

His Worship the Mayor
Councillors
CITY OF MARION



**NOTICE OF
GENERAL COUNCIL MEETING**

Notice is hereby given pursuant to the provisions under Section 83 of the Local Government Act 1999 that a General Council meeting will be held

Tuesday 14 April 2015

Commencing at 7.00 p.m.

In the Council Chamber

Council Administration Centre

245 Sturt Road, Sturt

A copy of the Agenda for this meeting is attached in accordance with Section 83 of the Act.

Meetings of the Council are open to the public and interested members of this community are welcome to attend. Access to the Council Chamber is via the main entrance to the Administration building on Sturt Road, Sturt.

Geoff Whitbread
ACTING CHIEF EXECUTIVE OFFICER

8 April 2015

**CITY OF MARION
GENERAL COUNCIL AGENDA
FOR MEETING TO BE HELD ON
TUESDAY 14 APRIL 2015
COMMENCING AT 7.00PM**



1. OPEN MEETING

2. KAURNA ACKNOWLEDGEMENT

We would like to begin by acknowledging the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

3. DISCLOSURE

All persons in attendance are advised that the audio of this General Council meeting will be recorded and will be made available on the City of Marion website.

4. ELECTED MEMBER'S DECLARATION OF INTEREST (if any)

5. CONFIRMATION OF MINUTES

Confirmation of the Minutes for the General Council meeting held on
24 March 20155

6. DEPUTATIONS

Nil

7. PETITIONS

Nil

8. ADJOURNED ITEMS

Marion Leisure and Fitness Centre
GC240315F0123

9. COMMITTEE RECOMMENDATIONS

Nil

10. WORKSHOP / PRESENTATION ITEMS

Nil

11. CORPORATE REPORTS FOR DECISION

State Government Economic Reforms – Activity Centre & Shopping Review Development Plan Amendments	
GC140415R01	24
Sports Infrastructure	
GC140415R02	35
Progressing Unfunded Un-prioritised Projects	
GC140415R03	48
Update to the schedule of delegations - <i>Development Regulations 2008 (SA)</i>	
GC140415R04	56
Graffiti Removal	
GC140415R05	59
Sister Cities	
GC140415R06	63
LGA Ordinary General Meeting Agenda	
GC140415R07	70

12. CORPORATE REPORTS FOR INFORMATION/NOTING

Nil

MATTERS RAISED BY MEMBERS

13. Questions with Notice

ALGA and LGA Costs	
GC140415Q01	78
Performance Management	
GC140415Q02	79

14. Motions with Notice

Portfolio Presentations	
GC140415M01	81
BMX Club	
GC140415M02	82
Tree Pruning	
GC140415M03	83
“Green” Power	
GC140415M04	85

Acknowledgement of the Kaurna People

GC140415M05.....86

15. Questions without Notice

16. Motions without Notice

17. CONFIDENTIAL ITEMS

Code of Conduct Complaint

GC140415F01..... (previously distributed)

18. MEETING CLOSURE

Council shall conclude on or before 10.00pm unless there is a specific motion adopted at the meeting to continue beyond that time.

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 24 MARCH 2015**



PRESENT

His Worship the Mayor Kris Hanna

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Mullawirra Ward

Jerome Appleby
Jason Veliskou

Southern Hills

Janet Byram
Nick Westwood

Warracowie Ward

Bruce Hull
Nathan Prior

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Woodlands Ward

Nick Kerry
Tim Pfeiffer

In Attendance

Mr Mark Searle
Ms Kathy Jarrett
Mr Vincent Mifsud
Ms Kate McKenzie
Ms Jaimie Thwaites

Chief Executive Officer
Director
Director
Manager Governance
Unit Manager Council Support

COMMENCEMENT

The meeting commenced at 7.00pm.

KAURNA ACKNOWLEDGEMENT

We would like to begin by acknowledging the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.

DISCLOSURE

All persons in attendance are advised that the audio of this General Council meeting will be recorded and will be made available on the City of Marion website.

MEMBERS DECLARATION OF INTEREST

The Chair asked if any Member wished to disclose an interest in relation to any item being considered at the meeting.

- Cr Telfer declared a conflict of interest in the item 'Marion Leisure and Fitness Centre' (GC240315F01)

CONFIRMATION OF MINUTES

Moved Councillor Telfer, Seconded Councillor Westwood that the minutes of the General Council meeting held on 24 February 2015 be taken as read and confirmed.

Carried Unanimously

Moved Councillor Byram Seconded Councillor Pfeiffer that the minutes of the Special General Council meeting held on 17 March 2015 be taken as read and confirmed.

Carried Unanimously

COMMUNICATION - HIS WORSHIP THE MAYOR

ANNOUNCEMENTS

Moved Councillor Pfeiffer, Seconded Councillor Byram that the following announcements from the Mayor be included in the minutes:

1. Note that Mr Geoff Whitbread has been appointed as acting Chief Executive Officer to commence from Monday 30 March 2015. Mr Whitbread was a former Chief Executive Officer at Norwood, Charles Sturt and the City of Geelong. He will be in the position for about 5 – 6 months while the formal recruitment process for a new CEO is undertaken and
2. Council wishes to express thanks and best wishes to Mark the outgoing CEO.

Carried Unanimously

Report on Mayoral Activities for February and March 2015

His Worship the Mayor, Kris Hanna submitted a report on meetings and functions attended by himself during February and March 2015

Date	Event	Comment
26 February	Participated in a panel discussion with exchange students from Tokyo Kasai University, Kokubunji on Multiculturalism in the City of Marion	
27 February	Met with Maxwell Gratton, CEO of Basketball ACT, and Jonathan Miller, Facilities Manager	

07 March	Attended the South Road Cricket Club Quiz Night	
08 March	Attended the Friends of Glenithorne Vision Day subcommittee meeting	
10 March	Attended the opening of Flinders at Tonsley	
11 March	Attended the Metro Mayors Luncheon	
11 March	Attended the Metropolitan Local Government Group meeting	
13 March	Met with the Welcome to Australia Program Director, Brad Chilcott	
13 March	Attended the Premier's Adelaide Reception and official opening of the Adelaide Convention Centre West Building	
14 March	Met with the Mayor, Town of Gawler	
16 March	Participated in the Mayor's Multicultural Forum	
21 March	Attended the Baha'i New Year Celebration	
22 March	Attended the Lions Club of Edwardstown High Tea charity event	
In addition the Mayor has met with residents and also with the CEO and Council staff regarding various issues.		

Moved Councillor Pfeiffer, Seconded Councillor Prior that the report by the Mayor be received.

Carried Unanimously

COMMUNICATION – DEPUTY MAYOR

Report on Deputy Mayoral Activities for February and March 2015

Date	Event	Comment
27 February	Inter-Government Networking Event	Attended
3 March	Ward Briefing	Attended
6 March	Dog & Cat Management Board Meeting	Attended
6 March	CEO Performance and Recruitment Meeting	Attended
9 March	Invitational South Australian Jockey Club Event	Attended

13 March	CEO Performance and Recruitment Meeting	Attended
16 March	Mayor's Multicultural Forum	Attended
18 March	Hamilton Secondary College Council Meeting	Attended
19 March	Marion Swimming Centre Master Plan Meeting	Attended
20 March	CEO Performance and Recruitment Meeting	Attended

Moved Councillor Pfeiffer, Seconded Councillor Prior that the report by the Deputy Mayor be received.

COMMUNICATION – ELECTED MEMBERS

Councillor Ian Crossland
File No. 9.33.3.30

Nil

Councillor Tim Gard
File No. 9.33.3.31

Nil

Councillor Jerome Appleby
File No. 9.33.3.20

Nil

Councillor Jason Veliskou
File No. 9.33.3.17

Nil

Councillor Janet Byram
File No. 9.33.3.34

Nil

Councillor Nick Westwood
File No. 9.33.3.35

Nil

Councillor Bruce Hull
File No. 9.33.3.27

Nil

Councillor Nathan Prior
File No. 9.33.3.29

Nil

Councillor Luke Hutchinson
File No. 9.33.3.24

Nil

Councillor Raelene Telfer
File No. 9.33.3.33

Date	Event	Comment
26 February 9.30am	Coast FM	Radio Segment with Dave Hearn
3 March, 5 pm	Warriparinga Ward	Briefing with staff
4 March, 4 pm	Club Marion	Craig Vergo regarding dust on northern area
4 March, 7 pm	Transition 2	Sustainability program by City and residents
6 March, 4 pm	CEO Review Cttee	Progressing recruitment discussions
13 March, 10.30am	Andrew Southcott	Discussion re basketball and Mitchell Pk SCC building
13 March, 4 pm	CEO Review Cttee	Acting CEO arrangements
13 March, 6 pm	Marion RSL	Liaison with patrons
16 March, 1 pm	Marion Community forum	Reports from many community groups
16 March, 7 pm	Cosgrove Hall	Leasing and maintenance issues
16 March, 8 pm	Mayor's Multicultural Forum	Attended inaugural meeting
19 March, 7.30 pm	Marion Swimming Centre	Masterplan consultation
20 March, 4 pm	CEO Review Cttee	Recruitment firm recommendation made
24 March, 5.30 pm	Farewell to Mark Searle	Elected members participation

Councillor Nick Kerry
File No. 9.33.3.32

Nil

Councillor Tim Pfeiffer
File No. 9.33.3.22

Nil

Moved Councillor Pfeiffer, Seconded Councillor Prior that the Elected Member Communication Reports be received.

Carried Unanimously

COMMUNICATION – CEO AND EXECUTIVE REPORTS

Report on CEO and Executive Activities for February and March 2015

Date	Activity	Attended by	Comments
26 February	Adelaide and Mt Lofty Natural Resource Management Board Strategic Session/workshop <i>Key agenda items:</i> <ul style="list-style-type: none"> • Strategic planning. • Board governance including performance, evaluation, operation and continuous improvement. 	Mark Searle	
5 March	Southern Adelaide Economic Development Board <i>Key agenda items:</i> <ul style="list-style-type: none"> • Focus for Board in 2015. 	Mark Searle	
5 March	Council Solutions Board of Management <i>Key agenda items:</i> <ul style="list-style-type: none"> • Governance and continuous improvement 	Mark Searle	
6 March	Western Adelaide Consultative Group	Mark Searle	
10 March	Flinders University opening at Tonsley	Mark Searle	
11 March	Metropolitan Local Government Group <i>Key agenda items:</i> <ul style="list-style-type: none"> • 2015 Annual priorities update. • Metropolitan Cycling Strategy. • Economic development. • Planning reform. • Precinct Planning Guidelines. <i>Local Government Association key items:</i> <ul style="list-style-type: none"> • Concession Card Holders update. • Model Development Act enforcement policy – Unlawful development. 	Mark Searle	

Moved Councillor Pfeiffer, Seconded Councillor Prior that the report by the CEO and Executive be received.

