmental issues
Comment. Energy efficiency in design, water sensitive development etc) are given a low priority in the process which seems to run counter to the governments Strategic Plan objectives. Suggest more work by Planning SA to improve passive design features.

Contaminated sites
Proposal. Needs to be clear that there is an exception for potentially contaminated sites and how this will be administered.

Cut and fill.
Proposal. Draft Residential Development Code, page 11, point 1.4 - Cut and fill allowance should be defined as total of 1metre.

Garage frontage.
Proposal. Draft Residential Development Code, page 15. The draft Code proposes allowing garages to be 50% of “dwelling frontage area”. Use a clearer term such as the horizontal width of building. Propose a maximum of 2 garage openings and garages having a maximum of 40% of horizontal width of building in order to comply with Code.

Site coverage.
Proposal. Provide that a driveway on site that is wider than 3 metres be included in site coverage and 50% of driveway up to 3m wide where the driveway is impervious. (To improve amenity and water retention).

Corner sites.
Proposal. Sites which front 2 or more streets be excluded from the Code wholly (at least initially). Issues with fences creating amenity impacts and setbacks generally are very significant on corner blocks. Code should be improved to deal with corner lot issues.

Verandahs
Proposal. Draft Residential Development Code Appendix Page B1 “cannot be wider than the existing building” - reword to clarify.

Demolition.

Adrian Shackley
NOTE:
Confidential Minute No: 2008:08:294
Reviewed by Council on 15 December 2009 has been revoked and is
Now no longer Confidential.


Item 20.4 – Project Management
Moved by Cr W Dibben
Seconded by Cr P Dent
Motion No: 2008:08:294

That
2. Under the provisions of Section 90(2) of the Local Government Act, 1999,
an order be made that the public be excluded from attendance at the
Meeting (excepting the Chief Executive Officer) in order to consider Item
20.4 in confidence, under the provisions of Section 90(3)(a) of the Act
regarding
    (a) information the disclosure of which would involve the unreasonable
disclosure of information concerning the personal affairs of any
person (living or dead)

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

CARRIED

NOTE:
Confidential Minute No: 2008:08:289 and 2008:08:290
Have been revoked and are now no longer Confidential.

Chief Executive Officer authorised to revoke the orders when the Plan was released
for public consultation. The Chief Executive Officer has used that delegation and the
report and minutes are now released from confidential orders.

Item No 20.1 – Southern Urban Areas Infrastructure
Moved by Cr B Thom
Seconded by Cr P Dent
Motion No: 2008:08:289

That
1. Under the provisions of Section 90(2) of the Local Government Act, 1999,
an order be made that the public be excluded from attendance at the
Meeting (excepting the Chief Executive Officer, Minute Taker,
Director Corporate and Community Services, Director Environment and
Infrastructure Services and Director Development and Strategic
Planning) in order to consider Item 20.1 in confidence, under the
provisions of Section 90(3)(m) of the Act regarding information relating
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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.

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

CARRIED

Item No 20.1 – Southern Urban Areas Infrastructure  
Moved by Cr G Morris  
Seconded by Cr W Dibben  
Motion No: 2008:08:290

That:

1. Council delegate authority to the Chief Executive Officer to finalize negotiations for a financial contribution for whole-of-area infrastructure with LMC and related parties.

2. Subject to an acceptable outcome on infrastructure, a Statement of Intent be submitted to the Minister Urban Development and Planning.

3. An order be made under the provisions of Section 91(7) of the Local Government Act, 1999 that the further written report including the Minutes of the Council relating to discussion of the subject matter, having been dealt with on a confidential basis under 90(3)(m) of the Act, should be kept confidential on the grounds that it involves;

   (i) information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment relating to the amendment is released for public consultation under that Act.

4. Accordingly, on this basis, the principle that Meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential;

5. The Chief Executive Officer be authorised to revoke the order made when the Plan Amendment Report relating to the amendment is released for public consultation under that Act or as such time as the Minister releases the discussion Paper for comment; and

6. The Chief Executive Officer advise the Council of the revocation of this order at the first Council meeting after such revocation has occurred.

CARRIED