



**MINUTES OF GOVERNANCE AND COMPLIANCE COMMITTEE MEETING HELD IN
WITTBER & DR RUBY DAVY ROOMS, SALISBURY COMMUNITY HUB,
34 CHURCH STREET, SALISBURY ON**

19 APRIL 2021

MEMBERS PRESENT

Cr J Woodman (Chairman)
Cr B Brug
Cr A Duncan
Cr K Grenfell
Cr D Proleta
Cr S Reardon (Deputy Chairman)
Cr G Reynolds

STAFF

General Manager Business Excellence, Mr C Mansueto
General Manager City Development, Mr T Sutcliffe
Risk and Governance Program Manager, Ms J Crook

The meeting commenced at 9:27pm.

The Chairman welcomed the members, staff and the gallery to the meeting.

APOLOGIES

An apology was received from Mayor G Aldridge.

LEAVE OF ABSENCE

Nil

PRESENTATION OF MINUTES

Moved Cr D Proleta

Seconded Cr S Reardon

The Minutes of the Governance and Compliance Committee Meeting held on 15 March 2021, be taken as read and confirmed.

CARRIED

REPORTS

Administration

3.0.1 Future Reports for the Governance and Compliance Committee

Moved Cr K Grenfell
Seconded Cr D Proleta

1. The information is received.

CARRIED

For Decision

3.1.1 Dog Registration Fees 2021 – 2022

Cr S Reardon declared a perceived conflict of interest on the basis of being a member of the Board of the Dog and Cat Management Board. Cr S Reardon left the meeting at 9:28 pm.

Cr D Proleta left the meeting at 9:33 pm.

Cr D Proleta returned to the meeting at 9:42 pm.

Moved Cr D Proleta
Seconded Cr B Brug

1. The information be received.
2. That the maximum dog registration fee for a Non-standard dog be set at \$70.00 for 2020-2021 with the dog registration categories and eligible rebates as per the Dog Registration Fee Schedule 2021-2022 forming Attachment 2 to the Governance and Compliance Committee agenda, 19 April 2021, Item no. 3.1.1 be endorsed and adopted by Council.
3. The Other Fees relating to:
 - Replacement Disc Fee;
 - Late Registration Penalty, which is applicable 3 clear business days from last day to pay annual registration;
 - Puppies aged 6 months or less;
 - Part Year Rebate after 1 January and until end of current registration period for new dogs not previously registered in the area; and
 - Fee free registration period from 1 June to 30 June.

as presented in the Dog Registration Fee Schedule 2021-2022 forming Attachment 2 to the Governance and Compliance Committee agenda, 19 April 2021, Item no. 3.1.1. be endorsed and adopted by Council.
4. The Fees Unrelated to Registrations, namely:
 - Seizure Fee (Seizing a dog for the purposes of impounding) and includes Day 1 (or first 24 hours) or part thereof of impounding.
 - Daily Pound Fee (Fees for Keeping Dog at Pound daily (or part thereof));
 - Daily Pound Fees – Long term hold;
 - Veterinary Fees;

- Other animal welfare related costs; and
- Certified Extract from register (per page).

as presented in the Dog Registration Fee Schedule 2021-2022 forming Attachment 2 to the Governance and Compliance Committee agenda, 19 April 2021, Item no. 3.1.1. be endorsed and adopted by Council

5. A further information report be provided to the April 2021 Council meeting information regarding modelling on an increase in late payment fees and other council's fee setting for dog registrations in 2021/2022.

CARRIED

Cr S Reardon returned to the meeting at 9:47 pm.

3.1.2 Building Upgrade Agreements Policy Review

Moved Cr G Reynolds
Seconded Cr K Grenfell

1. The Building Upgrade Agreements Policy as set out in Attachment 1 to this report (Governance and Compliance Committee 19/04/2021, Item 3.1.2) is endorsed.

CARRIED

3.1.3 Voting Advice to Council Delegate for the Local Government Association Ordinary General Meeting - 30 April 2021

Moved Cr A Duncan
Seconded Cr K Grenfell

1. Council directs its voting delegate (Cr Chad Buchanan or Mayor Gillian Aldridge as proxy) to vote on the recommendations of the Local Government Association Ordinary General Meeting as set out in the attachment to this report (Governance and Compliance, 19 April 2021, Item 3.1.3).

With leave of the meeting and consent of the seconder, Cr A Duncan **VARIED** the MOTION as follows:

1. Council direct its voting delegate (Cr Chad Buchanan or Mayor Gillian Aldridge as proxy) to use their discretion when voting on the recommendations, except where Council suggests otherwise, of the Local Government Association Ordinary General Meeting as set out in the attachment to this report (Governance and Compliance, 19 April 2021, Item 3.1.3).

CARRIED

3.1.4 Nominations Sought for the Environment Protection Authority Board

Cr A Duncan declared a conflict of interest due to his employment by a member of parliament. Cr Duncan left the meeting at 9:57 pm.

Moved Cr D Proleta
Seconded Cr B Brug

1. Cr Adam Duncan be nominated as a Local Government member on the Environment Protection Authority Board.

CARRIED

Cr A Duncan returned to the meeting at 9:58 pm.

3.1.5 Terms of Reference update - Audit Committee and Community Wellbeing and Sport Committee

Moved Cr A Duncan
Seconded Cr D Proleta

1. The amendments to the Terms of Reference for the Audit Committee, as shown in Attachment 1 to this report (Governance and Compliance Committee 19/04/2021, Item No. 3.1.5) is approved.
2. The amendments to the Terms of Reference for the Community Wellbeing and Sport Committee, as shown in Attachment 2 to this report (Governance and Compliance Committee 19/04/2021, Item No. 3.1.5) is approved, taking into consideration the following minor amendment:
 - At paragraph 2.2, the final dot point to read “*enable Youth Sponsorship Applications to be assessed by the Chairman and / or Deputy Chairman of the Committee and one other Committee Member.*”

CARRIED

3.1.6 Nominations Sought for the South Australian Public Health Council

Moved Cr D Proleta
Seconded Cr K Grenfell

1. The report is noted.

CARRIED

OTHER BUSINESS

Nil

CONFIDENTIAL ITEMS

3.4.1 Dog Attack Investigations and Legislative Authority

Moved Cr K Grenfell
Seconded Cr D Proleta

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on grounds that:

1. *Pursuant to Section 90(2) and (3)(h) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to legal advice.*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *Non disclosure of this report and attachment 1 at this time will protect Council's position regarding legal advice received.*

*On that basis the public's interest is best served by not disclosing the **Dog Attack Investigations and Legislative Authority** item and discussion at this point in time.*
3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

CARRIED

The meeting moved into confidence at 10.06 pm.

The meeting moved out of confidence at 10.10 pm.

3.4.2 Request for Extension of Confidentiality Order: Local Government Governance Panel - Report on the Investigation of Code of Conduct Complaint 03/2015

Moved Cr D Proleta
 Seconded Cr S Reardon

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on grounds that:

1. *Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *Non-disclosure of the matter and discussion of this item in confidence would protect information related to the personal affairs of any person (living or dead) as it pertains to an allegation of a breach of the Code of Conduct for Council Members*

*On that basis the public's interest is best served by not disclosing the **Request for Extension of Confidentiality Order: Local Government Governance Panel - Report on the Investigation of Code of Conduct Complaint 03/2015** item and discussion at this point in time.*
3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

CARRIED

The meeting moved into confidence at 10.10 pm.

The meeting moved out of confidence and closed at 10.11 pm.

CHAIRMAN.....

DATE.....