Carried Unanimously

YOUTH ADVISRY COMMITTEE (YAC) UPDATE

Nil

DEPUTATIONS

Nil

PETITIONS

Nil

ADJOURNED ITEMS

Petition Policy Review
Report Reference: GC240215R12

Moved Councillor Hutchinson, Seconded Councillor Crossland that Council adjourn the item until 28 April 2015.

Carried Unanimously

MATTERS LYING ON THE TABLE

Ni

COMMITTEE RECOMMENDATIONS

Chief Executive Review Committee Confirmation of Minutes of Meetings held on 6 March and 13 March 2015
Report Reference: GC240315R01

Moved Councillor Hutchinson, Seconded Councillor Telfer that Council:

1. Receive and adopt the minutes of the Chief Executive Review Committee meeting of 6 March 2015 (Appendix 1).
2. Receive and adopt the minutes of the Chief Executive Review Committee meeting of 13 March 2015 (Appendix 2).
3. Endorse the structured recruitment process flowchart as recommended by the Chief Executive Review Committee.
4. Authorises the Mayor to engage Kaye Smith of EMA Legal to support Council in its review of the employment arrangements of the new CEO.

Carried Unanimously

WORKSHOP / PRESENTATION ITEM

Nil

CORPORATE REPORTS FOR DECISION

Township Road and Norfolk Road – Parking Options Reference No: GC240315R04

Moved Councillor Hutchinson, Seconded Councillor Telfer that Council:

1. Notes the Report.
2. Endorses Option 1 for Township Road and Options 3 and 5 for Norfolk Road being:
 - Township Road- No change to existing controls – ‘No Stopping Zone’ along the western side of Township Road (from 7.30am to 5.00pm, Monday to Friday). Parking available on the eastern side.
 - Norfolk Road - no stopping zone on the northern side of Norfolk Road opposite the entrance to Norfolk estate and a Loading Zone on the northern side of Norfolk Road (adjacent the businesses), from 7.00am to 5.00pm Monday to Friday. No change to the remaining section of the road
3. Undertakes the necessary community consultation to implement Options 3 and 5 on Norfolk Road and subject to favourable consultation, proceed with the installation of a no stopping zone and the loading zone.
4. The petition organisers be advised accordingly.

Carried

Oaklands Park / Marion, Traffic Management Reference No: GC240315R05

Moved Councillor Prior, Seconded Councillor Kerry that:

1. The Report be noted.

Carried

Moved Councillor Prior, Seconded Councillor Crossland that:

2. Council prepare a report by the end of May 2015 containing costed options for alternative traffic treatments and devices for the local area in question.

Carried

Moved Councillor Hull, Seconded Councillor Telfer that:

3. Council endorses making a submission to the Department of Planning, Transport and Infrastructure (including the community consultation) to obtain approval for implementation of a 40 km/h precinct speed limit subject to the minimum level of survey support being 66% of those responding.

Carried

Councillor Prior called for a Division:

Those For: Councillors Pfeiffer, Kerry, Telfer, Hutchinson, Hull, Westwood, Byram and Veliskou

Those Against: Councillors Prior, Appleby, Crossland and Gard

Carried

**Jervois Street Reserve – Draft Concept Design for Consultation
Report Reference: GC240315R02**

Moved Councillor Pfeiffer, Seconded Councillor Kerry that Council:

1. Provide in principle endorsement of the Jervois Street Reserve draft concept design for consultation.
2. Receive a further report following consultation detailing a final concept plan for endorsement.
3. Endorse the use of up to \$650,000 from the Open Space Reserve in order to enable the completion of Stages 2 and 3.

Carried

**Marion Tennis Club Court Resurfacing
Report Reference: GC240315R03**

Moved Councillor Telfer, Seconded Councillor Hutchinson that Council:

1. supports an application being submitted to the Office for Recreation & Sports 2015/16 Community Recreation and Sport Facilities Program by the Marion Tennis Club.
2. supports a contribution of up to \$10,000 being made from Council's Asset Sustainability Reserve, subject to a successful funding application to the Office for Recreation and Sport Community Recreation and Sport Facilities Program by the Marion Tennis Club.
3. authorises the Chief Executive Officer to approve any works required to facilitate the resurfacing of the six (6) tennis courts at the Marion Sports and Community Club.

8.30pm Councillor Kerry left the meeting

Carried Unanimously

8.32pm Councillor Prior left the meeting

Corporate Performance Report- 2nd Quarter 2014-15: Oct to December 2014
Report Reference: GC240315R06

Moved Councillor Appleby, Seconded Councillor Telfer that Council:

1. Note the Corporate Performance Report – Second Quarter 2014-15: October to December 2014, as provided in Appendix 1.

8.34pm Councillor Prior re-entered the meeting

Carried Unanimously

2nd Budget Review 2014/15
Report Reference: GC240315R07

Moved Councillor Appleby, Seconded Councillor Telfer that Council:

1. Adopt, as presented in Appendix 1, the revised budgeted statements including the Income Statement, Balance Sheet, Statement of Changes in Equity and Statement of Cash Flows.

Carried Unanimously

Election of Board and Deputy Board Members representing the Metropolitan Local Government Group to the LGA Board
Report Reference: GC240315R08

Moved Councillor Telfer, Seconded Councillor Prior that:

1. Council votes in the order of preference for appointment of Board Members and Deputy Board Members representing Metropolitan Local Government Group to the LGA Board as follows:
 1. Mayor Lorraine Rosenberg
 2. Mayor Glen Spear
 3. Councillor Jill Whittaker
 4. Mayor Angela Keneally
 5. Mayor Lachlan Clyne
 6. Councillor Peter Jamieson
 7. Mayor Kevin Knight
 8. Mayor Bill Spragg
 9. Mayor David Parkin
 10. Councillor Susan Clearihan
 11. Mayor Gillian Aldridge
 12. Mayor Robert Bria
2. Council authorises the Chief Executive Officer to complete the Ballot Paper in accordance with Council's resolution.
3. Administration forwards the completed Ballot Paper to the Local Government Association by 5pm Tuesday 9 April 2015.

Carried

Mayors for Peace – Membership and Request for Financial Contribution
Report Reference: GC240315R09

Moved Councillor Veliskou, Seconded Councillor Hull that:

1. Council supports Mayors for Peace 2020 Vision Campaign by continuing its membership of the Association.
2. Council notes the request for a financial contribution from Mayors for Peace.

8.37pm Councillor Kerry re-entered the meeting
8.37pm Councillor Pfeiffer left the meeting
8.38pm Councillor Pfeiffer re-entered the meeting

Carried

Freedom of Entry Parade and Ceremony
Reference No: GC240315R10

Moved Councillor Hull, Seconded Councillor Byram that:

1. Council endorse a Freedom of Entry Parade and Ceremony by the 9th Combat Service Support Battalion which will occur on 18 April 2015

Carried Unanimously

CORPORATE REPORTS FOR INFORMATION NOTING

Finance Report – February 2015
Report Reference: GC240315R11

Moved Councillor Telfer, Seconded Councillor Crossland that Council:

1. Receive the report “Finance Report – February 2015”.

Carried Unanimously

MATTERS RAISED BY MEMBERS

QUESTIONS WITH NOTICE

Home and Community Care Programme
Report Reference: GC240315Q01

QUESTION:

1. Given the changes to the manner in which the Federal Government is allocating monies to Home and Community Care clients (HACC) from July 1st 2015, has the City of Marion a new business model for servicing clients currently part of this HACC programme?

2. If a new business model is in place, could Elected Members receive details of how this programme can be sustained in a cost neutral manner?

COMMENTS: Margi Whitfield, Manager Community Participation

On 1 July 2015, the new Commonwealth Home Support Program (CHSP) will commence and will replace the existing Home and Community Care Program (HACC). It has been confirmed that the City of Marion will receive funding for two years.

As yet, the Department of Social Services has not defined how existing clients of the former HACC program will continue to be serviced. However, it is anticipated that current HACC clients will be maintained under their existing arrangements until such time as their needs change. At this point, any such clients will be required to register with My Aged Care, the designated point of contact for all CHSP services, and the client's new requirements will be assessed and appropriate services provided.

On 2 March 2015, the Australian Government Department of Social Services released a draft Commonwealth Home Support Programme Manual. When this draft manual is finalised, it will define the necessary requirements for the delivery and management of the new program.

Also released on 2 March 2015 was a draft National Fees Policy Consultation Paper, which aims to "improve the sustainability of this form of support through increasing the contribution that users make to the cost of the services they receive". The CHSP and its fees will be introduced to existing clients during the period 1 July to 31 October 2015. After this time, the City of Marion will be required to apply the proposed national fee policy to all clients.

Once the CHSP manual and national fees policy become more defined and are finalised, further information will be brought to Council accordingly.

The HACC program has maintained cost neutrality for a number of years and it is anticipated that the CHSP will also operate on a cost neutral basis. As a recipient of grant funding, the City of Marion has been required to submit annual grant acquittals showing the use of funds obtained. These acquittals are reviewed by Council's external auditor and have historically shown that the delivery of the HACC program is cost neutral.

MOTIONS WITH NOTICE

**Demolition Applications for Local Heritage Places and Buildings pre-1950
Report Reference: GC240315M01**

Moved Councillor Hutchinson, Seconded Councillor Telfer that City of Marion:

1. Ensure the Marion Historical Society and History Centre are aware of all demolition applications for local heritage places and any buildings pre-1950.

Carried

Equity of Service Standards

Report Reference: GC240315M02

Moved Councillor Gard, Seconded Councillor Crossland that Council:

1. Seeks to ensure consistent service standards throughout the City of Marion, with particular regard to existing above ground infrastructure (eg. roads, footpaths, reserves, tree planting, etc).
2. Requests that the annual Infrastructure Works Program schedules are reintroduced as an attachment to the ABP&B.

Carried

Residential Density DPA

Report Reference: GC240315M03

9.13pm Councillors Crossland and Byram left the meeting

Moved Councillor Hull, Seconded Councillor Prior that:

1. Council include the Residential Density Preservation Development Plan Amendment (DPA) in the priorities set at the Strategic Directions Committee (SDC) in February 2015;
2. Administration prepare a brief for DPTI in preparation for the Elected Member Forum on 21 April 2015 regarding the scope for the review of the Greater Adelaide 30 year Plan. This brief should address the concerns being raised regarding urban infill across the City of Marion.

