

Special Council Meeting Minutes

9 October 2023

Our Vision

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

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

City of Norwood Payneham & St Peters
175 The Parade, Norwood SA 5067

Telephone 8366 4555
Facsimile 8332 6338
Email townhall@npsp.sa.gov.au
Website www.npsp.sa.gov.au



City of
Norwood
Payneham
& St Peters

Page No.

1. CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING HELD ON 3 OCTOBER 2023	1
2. STAFF REPORTS	1
2.1 RE-ESTABLISHMENT OF THE CITY OF NORWOOD PAYNEHAM & ST PETERS HERITAGE GRANT SCHEME	2
3. CONFIDENTIAL REPORTS	5
3.1 COUNCIL RELATED MATTER	6
3.2 COUNCIL RELATED MATTER	7
4. CLOSURE	9

VENUE Council Chambers, Norwood Town Hall

HOUR 7.00pm

PRESENT

Council Members Mayor Robert Bria
Cr Claire Clutterham
Cr Garry Knoblauch
Cr Hugh Holfeld
Cr Josh Robinson
Cr Kevin Duke
Cr Connie Granozio
Cr Scott Sims
Cr Grant Piggott
Cr Sue Whittington
Cr John Callisto

Staff Mario Barone (Chief Executive Officer)
Lisa Mara (General Manager, Governance & Civic Affairs)
Derek Langman (General Manager, Infrastructure and Major Projects)
Natalia Axenova (Chief Financial Officer)
Jared Barnes (Manager, City Projects)
Marina Fischetti (Executive Assistant, Governance & Civic Affairs)

Visitors Ms Sandra Di Blasio (Independent Member, Audit & Risk Committee)
Ms Stefanie Eldridge (Independent Member, Audit & Risk Committee)
Ms Corinne Garrett (Leader, UHY Haines Norton)
Ms Emily Brodie-Tyrrell (Principal, OCM)

APOLOGIES Cr Christel Mex
Cr Kester Moorhouse

ABSENT Cr Victoria McFarlane

1. CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING HELD ON 3 OCTOBER 2023

Cr Sims moved that the minutes of the Council meeting held on 3 October 2023 be taken as read and confirmed. Seconded by Whittington and carried unanimously.

2. STAFF REPORTS

2.1 RE-ESTABLISHMENT OF THE CITY OF NORWOOD PAYNEHAM & ST PETERS HERITAGE GRANT SCHEME

REPORT AUTHOR: General Manager, Governance & Civic Affairs
GENERAL MANAGER: Chief Executive Officer
CONTACT NUMBER: 8366 4549
FILE REFERENCE: qA1039
ATTACHMENTS: A

PURPOSE OF REPORT

The purpose of the report is to present the motion regarding the Re-establishment of the Heritage Grant Scheme to the Council for determination.

BACKGROUND

At its meeting held on Tuesday, 3 October 2023, the Council considered a Notice of Motion which was submitted by Mayor Bria regarding the re-establishment of the Heritage Grant Scheme.

A copy of the Notice of Motion and Reasons in Support of the Motion is contained within **Attachment A**.

During the debate a Formal Motion was moved as follows:

Cr Sims moved:

That the motion be put.

Seconded by Cr Duke and carried.

The *Local Government (Procedures at Meetings) Regulations 2013* (the Regulations) set out the following in respect to a formal motion:

- (14) *If the formal motion is*
- (b) *that **the question be put**, then the effect of the motion, **if successful**, is that debate is terminated and the question put to the vote by the presiding member without further debate; or*
- (15) *If seconded, a formal motion takes precedence and will be put by the presiding member without discussion unless the motion is for an adjournment (in which case discussion may occur (but only occur) on the details for resumption).*
- (16) *A formal motion does not constitute an amendment to a substantive motion.*
- (17) *If a formal motion is lost—*
- (a) *the meeting will be resumed at the point at which it was interrupted; and*
 - (b) *if the formal motion was put during debate (and not at the end of debate) on a question, then a similar formal motion (ie a motion to the same effect) cannot be put until at least 1 member has spoken on the question.*

Following the resolution of the Formal Motion, the substantive motion was not considered by the Council at the meeting.

The Formal Motion, once declared Carried, came into effect and therefore on the basis that the motion before the Council regarding the Re-establishment of the Heritage Grant Scheme had been moved and seconded, all debate regarding the Heritage Grant Scheme Report motion was required to cease and the motion regarding the Heritage Grant Scheme was required to be put to Members to vote upon.

As this did not occur, the motion regarding the Re-establishment of the Heritage Grant Scheme (as set out below), has not been formally determined (ie. voted upon) by the Council:

Cr Callisto moved:

That staff prepare a report for the February 2024 Council meeting regarding the costs and benefits of re-establishing the City of Norwood Payneham & St Peters Heritage Grant Scheme, taking into account the following:

- a) scope of a re-established Scheme (types of restoration works considered appropriate for grant funding);*
- b) workload implications for Council staff to promote and assess grant applications;*
- c) funding envelope for the Scheme to make it both attractive and accessible for eligible applicants (this relates to the total grant figure as well as the maximum allowed eligible per applicant);*
- d) eligibility criteria;*
- e) broadening access to the Scheme to allow owners of residential and commercial properties to apply (under the previous Scheme, only owners of residential properties were eligible to apply); and*
- f) any other matters considered relevant.*

Seconded by Cr Whittington.