9.15pm Councillors Byram and Crossland re-entered the meeting

9.17pm Councillor Hutchinson left the meeting

9.18pm Councillor Hutchinson re-entered the meeting

Carried

Oaklands Round House

Report Reference: GC240315M04

Moved Councillor Pfeiffer, Seconded Councillor Hull that Council:

1. Writes to the Minister for Sustainability, Environment and Conservation requesting reconsideration of the terms of the dedication of the Round House in Oaklands Park.

Carried

ANZAC Day Public Holiday

Report Reference: GC240315M05

Moved Councillor Pfeiffer, Seconded Councillor Hull that the Mayor writes to the Premier of South Australia, with a copy sent to the Governor, requesting:

1. the proclamation of a special holiday in South Australia (as per Section 4 of the *Holidays Act 1910*) on Monday 27 April 2015, to commemorate Anzac Day.

2. consideration of a legislative amendment to the *Holidays Act 1910*, to enable a public holiday Monday to occur when Anzac Day falls on a Saturday in future years.

Lost

Changing States Time zone
Report Reference: GC240315M06

Moved Councillor Hutchinson, Seconded Councillor Prior that:

1. The City of Marion reply to the state time zone consultation and advise our overwhelming stance to maintain the existing time zone structure. In doing so the City of Marion notes that astute business people in South Australia can manage the current time zone differences and we see no valid reason to adversely affect our lifestyle we enjoy by embarking on such a change.

Carried

QUESTIONS WITHOUT NOTICE

Nil

MOTIONS WITHOUT NOTICE

Nil

CONFIDENTIAL ITEMS

Surplus land associated with City Services Redevelopment
Reference No: GC240315F02

Moved Councillor Veliskou, Seconded Councillor Byram that pursuant to Section 90(2) and (3)(b) and (d) (i)(ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Mark Searle, Chief Executive Officer; Kathy Jarrett, Director; Vincent Mifsud, Director; John Valentine, Manager Strategic Projects; Kate McKenzie, Manager Governance; Jaimie Thwaites, Unit Manager Council Support; and Craig Clarke, Unit Manager Communications, be excluded from the meeting as the Council receives and considers information relating to potential disposal of Council land, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to 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 commercial information of a confidential nature (not being a trade secret) the disclosure of which, (d)(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 (b) and (d)(ii) would, on balance, be contrary to the public interest.

9.40pm Councillor Prior left the meeting

Carried

9.40pm the meeting went into confidence

9.41pm Councillor Prior re-entered the meeting

Meeting Extension

Moved Councillor Pfeiffer, Seconded Councillor Prior that the meeting be extended until 10.30pm.

Carried Unanimously

10.00pm the meeting was extended

Moved Councillor Hutchinson, Seconded Councillor Telfer that in accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Su rplus land associated with City Services redevelopment, and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) and (d) (i)(ii) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2015.

Carried

10.07pm the meeting came out of confidence

**Marion Leisure & Fitness Centre
Lease to CASA Leisure Pty Ltd
Reference No: GC240315F01**

Councillor Telfer declared a conflict of interest in the matter as she holds an expired membership for CASA and she left the meeting.

10.07pm Councillor Telfer left the meeting
10.07pm Councillor Gard left the meeting

Moved Councillor Prior, Seconded Councillor Hull that pursuant to Section 90 (2) and (3)(d) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Mark Searle, Chief Executive Officer; Kathy Jarrett, Director; Kate McKenzie, Manager Governance; Jaimie Thwaites, Unit Manager Council Support; and Craig Clarke, Unit Manager Communications be excluded from the meeting as the Council receives and considers information relating to the Marion Leisure Fitness Centre Lease to CASA Leisure Pty Ltd, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial information of a commercial nature the disclosure of which (i) could reasonably confer a commercial advantage on a third party or prejudice the position of the Council; could relate to potential litigation between Council and a third party; and could impact on a proposed tender for the supply of goods or services and, (ii) would, on balance, be contrary to the public interest.

Carried Unanimously

10.08pm the meeting went into confidence

10.08pm Councillor Gard re-entered the meeting
10.11pm Councillor Pfeiffer left the meeting

10.13pm Councillor Pfeiffer re-entered the meeting

Moved Councillor Hutchinson, Seconded Councillor Kerry that this item be adjourned until the next General Council meeting.

Carried Unanimously

10.25pm the meeting came out of confidence

Signatures Café

Reference No: GC240315F03

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that pursuant to Section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Mark Searle, Chief Executive Officer; Kathy Jarrett, Director; Vincent Mifsud, Director; Kate McKenzie, Manager Governance; Jaimie Thwaites, Unit Manager Council Support; and Craig Clarke, Unit Manager Communications, be excluded from the meeting as the Council receives and considers information relating to Signatures Café, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial operations of a confidential nature the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.

Carried Unanimously

10.26pm the meeting went into confidence

10.26pm Councillor Telfer re-entered

Meeting Extension

Moved Councillor Hull, seconded Councillor Pfeiffer that the meeting be extended for a period of 20 minutes until 10.50pm.

Carried Unanimously

10.30pm the meeting was extended

Moved Councillor Veliskou, Seconded Councillor Hull that Council in accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Signatures Café and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(d) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2015.

Carried

10.35pm the meeting came out of confidence

LATE ITEMS

Chief Executive Review Committee Confirmation of Minutes of Meetings held on 20 March 2015

Reference No: GC240315R12

Moved Councillor Hutchinson, Seconded Councillor Telfer that Council:

1. Receive and adopt the minutes of the Chief Executive Review Committee meeting of 20 March 2015 (Appendix 1).
2. Endorse the recommendations that
 - i. The draft key performance indicators be presented at the Elected Members Forum on 31 March 2015 and
 - ii. Vincent Mifsud, Director provide feedback on the indicators at the Elected Members Forum on 31 March 2015.
 - iii. The draft key performance indicators arising from the Elected Member forum on 31 March be presented to the Audit Committee meeting on 14 April 2015.

Carried Unanimously

Recommendations of the 20 March 2015 CEO Review Committee Meeting Minutes
Reference No: GC240315F05

Moved Councillor Hutchinson, Seconded Councillor Prior that pursuant to Section 90(2) and (3)(d) of the Local Government Act, 1999 the Committee orders that all persons present, with the exception of Jaimie Thwaites, Unit Manager Council Support and Andrew Lindsay, Manager Organisational Development be excluded from the meeting as the Committee considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report relating to the Recruitment Process for the Chief Executive Officer.

Carried Unanimously

10.38pm the meeting went into confidence

Moved Councillor Hutchinson, Seconded Councillor Telfer that accordance with Section 91(7) and (9) of the Local Government Act 1999 the Committee orders that the report and minutes arising from the report 'Recommendations of the 20 March 2015 CEO Review Committee Meeting Minutes' be kept confidential and not available for public inspection for 12 months on the basis that it relates to a proposed commercial arrangement, the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or confer a commercial advantage to a third party, and that on balance disclosure would be contrary to the public interest. This order will be reviewed at the General Council meeting in December 2015.

Carried Unanimously

10.45pm the meeting came out of confidence

Code of Conduct Complaint
Reference No: GC240315F04

Moved Councillor Crossland, Seconded Councillor Byram that that Pursuant to Section 90(2) and (3)(a) of the Local Government Act, 1999 the Council orders that all persons present, with the exception of Kathy Jarrett, Director be excluded from the meeting as the Council considers that the

requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report relating to a code of conduct complaint.

Carried Unanimously

10.45pm the meeting went into confidence

Moved Councillor Hutchinson, Seconded Councillor Veliskou that the item be adjourned until the next meeting.

No vote was taken as time ran out and the meeting concluded

CLOSURE - Meeting Declared Closed at 10.50pm.

CONFIRMED THIS 14 MARCH 2015

.....

CHAIRPERSON

**CITY OF MARION
GENERAL COUNCIL MEETING
24 March 2015**

CONFIDENTIAL REPORT

Corporate Manager: Abby Dickson, Manager Libraries & Cultural Development
Director: Kathy Jarrett
Subject: Marion Leisure & Fitness Centre
Lease to CASA Leisure Pty Ltd
Reference No: GC240315F01

If the Council so determines, this matter may be considered in confidence under Section 90(3)(b), (i) and (k) of the Local Government Act 1999 on the grounds that the report contains information relating to commercial information of a commercial nature the disclosure of which (i) could reasonably confer a commercial advantage on a third party or prejudice the position of the Council; could relate to potential litigation between Council and a third party, and could impact on a proposed tender for the supply of goods or services and, (ii) would, on balance, be contrary to the public interest.



**Geoff Whitbread
Chief Executive Officer**

RECOMMENDATION:

1. That pursuant to Section 90 (2) and (3)(d) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Geoff Whitbread, Kathy Jarrett, Abby Dickson, Mark Gibson, Heather Michell, David Barrett, Ray Barnwell, Colin Heath, Kate McKenzie and Craig Clarke be excluded from the meeting as the Council receives and considers information relating to the Marion Leisure Fitness Centre Lease to CASA Leisure Pty Ltd, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial information of a commercial nature the disclosure of which (i) could reasonably confer a commercial advantage on a third party or prejudice the position of the Council; could relate to potential litigation between Council and a third party; and could impact on a proposed tender for the supply of goods or services and, (ii) would, on balance, be contrary to the public interest..

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Emily Nankivell, Senior Development Officer - Planning

Corporate Manager: Steve Hooper, Manager Development Services

Director: Kathy Jarrett

Subject: State Government Economic Reforms: Activity Centre and Shopping Review Development Plan Amendments

Report Reference: GC140415R01

REPORT OBJECTIVES:

Minister Rau has provided Council with a set of 'Guiding Principles' referenced as '*Preliminary Draft – Principles for activity centres and activity centre uses*' which will inform two future Ministerial Development Plan Amendments relating to activity centres and shopping centre development.

Council has an opportunity to respond to the 'Guiding Principles'.

Refer Appendix I for a copy of the letter.

EXECUTIVE SUMMARY:

The State Government intends to undertake policy reform in the area of economic development for the state, specifically, two 'Activity Centre and Shopping Review' Development Plan Amendments (DPAs).

The guiding principles underpinning investigation into these DPAs are aimed at improving economic development in the state in line with the recommendations from the Expert Panel for Planning Reform and the Federal Governments Productivity Commission.

Council has an opportunity to respond to the Minister for Planning with respect to the *Preliminary Draft - Principles for activity centres and activity centre uses* (Draft Principles).

RECOMMENDATIONS (2)

DUE DATES

That Council:

- 1. Indicates in principle support for the proposed Economic Reforms: Activity Centre and Shopping Review Development Plan Amendments.**
- 2. Write's to Minister Rau indicating its willingness to work with the State Government in investigating, preparing and implementing the strategic goals of the state in relation to the economic and development reforms of activity centres and activity centre uses particularly within the City of Marion.**

April 2015

April 2015

BACKGROUND

Current planning guidelines provide a hierarchy for commercial and retail land uses within Centre Zones (activity centres) of Development Plans including the City of Marion.

With respect to the City of Marion, this hierarchy starts with the Regional Centre Zone (Marion Shopping Centre, State Aquatic Centre, GP Plus etc) thereafter, in descending order, District Centre Zones, Neighbourhood Centre Zones and finally Local Centre Zones.

The policy for this approach was developed more than 20 years ago with the intention of managing the size of commercial and retail uses within each centre zone from large scale in the Regional Centre Zone to smaller scale development in the other Centres.

It has been identified by the State Government that the development guidelines for commercial and retail uses in Centre Zones is prescriptive and limits opportunities for uses within the various Centre Zones.

To address this, the State Government is proposing a review of current policy with the intention to deregulate commercial and retail uses in appropriate zones. The factors contributing to the review of this policy include:

- The length of time since the last comprehensive review of these policies.
- Planning reforms underway by the Expert Panel on Planning Reform making it an appropriate time to consider what tools are needed to provide, grow and manage expectations around uses that make up activity centres.
- Understanding the role of activity centres that will help guide and inform strategic directions as part of the Planning Strategy review.
- The Federal Government's Productivity Commission recommendations from its 2011 report *Economic Structure and Performance of the Australian Retail Industry*, which recommends broader zoning within activity centres that facilitates new retail formats, greater mixed use zoning, reduction in prescriptive planning requirements and reduction in business uncertainty.

ANALYSIS:

The Reform – Draft Principles:

The principles guiding the policy review are articulated in the Planning Strategy and 30-Year-Plan for Greater Adelaide. These have set targets for population and job growth. Within this context the expectation on activity centres and retail development has changed.

The *Draft Principles* outline 5 guiding and interrelated principles, paraphrased below. Options for consideration have been included under each principle that target the objectives of each principle.

- **Principle 1 – Existing Centres:** To recognise existing activity centres, main streets and mixed use areas (commercial/housing) as the primary place for commercial and retail activity through more accommodative land use development practices, policies and procedures.

- **Principle 2 – Expansion:** In established built up areas, encourage commercial and retail business activities to grow and new ones to form. Focus on reduction of private vehicle travel and separate journeys.
- **Principle 3 – New Activity Centres:** Allow new activity centres to provide an appropriate level of service and encourage competition between centres.
- **Principle 4 – Review Supply:** Land use zoning policy that ensures a supply of suitable land to accommodate retail and commercial activities in advance of need.
- **Principle 5 – Urban Design:** Reinforce the role of land use policies and plans to guide development form, scale and place making for existing and new activity centres.

Refer Attachment II for a full copy of the draft principles.

The proposed reforms are in their preliminary investigation stage. What will be of more importance moving forward is ensuring that principles developed to guide economic development in centre zones provide for appropriate economic development. As such Council's support and involvement in the creation of new policy for activity centres is important.

Economic Development Considerations

For some time, the State Government has been pursuing an agenda which seeks to streamline the regulatory processes impacting on businesses and to 'cut red tape'. The South Australian Planning Strategy and Councils' development plans which give effect to that Strategy are critical influencers of land and property investment decisions.

Broadly, there are a number of key issues considered by businesses in making investment decisions including: what rate of return can be achieved; how quickly can the investment be delivered and produce a return; how certain is it that the project will go ahead and how can the commercial risk of undertaking the project be mitigated.

Improvements to the planning system which seek to address some or all of these issues are therefore likely to be warmly welcomed by the business community particularly the introduction of more flexibility of uses in activity centres, more consistency between similar zones and the potential for wider use of complying development.

CONCLUSION:

The review of activity zones is welcomed by the Marion Council. In a changing economic environment less restrictive planning reforms guiding economic development are a positive step towards improving economic growth in the Marion Council area and the State.

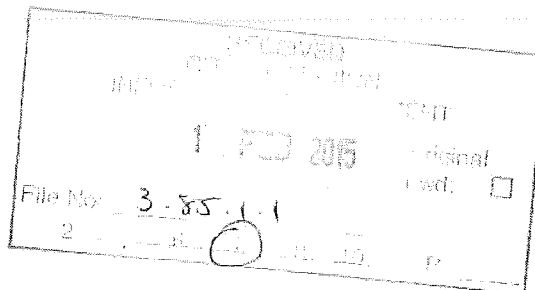
The Hon John Rau MP

Government
of South Australia

8874097

16 February 2015

Mayor Kris Hanna
City of Marion
PO Box 21
OAKLANDS PARK SA 5046



Deputy Premier
Attorney-General
Minister for Justice Reform
Minister for Planning
Minister for Housing and Urban
Development
Minister for Industrial Relations
Minister for Child Protection
Reform
45 Pirie Street
ADELAIDE SA 5000
GPO Box 464
ADELAIDE SA 5001
Tel 08 8207 1723
Fax 08 8207 1736

Dear Mayor Hanna

Economic Reforms - Activity Centre and Shopping Review Development Plan Amendments

The economic future of our State is affected by the planning processes and policies that are in place. This has become increasingly evident with the overwhelming response from industry to the expanded role of the Coordinator-General. Evidence is certainly mounting that Development Plans are out-dated and in need of review to better reflect new retailing formats and changing market dynamics.

While I acknowledge that the Expert Panel on Planning Reform has now presented me with its final recommendations report, the government's response to these recommendations needs further consideration and consultation. This process will take time, and is why I have chosen to take immediate action to address out-dated retail policy in a consistent manner across Greater Adelaide.

Given the contribution of the retail and commercial sector to the South Australian economy, I have decided to initiate investigations for the drafting of two Development Plan Amendments (DPAs) in accordance with sections 24 and 26 of the *Development Act 1993*. The DPAs will consider requirements affecting retail development within Development Plans across Greater Adelaide (excluding the City of Adelaide) and will include:

- The first DPA (DPA 1) will seek to ensure procedural requirements and desired uses are appropriately aligned to support more on-merit assessments and consistent processes in existing 'centre', 'shopping' and some selected mixed used zones that display centre zone characteristics. The proposed changes will seek to ensure that activity centres/mixed use zones are places that welcome business and retail activity by removing unnecessary controls. The intent of the DPA is to provide a more consistent approach to processing development applications in centre type zones across multiple jurisdictions, as well as removing the opportunity for competitor appeals.

- A second DPA (DPA 2) will consider the permissibility of commercial uses, particularly shops, in a wider range of circumstances outside of designated activity centres and mixed use areas covered by DPA 1. The DPA will consider the needs associated with different retail formats and industry needs and ensure there is capacity for services and facilities to expand and new ones to be provided within Adelaide's established built-up areas as envisaged in *The 30-Year Plan for Greater Adelaide*.

In preparing the DPAs, the Department of Planning Transport and Infrastructure has prepared preliminary draft 'Guiding Principles' to inform the directions for activity centres and shopping development. The principles will be used to consider strategic aspirations for creating liveable neighbourhoods and vibrant community hubs, in conjunction with the primary objective of enhancing economic development opportunities.

A copy of the draft 'Guiding Principles' is enclosed for your information and includes some initial options about what might be done to achieve the intent of those principles. Any comments in relation to the draft principles and associated options are invited over the next six weeks, and should be sent to the Department of Planning, Transport and Infrastructure (GPO Box 1815, Adelaide 5001 or email steven.copus@.gov.au). Comments will help guide future directions on this important topic.

If you would like to discuss these matters please contact Steven Copus, Principal Planner, Development Division, Department of Planning Transport and Infrastructure, on telephone 7109 7020.

Yours sincerely



John Rau
Deputy Premier
Minister for Planning





Government of South Australia

Department of Planning,
Transport and Infrastructure

PRELIMINARY DRAFT - **Principles for activity centres** **and activity centre uses**

DRAFT

CONTEXT

Activity centres have been one of the pillars of South Australia's growth and development. They have contributed to the form and pattern of development and enabled more equitable and convenient access to shopping, administrative, cultural, entertainment and other facilities that reduce the need for separate trips.

Centres have also provided a focus for successive State and local governments and social service organisations to direct resources in the provision of public and community based transport, civic and administrative functions, health care and social welfare services.

Over a considerable period, land use regulation and policy favoured activity centres through establishing a 'hierarchy' of centres based on the size of the population the centre is expected to serve, supported by land use controls that curtailed out-of-centre development, specifically retail activity.

The last broad based review of activity centres policy took place more than 20 years ago, when in 1981 a framework for centres and shopping development was introduced in to local planning schemes (known collectively as the Development Plan). This was followed up in 1991 and 1996 with further amendments to the Development Plan that to 'prohibit' out-of-centre retail development by first limiting allowable floor space to a maximum of 450 square metres and then further reducing this to 250 square metres.

The review into the 'bulky goods' sector which brought about changes to regulatory definitions in June 2010 addressed retail sector trends at the time.

While the preference for certain uses to be concentrated in activity centres is still evident in many land use frameworks operating today, it needs to be considered whether or not regulation and policy applying to activity centres needs to be updated to meet community and stakeholder requirements in the coming decades, and what might be done to better serve those needs and achieve desired outcomes.

The motivation for a review is driven by a number of factors:

- It has been a long time since the last comprehensive review. While current expectations for land use policy in relation to activity centres and mixed use developments have been updated as part of a suite of land use requirements contained in the South Australian Planning Policy Library (SAPPL), those expectations need to be more fully understood, communicated, and reviewed if necessary to ensure more consistent application and timely implementation.
- The State Government has appointed an Expert Panel on Planning Reform to '*undertake a fundamental review of our planning system, to create new planning system that meets South Australia's current and future challenges*'. Progress on the Planning Reforms is well underway and it is appropriate to consider what tools are needed to provide, grow and manage expectations around uses that make up activity centres and that appropriately recognise their significance as key elements of our cities and towns.
- The Planning Strategy sets the scene for land use policy frameworks including the role of activity centres. As the time to review the Planning Strategy draws nearer, a review of the role of activity centres provides an opportunity to help guide and inform those strategic directions in a manner that respects the roles and responsibilities of a multitude of stakeholders to achieve common goals over time.