DISCUSSION

The motion regarding the Re-establishment of the Heritage Incentive Scheme has been moved and seconded, and therefore a new mover and seconder are **not** required.

In order to finalise the Council's position regarding this matter, Elected Members are required to vote on the motion.

It is important to note that the Formal Motion still applies to the motion and therefore **no debate** can be entered into by Elected Members at the meeting regarding this item.

OPTIONS

Not Applicable.

CONCLUSION

The Council is required to determine its position in respect to this matter.

COMMENTS

Nil.

RECOMMENDATION

Cr Callisto moved:

That staff prepare a report for the February 2024 Council meeting regarding the costs and benefits of re-establishing the City of Norwood Payneham & St Peters Heritage Grant Scheme, taking into account the following:

- a) scope of a re-established Scheme (types of restoration works considered appropriate for grant funding);*
- b) workload implications for Council staff to promote and assess grant applications;*
- c) funding envelope for the Scheme to make it both attractive and accessible for eligible applicants (this relates to the total grant figure as well as the maximum allowed eligible per applicant);*
- d) eligibility criteria;*
- e) broadening access to the Scheme to allow owners of residential and commercial properties to apply (under the previous Scheme, only owners of residential properties were eligible to apply); and*
- f) any other matters considered relevant.*

Seconded by Cr Whittington

Mayor Bria sought leave of the meeting to make a Personal Explanation in relation to this matter.

The meeting granted leave for Mayor Bria to make a Personal Explanation.

Cr Callisto moved:

That staff prepare a report for the February 2024 Council meeting regarding the costs and benefits of re-establishing the City of Norwood Payneham & St Peters Heritage Grant Scheme, taking into account the following:

- a) scope of a re-established Scheme (types of restoration works considered appropriate for grant funding);*
- b) workload implications for Council staff to promote and assess grant applications;*
- c) funding envelope for the Scheme to make it both attractive and accessible for eligible applicants (this relates to the total grant figure as well as the maximum allowed eligible per applicant);*
- d) eligibility criteria;*
- e) broadening access to the Scheme to allow owners of residential and commercial properties to apply (under the previous Scheme, only owners of residential properties were eligible to apply); and*
- f) any other matters considered relevant.*

Seconded by Cr Whittington and lost.

3. CONFIDENTIAL REPORTS

3.1 COUNCIL RELATED MATTER

RECOMMENDATION 1

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

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

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

RECOMMENDATION 2

Under Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, minutes and discussion be kept confidential for a period not exceeding 12 months, after which time the order will be reviewed.

Cr Duke moved:

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

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

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

Seconded by Cr Knoblauch and carried unanimously.

Cr Callisto moved:

Under Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, minutes and discussion be kept confidential for a period not exceeding 12 months, after which time the order will be reviewed.

Seconded by Cr Knoblauch and carried unanimously.

3.2 COUNCIL RELATED MATTER

RECOMMENDATION 1

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

- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which —
 - (i) could reasonably be expected to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest;

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

RECOMMENDATION 2

Under Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report and discussion be kept confidential for a period not exceeding 12 months, after which time the order will be reviewed.

Cr Sims left the meeting at 8.10pm.

Cr Clutterham moved:

That pursuant to Section 90(2) and (3) of the Local Government Act 1999 the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, General Manager Governance & Civic Affairs, General Manager, Infrastructure & Major Projects, Chief Financial Officer, Manager, City Projects and Executive Assistant, Governance & Civic Affairs] and Independent Members of the Council's Audit & Risk Committee (Ms Stefanie Eldridge and Ms Sandra Di Blasio) and Ms Corinne Garrett, Leader, UHY Haines Norton and Ms Emily Brodie-Tyrrell, Principal, OCM], be excluded from the meeting on the basis that the Council will receive, discuss and consider:

- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which —
 - (i) could reasonably be expected to confer a commercial advantage on a third party; and*
 - (ii) would, on balance, be contrary to the public interest;**

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

Seconded by Cr Granozio and carried unanimously.

Short Term Suspension of Meeting Proceedings

At 8.12pm the Mayor, with the approval of two-thirds of the Elected Members present, suspended the meeting proceedings pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013*, for the duration of the presentation.

Cr Sims returned to the meeting at 8.13pm.

Cr Sims left the Chamber at 9.20pm and did not return to the meeting.

Resumption of Proceedings

The meeting resumed at 9.41pm.

Cr Duke moved:

Under Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report and discussion be kept confidential for a period not exceeding 12 months, after which time the order will be reviewed.

Seconded by Cr Knoblauch and carried unanimously.

4. CLOSURE

There being no further business, the Mayor declared the meeting closed at 9.42pm.

Mayor Robert Bria

Minutes Confirmed on _____
(date)