- Retailing activity has been the subject of study by the Australian Government's Productivity Commission through a series of reports looking at various factors that influence the performance of the retailing sector, including land use regulation and zoning. The Commission's recommendations in its 2011 report *Economic Structure and Performance of the Australian Retail Industry*¹ supports the need to:
 - broaden zoning within and surrounding activity centres to facilitate new retail formats locating in existing business zones and should consider greater mixed use zoning
 - reduce prescriptive planning requirements to facilitate new retail formats locating in existing business zones and ensure that competition is not needlessly restricted
 - facilitate more as-of-right development processes to reduce business uncertainty and remove the scope for gaming by competitors
 - ensure clear third-party appeal processes within planning systems.
- There is interest from new retailers to take up positions across South Australia, however, concerns are being expressed about the ability to enter the market, creating choice for consumers and additional like businesses.
- The need to establish a common starting point when undertaking reviews of land use schemes that involve activity centres and retail development that achieve greater consistency in the formulation of policy and development assessment practices across council planning jurisdictions. Presently there is a lack of information about the State's expectation with respect to activity centre and retail planning. The preparation of guides, technical bulletins and the like could engender confidence in this space and lead to a more consistent and predictable environment for activity centre businesses and retailers generally.

In light of these various drivers, further consideration and action is required about possible directions that might be taken at strategic, policy and development system levels in respect to activity centres and retail development.

PRINCIPLES TO GUIDE REFORMS

The Planning Strategy sets targets for population and jobs growth for Greater Adelaide in the coming decades. Achieving those targets requires commitment to generating employment opportunities and supporting growth in the number of people who want to call South Australia home.

The manner in which that growth is to be accommodated is articulated in the 30-Year Plan for Greater Adelaide (The Plan), a volume of the South Australian Planning Strategy. One of the key expectations is that infill development will increase over time and surpass fringe growth as the main driver for housing and population change over the life of The Plan. The aim is to move from a 50:50 ratio of infill to fringe growth to about 70:30.

Within this context there are expectations about the role of activity centres and retail development more specifically that include, but are not limited to:

- Provide retail and other services outside designated activity centres where development will contribute to the principles of accessibility; a transit-focused and connected city; world-class

¹ Productivity Commission, *Economic Structure and Performance of the Australian Retail Industry* (2011)

design and vibrancy; and economic growth and competitiveness (Policy 28, Mixed use activity centres)

- Ensure activity centres promote mixed-use development rather than separate residential, commercial and retail developments (Policy 29, Mixed use activity centres)
- Increase the total share of smaller housing, particularly around transport interchanges and collocated with services such as health and retail. (Policy 5, Housing mix, affordability and competitiveness)
- Promote mixed-use development in the transit corridors, activity centres and transit-oriented developments to ensure jobs are situated close to where people live. Consideration should be given to setting specific targets for the types of services (such as retail) provided around transport interchanges to ensure job availability in major residential centres. (Policy 6, The economy and jobs)

One of the significant changes between The Plan and earlier strategies is that it loosens the nexus between the range of services desired in activity centres and the role of retail development. Whereas earlier Strategies sought to adhere to an established 'hierarchy' of centres supported by a 'prohibition' on out-of-centre retail activity, the emphasis has changed to one of supporting land use diversity in activity centres and by underpinning their role through the provision of higher housing and population densities that can contribute to centre functionality, vibrancy and sustainability.

The relationship between activity centres and strategic targets that support infill housing has resulted in changes to the State Planning Policy Library by way of a wider array of mixed use development zones like the Suburban Activity Node Zone, Urban Corridor Zone, and Urban Core Zone. These have already been used in several key major Government led redevelopment sites (Bowden Village, Lightsview and Tonsley Park) and along portions of several key transit corridors (including Prospect Road, Greenhill Road, Fullarton Road amongst others) to support further housing choice in areas that were previously preserved for non-residential uses.

The effort put into supporting housing diversity outcomes should be matched by consideration of land use requirements that support the establishment of new and the growth of existing businesses.

To meet some of the strategic challenges a number of key principles to guide statutory processes and policy have been identified. These principles are intended to guide the way forward so that planning frameworks that can respond to the dynamic urban environment, support innovation, and create opportunities for competition and choice, while still recognising the importance of conveniently located services and facilities and the benefits that can arise from the aggregation of business activities.

The five (5) interrelated Guiding Principles and possible reform topics include:

PRINCIPLE 1 – EXISTING CENTRES: To recognise existing activity centres, main streets and mixed use areas (commercial/housing) as the primary places for commercial and retail activity through more accommodative land use development practices, policies and procedures.

Options to be considered

- Remove all mandatory floor space limits in activity centres and mixed use zones that display activity centre traits (e.g. RCe, DCe, NCe, TCe, RTCe, Ce, Urban Core, Urban Corridor, SAN)
- Advisory requirements on floor space to be expressed as 'targets' (reducing the risk of numerical requirements being used as 'caps' when assessing applications)

- No desired uses subject to Category 3 Public Notification that trigger third party appeal rights
- Review policy statements, desired character statements etc in relevant zones to remove impediments
- Establish greater consistency between zones that have a similar purpose, including a review of the SAPPL, to ensure activity centres / main streets and mixed use areas are established as the preferred places for business activity where commercial premises can adapt readily to market demands and community preferences.
- Investigate wider use of complying development or remove the need to obtain Development Plan consent in circumstances where an assessment against the provisions of a Development Plan is of little benefit or unnecessary.
- Review the role of on-site parking rates within activity centres and mixed use zones (similar to those found in the SAPPL), and consider whether standardised parking rates could be used to support economic development particularly in areas serviced by multiple public transport options and used as a basis to facilitate change of use only proposals.

PRINCIPLE 2 – EXPANSION: In established built-up areas, encourage commercial and retail business activities to grow and new ones to form particularly where they can help reduce dependency on private vehicular travel and separate journeys (unless an alternative location provides a clear public benefit).

Options to be considered

- Amend zones that envisage commercial / business uses so that all envisaged uses and other compatible forms of development are considered on their merits (e.g. office zones, commercial zones etc)
- Amend General Section policy on 'Centre and Retail Development' to contemplate business and shopping development in a wider range of zones (recognising activity centres as the 'primary' place for such uses)
- Provide for the expansion of commercial/retail development at the 'edge' of established activity centres and main street areas identified in a Development Plan as consent development
- Extend 'edge-of-zone' commercial and retail development opportunities to areas adjacent to established commercial and business type zones (i.e. existing zones that are not recognised as part of the network of 'activity centres').

PRINCIPLE 3 – NEW ACTIVITY CENTRES: Allow new activity centres to form to provide an appropriate level of service and encourage competition between centres in established areas.

Options to be considered

- Prepare guidelines to:
 - encourage a consistent approach to retail land supply and retail impact assessments when planning activity centres in new growth areas so that services and facilities are equitably distributed in new communities over a project's lifetime
 - establish a basis for the planning of new centres in existing built-up areas
- Monitor development of new activity centres in urban growth areas and nearby suburbs so the benefits of floor space limits (e.g. to achieve an equitable distribution of services and facilities has been achieved) can be evaluated over time and then removed when no longer necessary.

PRINCIPLE 4 – REVIEW SUPPLY Land use zoning and policy that ensures a supply of suitable land to accommodate retail and commercial activities in advance of need, encouraging new retail participants and formats that encourage competition and support greater consumer choice.

Options to be considered

- Incorporate into guidelines a need for strategic land use review processes (Planning Strategy and SDRs) and DPA programs to consider the timing and implementation of changes to planning schemes to allow businesses to grow and new ones to form.
- Monitor trends in retail development and other centre activities as a means to inform decisions about future land use requirements and to 'assess' the effectiveness of land use policy directions.

PRINCIPLE 5 – URBAN DESIGN: Reinforce the role of land use policies and plans to guide development form, scale and place making for existing and new activity centres, main streets and mixed use areas.

Options to be considered

- Prepare guidelines and review technical sheets to provide a basis for councils, developers and other stakeholders to:
 - understand how to apply SAPPL activity centre and mixed use zones effectively at the local level
 - establish a set of urban design principles to deliver liveable, safe and vibrant activity centres

WHAT ARE ACTIVITY CENTRES

Activity centres are an agglomeration of shopping, administrative, cultural, entertainment, research, education, health and other activities that can provide a range of productive, economic and community benefits:

- lower transport costs by reducing the need for separate trips
- enable more equitable and convenient access to a wide range of services and facilities
- provide a focus for State and local governments and social service organisations when resourcing public and community based transport, civic and administrative functions, health care and social welfare services
- create efficiencies in the exchange of goods and information
- provide a focus for community interaction, social vibrancy and a sense of place.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Sean O'Brien, Community Facilities Planner
Corporate Manager: John Valentine, Manager Strategic Projects
Director: Vincent Mifsud
Subject: Sports Infrastructure
Report Reference: GC140415R02

REPORT OBJECTIVES:

For Council to further consider its list of sporting infrastructure options so that a prioritised short-list can be determined. This will enable focussed efforts in seeking partnering opportunities and engagement with peak sporting bodies, relevant clubs and funding bodies to further develop plans and explore potential funding solutions.

EXECUTIVE SUMMARY:

This report also relates to report GC140415R03 'Progressing unfunded / unprioritised items'.

Council has recently been reviewing its sporting infrastructure to consider options for the future provision of facilities across the city. The review has focused on identifying the highest sporting infrastructure needs of the community with an intention of prioritising suggested directions.

The next step required is for Council to formally identify which proposed sporting infrastructure options are its highest priority in order to explore these further with key stakeholders, agencies and other parties, subject to Council's decision to allocate the necessary resources required to progress these initiatives.

It is recommended that this report, and the following report "Progressing Unfunded/ Unprioritised Items", be considered together as they inform each other and that the recommendations below reflect Council's consideration of both reports.

RECOMMENDATIONS (2)

DUE DATES

That Council:

- 1) Endorse investigations being undertaken with peak sporting bodies, relevant clubs, funding bodies and agencies to seek partnering opportunities for the development of plans and potential funding solutions for the following sports infrastructure:**

April 2015

.....
.....

April 2015

2) Note that consultation plans will be brought to Council for consideration after initial investigations are undertaken with peak sporting bodies, relevant clubs and agencies.

BACKGROUND

The sport and community facility master plans endorsed in Nov 2013 (GC261113R04) identified a large number and broad range of sports infrastructure improvements at the city's four largest sport facilities.

Following endorsement of the master plans council has commenced upgrades at three sites Cove Sports and Community Club, Edwardstown Oval and Mitchell Park Sports and Community Club to address immediate issues.

Whilst these works have been taking place, elected members have taken time to review and consider the master plan projects in conjunction with all other major strategic project aspirations across the city.

There is no funding allocated to the four sports master plans beyond concept phase and fully funding the master plans is beyond Council's financial capacity. The next steps in the delivery of improved sports infrastructure for the City requires prioritisation of Council's strategic aspirations and directions in order to develop potential funding solutions and partnering opportunities that are sustainable and responsible. This will need to include support from key stakeholders, the community and other levels of government.

In January 2015 council commenced a review of the master plan sites and other key sport and recreation facilities across the city with the aim of prioritising potential projects for further investigation. The process was initiated with sites visits to the master plan sites and other key facilities across the city. This was followed by a broader discussion and review of all sports infrastructure owned by the City of Marion which included facility locations, condition, use as well as known key issues for sporting clubs.

Discussions led to a list of seven suggested directions for further council consideration. In summary these suggestions included;

- Options to address the under supply of sports infrastructure in the southern area of the city (including Cove Sports and Community Club)
- Options for a new multipurpose indoor stadium
- Options to upgrade Edwardstown Oval
- Options to upgrade Mitchell Park Sports and Community Club
- Option to upgrade the Marion Outdoor Pool
- Options for improvements to Morphettville and Plympton Sports Clubs
- Option to improve the supply of netball infrastructure.

(A complete list of the options is provided as appendix 1)

Analysis of demographic and participation data as well as a review of the supply and demand of facilities across the city and southern metropolitan area of Adelaide highlights a wide range of issues for sports infrastructure. Each of the seven suggested directions listed above have also been matched against the supply and demand data.

In summary the supply and demand review highlights a range of issues for consideration.

Council wide issues for facilities;

- Under supply of soccer pitches
 - Northern region demand may be catered for by facilities bordering Marion

- In south the lack of facilities is having a direct negative impact on participation rates
- Marion Basketball Stadium requires urgent replacement
 - substandard facility and insufficient supply of courts
- Under supply of netball facilities across the city
 - Most netball clubs in Marion are finding it difficult to find access to Courts and clubrooms
- Lack of access to school facilities

Southern Marion regional issues;

- Under supply of AFL/Cricket Ovals
- BMX club– requires relocation
- Under supply of Soccer pitches (refer to council wide reference)

Northern Marion key issues:

- Over supply of Tennis Courts – needs consolidation
- Netball under supply (refer to council wide reference)
- Velodrome – only publicly accessible velodrome in SA
- Under supply soccer pitches (refer to council wide reference)

(A report of participation data and the supply and demand of facilities are provided as appendix 2)

Based on the analysis to date the four key sports infrastructure suggestions below have been highlighted as options for further investigation:

- Options for new soccer pitches and a BMX track in the south
- Indoor multipurpose Stadium 4-8 court (SA regional standard)
- Edwardstown Oval Masterplan
- Mitchell Park Sports and Community Club building upgrade

ANALYSIS:

To implement Council's endorsed sports infrastructure priorities relevant peak sporting bodies, clubs, potential funding bodies and other interested parties will need to be engaged to develop appropriate proposals and explore potential funding solutions.

The nature of working with different bodies will vary from project to project. Where Council resolves to pursue sports improvements that are site specific (ie Edwardstown) there will be no need to investigate location options. In instances where the location and the scale of the project need to be determined (ie indoor basketball / mixed use stadium) options for the location of the facility (and potential funding consequences) will form part of the investigations.

It will be critical to engage community organisations, other levels of government as well peak sporting agencies to identify and seek support and mutually develop appropriate and sustainable proposals. Consultation may also identify opportunities to share resources, extend an existing service, enter into a partnership or co-locate complementary services. Analysis of potential partnerships and financial models will provide Council with detail to consider the best use of its limited available resources and the most appropriate scope, scale and timing for planning and developing infrastructure in a sustainable manner.

Consultation

The initial investigations with peak sporting bodies, clubs and potential funding sources / parties will shape the consultation that will need to occur with each sport infrastructure option. For instance the location and potential funding commitments of a peak sporting body will strongly influence the nature of consultation that is required.

Each endorsed Council sporting priority will have a specific consultation approach developed and brought to Council for consideration relevant to the sports, clubs and communities involved. Each consultation approach will identify all stakeholders, why and how they will be engaged as well as projected time frames, resources required, communications plans and reporting on outcomes.

Legal / Legislative and Risk Management

Investigations will identify each project's status and requirements of specific legislative provisions in the *Development Act 1993* and the *Local Government Act 1999*.

Financial Implications

Whole of life costs will need to be determined for Council's prioritised short-list of sporting infrastructure options, as a basis for understanding resourcing impacts and for exploring potential funding solutions with key stakeholders and potential funding partners.

There is no specific funding available in the Long Term Financial Plan for any potential sporting facility upgrades.

CONCLUSION:

Council's consideration of short listing sporting infrastructure options will, subject to Council's decision to allocate the necessary resources required to progress these initiatives, enable staff to work with peak sporting bodies, relevant clubs and funding bodies to progress the planning for improved sports infrastructure across the city and explore potential sustainable funding solutions.

Sports Infrastructure suggested directions**Report Reference: GC240415R**

1A	Cove Sports masterplan with BMX shifted and expanded soccer field;
1B	New Regional Sports complex in the South;
1C	6 soccer pitches, BMX track and clubhouse - greenfield site in the south;
1D	New Soccer Pitch including lights and facilities in the South (Stage 2 map area);
1E	New sports grounds in Stage 4 map sector, incorporating netball complex ;
1F	Cove Sports Club (1 site only);
1G	Relocate BMX Club and track
2A	New basketball stadium 6-8 court SA standard;
2B	New 4 court basketball stadium (shared use with other sports);
2C	South Adelaide basketball club 4 court indoor facility
3A	Edwardstown Oval –Full Masterplan;
3B	Edwardstown Oval - Building elements;
3C	Edwardstown tennis courts (next to oval)
4A	Mitchell Park Masterplan;
4B	Mitchell Park - Building elements of Masterplan
5	Marion outdoor pool (Masterplan to be completed)
6A	Morphettville Park sports;
6B	Morphettville football club;
6C	Plympton Park Sports Club;
6D	Croquet
7	New netball courts (4-8) for each of Mitchell Park hub, Marion sports site and Cove sports site

Sports Infrastructure - Appendix 2

Trends in Sport and Active Recreation Participation

by Children (5-14 years)

Australian Bureau of Statistics National Data (2000 compared to 2009)

Sport (Presented in Order of Participation Based on 2009 data)	2000 %	2009 %
Bike Riding (including BMX)	63.8	60.4
Skateboarding, rollerblading	30.9	n/a
Skateboarding, rollerblading, riding a scooter	n/a	49.3
Swimming	14.4	18.5
Dancing	10.4	14.3
Soccer (outdoor)	11.4	13.2
Australian Rules Football	6.6	8.6
Netball	9.1	8.4
Tennis	8.5	7.9
Basketball	7.6	7.4
Martial Arts	4.0	5.7
Cricket (outdoor)	5.3	5.2
Gymnastics	2.6	4.6
Rugby League	3.6	3.6
Athletics, track and field	3.9	3.3
Soccer (indoor)	n/a	2.8
Hockey	2.4	2.1
Other organised sports	14.1	14.0

The trend data for 5-14 year olds highlights that:

- Bike riding is a key activity even though there has been a slight decrease in participation
- Skateboarding remains strong
- Riding a scooter is potentially a key activity that will increase demand for hard surfaces
- Participation in Australian rules football and soccer has increased and is strong
- Although participation in netball, tennis and basketball has declined slightly, these are still key participation activities
- A number of activities that require indoor spaces have experienced an increase in participation (e.g. dance, martial arts, gymnastics)

Trends in Sport and Active Recreation Participation

by 15 year olds and over

ERASS Data Australian Sports Commission for South Australia (2001 or 2004 compared to 2010)

Sport (Presented in Alphabetical Order)	2001 %	2010 %
Aerobics/ Fitness	12.3	24.3
Athletics, track and field	0.6*	0.7
Australian Rules Football	3.7	5.2
Badminton	1.3*	0.8
Baseball	0.6*	0.3
Basketball	3.7	3.5
Cricket (outdoor)	2.7	4.1
Cycling	8.5	11.5
Dancing	2.0	1.7
Golf	7.4	5.3
Gymnastics	0.4*	0.4
Hockey	1.0	1.0
Horse Riding/ Equestrian	1.1	0.6
Lawn Bowls	2.8	3.2
Martial Arts	1.8	2.1
Netball	5.9	6.1
Roller Sports	0.6*	0.2
Rugby League	0.3*	0.2
Rugby Union	0.3*	0.5
Running	5.2	9.6
Soccer (indoor)	1.1	1.6
Soccer (outdoor)	3.8	3.4
Softball	0.6*	0.2
Squash/ racquetball	1.1	0.6
Surf Sports	2.2*	2.0
Swimming	11.1	10.1
Table Tennis	1.0	0.9
Tennis	7.7	7.0
Touch Football	1.0*	0.6
Volleyball	1.9	1.6
Weight Training	2.2	3.5
Yoga	1.4	3.2

* 2004 data (2001 data not available)

The trend data for 15 year olds and over highlights that:

- Participation in aerobics and fitness has increased significantly
- Participation has increased for a number of traditional sports, including Australian rules football, cricket and netball
- Tennis remains a key activity, even though participation has decreased slightly
- Participation in casual activities such as cycling and running has increased substantially

Existing Sports Facilities

Facility Type	City of Marion	Region Total
Ovals (AFL/Cricket)	10	47
Playing Fields (Soccer/Rugby)	5	24
Tennis Courts	77 (15 community courts)	322 (68 Community Courts)
Netball Courts	12	81
Skate Parks	3	19
BMX	1 x Club 1 x informal track	2 x Club tracks 22 x Informal tracks
Cycling	1 Velodrome	1
Mountain Bike		
Lawn Bowls/croquet	12	66
Indoor Sports Courts	6 indoor courts 3 sports halls	24
Athletics	1 informal running track	3
Aquatic Centres	2 (1 regional, 1 x 50m leisure pool) + 2 Commercial	8
Diamond Sports (Baseball/softball)	0	8
Lacrosse	0	1
Hockey	0	3
Squash		4
Equestrian		8

Potential Demand (based on demographic analysis)

Facility	City of Marion	Total
Ovals (AFL/Cricket)	17	64
Playing Fields Soccer/Rugby	13	61
Tennis Courts	42	219
Netball Courts	27	108
Skate Parks	4*	8
Cycling		<i>Criterion track (demand unknown) Velodromes (demand Unknown)</i>
BMX	1*	6*

Facility	City of Marion	Total
Mountain Bike		Mountain bike trails (Demand unknown)
Lawn Bowls/croquet	8 greens*	
Indoor Sports Courts	2 x Three court complex	7 x three court indoor stadiums
	1.5 x Regional Complex	1 – 2 Regional Stadiums
Athletics		1 x Regional Facility per 250,000*
Aquatic Centres	No data	2 x Regional * (1 per 150,000 population)
Diamond Sports (Baseball/softball)	4	14
Lacrosse	NO DATA	2
Hockey	1*	7
Other		Touch footy 4 fields

Supply v Demand for Facilities

Facility	Actual Supply	Potential Demand	Over or Under Supply
Ovals (AFL/Cricket)	47	64	-17
Playing Fields (Soccer/Rugby)	24	61	-37
Tennis Courts	322 (68 Community Courts)	219	103 (over)
Netball Courts	81	108	-27
Skate Parks	19	No Data	
BMX	22 informal (2 club)	6	
Cycling	1 Velodrome		<i>Criterion track (demand unknown) Velodromes (demand Unknown)</i>
Mountain Bike	Mitcham and Onkapringa have extensive trail networks)		Mountain bike trails (Demand unknown)
Lawn Bowls/croquet	66	29	37 (over)
Indoor Sports Courts	24	31	-7 courts Or – 1 x Regional

Facility	Actual Supply	Potential Demand	Over or Under Supply
complex			
Athletics	3 (No Regional)	1 x Regional Facility per 250,000*	-1 x Regional Facility
Aquatic Centres	1 State 1 Regional 1 District 2 x Private Pools	2 x Regional * (1 per 150,000 population)	Supply meets Demand
Diamond Sports (Baseball/softball)	8	14	-6
Lacrosse	1	2	-1
Hockey	3	7	-4

Cove Sports and Community Club

Catchment Area = South of Majors Rd to Onkaparinga

Item	Catchment Demand	Catchment Supply	Analysis
Oval (cricket and Football)	4 Ovals	1 Oval	Under supply
Playing Fields (soccer)	4 Pitches	1 x Senior (lights) 2 x Junior (no lights @ Cappella)	Under supply of soccer pitches Only 1 pitch available for training school access could be considered
Netball	9 Courts	4 Courts	Under supply
Tennis	13 Courts	14 Courts	Meets demand
BMX	1 x Regional 1 x District	1 x Club facility (Cappella has a small informal track)	Demand for 1 x major complex across Marion Demand for 1 x minor complex No UCI standard track in SA
Clubrooms	NO DATA	NO DATA	Currently being upgraded

Indoor Multipurpose Stadium

Catchment Area = whole of City of Marion

Item	Catchment Demand	Catchment Supply	Analysis
District Complex (3/4 Courts)	10 Courts	7 Courts (3 Stadiums)	Under supply 3 indoor courts are sub-standard Marion Stadium (2 courts) Cosgrove Hall (1 court) 4 x Courts – Marion Leisure 1 X court is exclusive use for Gymnastics 3 x courts for community use
Regional Complex (Catchment Area = Southern Adelaide)			
Regional Complex (6+ Courts)	1.5 x Stadiums across southern Adelaide	0	Under supply No regional indoor sports complex in southern Adelaide

Edwardstown Oval

Catchment area = Daws Rd to Northern Boundary

Item	Catchment Demand	Catchment Supply	Analysis
Oval (cricket and Football)	5 Ovals	5 Ovals	Meets demand
Tennis	12 Courts	18 Courts	Over supply
Cycling	NO DATA	1 x Velodrome	Only velodrome available for community use in Adelaide No criterium track available in southern Adelaide
Lawn Bowls	2 Greens	6 Greens	Over supply
Clubrooms	NO DATA	NO DATA	Potential for buildings to be consolidated and upgraded May be a site for further consolidation of facilities in the region

Mitchell Park Sports and Community Club

Catchment area = Daws Rd/Oaklands Rd to Sturt Rd

Item	Catchment Demand	Catchment Supply	Analysis
Oval (cricket and Football)	4 Ovals	2 Ovals	Under Supply Region surrounded by St Mary's oval, Womens Memorial Playing Fields, Flinders Uni and Brighton Oval
Playing Fields (soccer)	3 Pitches	3 Pitches 1 used by dog club	Meets demand (school access could be considered if additional space is required)
Tennis	10 Courts	20 Courts	Over supply However MP could be a site for consolidation
Netball	6 Courts	2 Courts	Under supply
Clubrooms	NO DATA	NO DATA	Potential upgrade. May be a site for further consolidation of facilities in the region

Morphetteville Sports and Community Club (Kellet Reserve)

Catchment area = Oaklands Rd to Northern Boundary

Item	Catchment Demand	Catchment Supply	Analysis
Oval (cricket and Football)	5 Ovals	5 Ovals	Meets demand – Oval irrigation requires upgrade
Oval Lights			Require upgrade to meet Australian Standards
Clubroom			Potential upgrade - New change rooms, toilets and storage
Plympton Sports Club			
Oval (cricket and Football)	5 Ovals	5 Ovals	Meets demand
Playing Fields (soccer)	4 Pitches	0 Pitches	Under supply Plympton Oval used for soccer Pitches available on northern border at Camden, Weigal Oval and Cumberland. The Club would like to negotiate with Magic Millions and SAJC for additional green space. School access could be considered if additional space is required

Marion Outdoor Pool (Catchment area = City of Marion)

Item	Catchment Demand	Catchment Supply	Analysis
50m Competition pool	1	1	Meets demand
Leisure Pool (25m)	3	3	Meets demand (2 X Private)
Marion Pool Buildings			Potential upgrade
Regional Pool			
State (Regional) Complex	1.5	1	State Aquatic Centre

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Fiona Harvey, Manager Strategy
Director: Kathy Jarrett
Subject: Progressing unfunded/unprioritised items
Report Reference: GC140415R03

REPORT OBJECTIVES:

To enable Council to consider a number of recommended revisions to the unfunded/unprioritised list, and the next steps in progressing the unfunded/unprioritised items, particularly in light of discussions regarding sports infrastructure priorities, as presented in report GC140415R02 'Sports Infrastructure'.

EXECUTIVE SUMMARY:

Council's strategic planning processes include consideration of the allocation of funding and resources to service and project priorities to progress the council's and community's goals and aspirations. The City of Marion has a suite of potential projects that have been identified, and in some cases progressed through various stages, but are currently unprioritised and unfunded to progress any further. Consideration of this list of unfunded and unprioritised items is a key input into the development of the 10 year Council plan and subsequent alignment of the Asset Management Plans and Long Term Financial Plan.

An up to date list of unfunded/unprioritised items is provided in Appendix 2 for Council's consideration for prioritisation and exploration of possible funding opportunities for those items with the highest priority.

RECOMMENDATIONS (3)

DUE DATES

That Council:

- | | |
|---|-------------|
| 1. Notes the changes to the unfunded/unprioritised list with the revised list presented in Appendix 2. | 14 April 15 |
| 2. Subject to the determination of the priority of sport infrastructure as presented in GC140415R02, adopts option.....to progress (as per the recommendation in GC140415R02) the four sports infrastructure shortlisted priorities and option.....to progress the Marion Outdoor Pool masterplanning | 14 April 15 |
| 3. Considers the revised unfunded/unprioritised items list as shown in Appendix 2 at a briefing session on | 14 April 15 |

BACKGROUND

A list of unfunded/unprioritised items (the list) was prepared in December 2014 to represent the strategic infrastructure items that the current council and previous councils had considered and/or progressed (appendix 1). The list represents only those items that councils have made formal resolutions to progress.

Many of the items on the list are relatively large scale projects, requiring significant funding over a number of stages and years. Funding was included in the Long Term Financial Plan for four items (as shown in appendix 1) through previous resolutions of council. Items are at various stages of implementation with some being newly presented ideas and others having progressed through various program stages.

Consideration of the items has occurred on various occasions over a number of years, however these discussions have focused on items individually and have not considered the relative priority and merit of an item to other potential opportunities. One area where significant consideration of items has occurred is sports infrastructure across the City of Marion, which is represented on the list through two items; Sports and Community Facilities Masterplans, and Marion Outdoor Pool Masterplan.

Given the incoming Council is considering its suite of strategic plans, including the draft Council Plan, Asset Management Plans and Long Term Financial Plan, it is timely to consider the list of items in its entirety. This will support Council to focus attention to a prioritised short list of potential projects with the objective of developing relationships with possible funding partners and also developing potential funding solutions for further consideration, subject to Council's decision to allocate the necessary resources required to progress these initiatives.

ANALYSIS

Unfunded/unprioritised items

At a workshop in March 2015 the current list was tabled for Elected Members' consideration, with a focus on it as an input into the strategic planning process. Prioritisation and investment in projects is done with consideration of their contribution to strategic outcomes, as captured in the Community Plan and the draft Council Plan, as well as their associated resource implications in terms of upfront investment and whole-of-life costs. Decisions to pursue funding solutions and identify funding capacity to invest in projects (by Council or other funding bodies) will also be integrated into asset, financial and operational planning.

Since the preparation of the unfunded/unprioritised list in December 2014, further analysis and progress has been made on some items:

- At its meeting on 24 March 2015 (GC240315R02) Council resolved to fund the remaining unfunded stages (stages 2 and 3) of the Jervois St Redevelopment, resulting in this project being fully funded and no longer needing to remain on the list.
- A focused review of sports infrastructure is also progressing, resulting in the potential need for a review of the representation of sports infrastructure (ie four sports masterplans, and Marion Outdoor Pool masterplan) on the list (see options presented under 'Representation of Sports Infrastructure on the List' heading below).
- Analysis of two items; Greater Southern Urban Forest and Field River Remediation shows that these items are unlikely to be able to be progressed as Council-led projects and therefore are recommended to be deferred for consideration during this current round.

- Analysis of the item 'Sturt River Linear Park Restoration' shows that this item is a sub-project within the Walking and Cycling Network Program and as such has been consolidated into this program.
- Analysis of three items; Biophilic Laneways, Surf Life Saving Coastal Signage Replacement and Hazelmere Reserve Small Dog Exercise Area shows that these items are not strategic items. It is recommended they are not considered as part of the strategic prioritisation process. It is further recommended that the Surf Life Saving Coastal Signage Replacement program is considered for funding through current infrastructure program funding sources.
- Analysis of three items; Land Management and Leasing Reform Program, Footpath Program and Tree Planting Program shows that these items are ongoing operational programs and would be better suited to be considered as part of the City of Marion's Service Review Program. It is recommended these items are referred to this program for consideration and prioritisation.

A revised list representing these changes is presented in Appendix 2. Appendix 3 shows the revised list items within a pipeline diagram depicting the current stage of each item. It is recommended that Elected Members consider this revised list for prioritisation as part of their adoption of the 10 year Council Plan, with information on the revised list of items provided to support this process. Timing of the adoption of the Council Plan will be dependent on the scheduling of a briefing session as per recommendation 3.

Sports Infrastructure

Representation of Sports Infrastructure on the List

Sports Infrastructure is currently represented on the list under two items:

- Sports and Community Facilities Masterplans
 - Marion
 - Mitchell Park
 - Edwardstown
 - Hallett Cove
- Marion Outdoor Pool – Masterplan

As consideration of sports infrastructure priorities has progressed since the list was prepared in December 2014, there is potential to review the representation of sports infrastructure on the list. Two options are proposed in support of progressing both the consideration of the entire unfunded/unprioritised list and the sports infrastructure priorities.

Option 1

Reshape the representation of sports infrastructure on the list so that the current four sports and community facilities masterplans are removed from the list and replaced with the shortlisted initiatives (as per GC140415R02). This would update the list with the most recent consideration of priority sports infrastructure.

This option would also allow sports infrastructure items to be further considered relative to all other items on the list at the briefing session. Allocation of resources to progress sports infrastructure could occur after the briefing session should sports infrastructure be deemed the highest priority.

Option 2

Remove the current item 'Sports and Community Facilities Masterplans' from the list, but do not add the new priority sports initiatives (as per GC140415R02), and progress these

initiatives in a parallel but separate process. This option would reflect that sports infrastructure has been deemed the highest priority and therefore would progress subject to Council's decision to allocate resources to progress these initiatives.

The representation of the Marion Outdoor Pool Masterplan on the list could also be reviewed and progressed with either of the two options provided below. In consideration of these options, the following information is provided:

The process to develop the Masterplan was adopted by Council in April 2014 (GC080414R05). It comprises 6 stages, with progress to date being at stage 4 'Options development and initial feasibility and management report'. The final two stages of the project are planned to be completed by October 2015 as outlined in contractual obligations with the contractor - Tredwell Management. Deferring the current or remaining stages of the project would potentially have contractual impacts, which are unknown at the stage and would require negotiation with the Contractor.

Option A

Given the current status of Marion Outdoor Pool Masterplan project, this initiative remains on the list and is considered relative to other items at the briefing session and/or at later time once the Masterplan is completed.

Option B

Given that the Marion Outdoor Pool was not shortlisted as a priority sports infrastructure initiative, it is deferred from consideration of the entire list at the briefing session and options to manage further progress of the Masterplan are considered.

CONCLUSION:

The consideration of the revised list of unfunded/unprioritised items will enable the Council to focus its efforts into the consideration of funding solutions to provide investment capacity for prioritised projects. This will enable the 10 year Council Plan to be finalised with the representation of key strategic projects to be progressed over the timeframe of the Plan. It will also support the alignment of the Asset Management Plans and Long Term Financial Plan. This process will need to be underpinned by a subsequent Council decision to allocate necessary resources required to progress these initiatives.

APPENDIX 1

Unfunded / Unprioritised Items									
Initiative	Council Resolutions	Estimated Upfront Capital Funding Required \$M	Included In LTFP \$M	LTFP timing & explanation	Potential Upfront Capital Funding Gap \$M	Estimated Total Annual O&M Costs \$M	Estimated Renewal Costs \$M	Approximate Renewal Term (Life Cycle) Years	Estimated Whole of Life Costs \$M
1. Key Strategic Infrastructure Projects									
Marion Cultural Centre Plaza Redevelopment	GC080414R04	7.10	Nil		7.10	0.28	14.87	25.00	29.07
Sports & Community Facilities Masterplans	GC261113R04, GC260814R11								
- Marion		35.30	Nil		35.30	1.41	73.91	25.00	144.51
- Mitchell Park		11.80	Nil		11.80	0.47	24.71	25.00	48.31
- Edwardstown		14.50	Nil		14.50	0.58	30.36	25.00	59.36
- Hallett Cove		10.80	Nil		10.80	0.43	22.61	25.00	44.21
Hallett Cove Foreshore/Heron Way Reserve Redevelopment (stage 2 and beyond)	GC110314R04, GC250314M03 (refer to minutes only as this is a motion without notice)	4.70	1.30	\$0.645 allocated in 14/15 + \$0.655 retimed from 13/14 budget	3.40	0.19	8.49	20.00	16.95
2. Strategic Directions									
Oaklands Reserve & Playspace (TBOF)	GC110314R03 GC270115R05	?	0.25	allocated as part of 14/15 Playspace Strategy	?				
Jervois Street Open Space Development	GC261113R03, GC091214R02	?	0.30	State Government grant in 14/15	?				
Glade Crescent Corridor (stage 2 and beyond)	GC240511R01, GC220714R03	?	1.80	\$0.2m per annum funding to 21/22	?				
Tonsley Redevelopment Program	SDC021012R5.2, GC231012R02, GC120313R06	?	Nil		?				
- Provision of Infrastructure and Services		?	Nil		?				
- Economic and Community Activation		?	Nil		?				
3. Strategic Concepts									
Surf Life Saving Coastal Signage Replacement	GC091214R05	0.04	Nil		0.04				
Walking & Cycling Network Program									
- Adelaide to Marino Rocks Corridor (6 remaining sections)		4.77	Nil		4.77				
- Tonsley Greenway		0.50	Nil		0.50				
- Marion Central Link (Chrysler Park)		0.32	Nil		0.32				
Great Southern Urban Forest	GC270207R09	?	Nil		?				
Field River Remediation	GC260213R10	?	Nil		?				
Sturt River Linear Park Restoration		?	Nil		?				
Biophilic Laneways	GC280114R02	?	Nil		?				

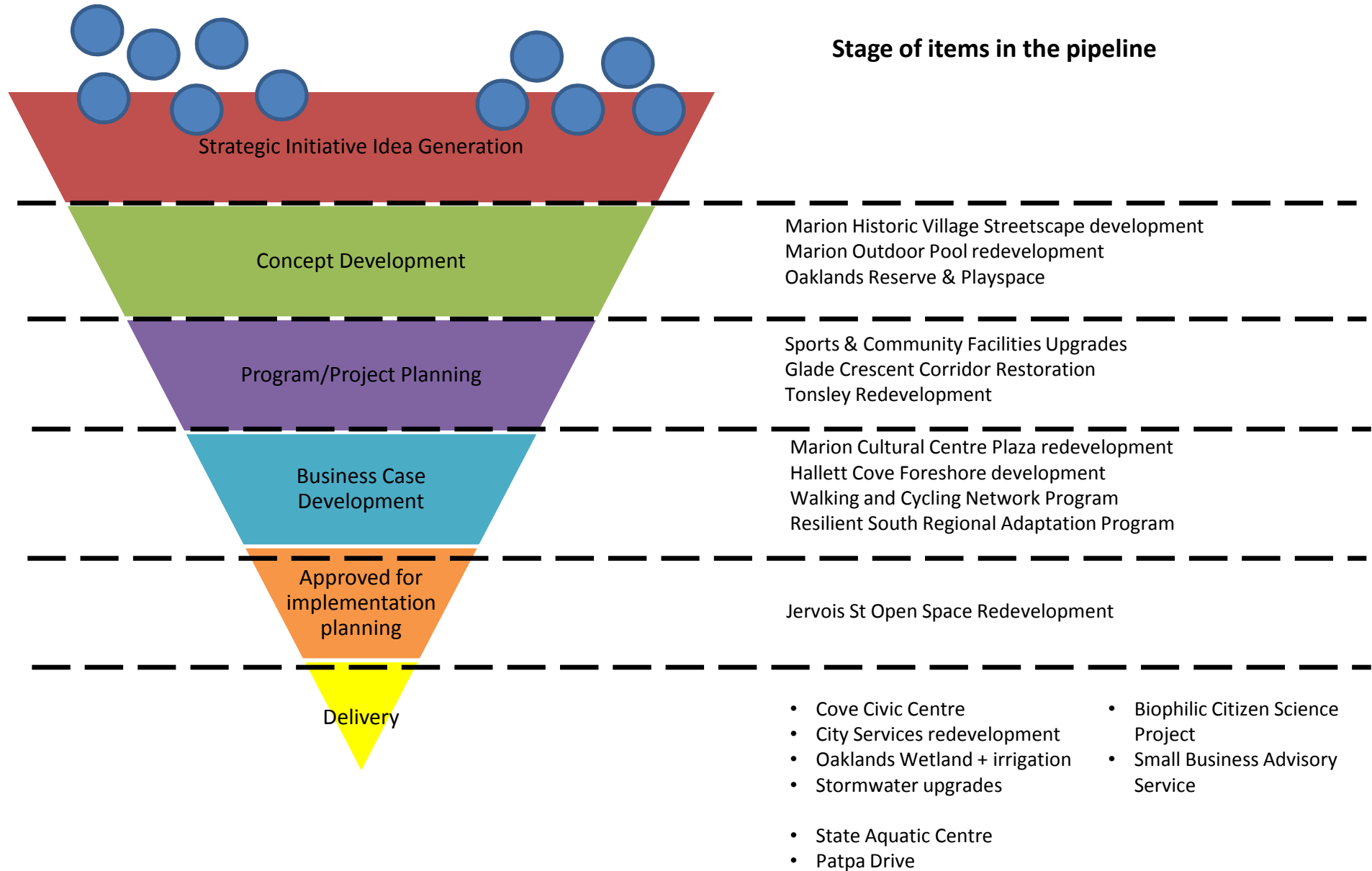
Initiative	Council Resolutions	Estimated Upfront Capital Funding Required \$M	Included In LTFP \$M	LTFP timing & explanation	Potential Upfront Capital Funding Gap \$M	Estimated Total Annual O&M Costs \$M	Estimated Renewal Costs \$M	Approximate Renewal Term (Life Cycle) Years	Estimated Whole of Life Costs \$M
Marion Outdoor Pool - Masterplan	GC080414R05	?	Nil		?				
Marion Historic Village Streetscape		?	Nil		?				
Hazelmere Reserve - Small Dog Exercise	GC220714R03	?	Nil		?				
4. Parking Lot									
Land Management and Leasing Reform Program	GC220512R05	?	Nil		?				
Footpath program	GC120814R04	?	Nil		?				
Resilient South Regional Adaptation Plan Implementation	GC260814R06	?	Nil		?				
Tree planting program	GC120814R04	?	Nil		?				

Appendix 2

Unfunded / Unprioritised Items										
Number	Initiative	Council Resolutions	Estimated Upfront Capital Funding Required \$M	Included In LTFP \$M	LTFP timing & explanation	Potential Upfront Capital Funding Gap \$M	Estimated Total Annual O&M Costs \$M	Estimated Renewal Costs \$M	Approximate Renewal Term (Life Cycle) Years	Estimated Whole of Life Costs \$M
1	Marion Cultural Centre Plaza Redevelopment	GC080414R04	7.10	Nil		7.10	0.28	14.87	25.00	29.07
2	Sports & Community Facilities Masterplans - Marion - Mitchell Park - Edwardstown - Hallett Cove	GC261113R04, GC260814R11 Inclusion/representation to be considered on 14 April 2015	35.30 11.80 14.50 10.80	Nil Nil Nil Nil		35.30 11.80 14.50 10.80	1.41 0.47 0.58 0.43	73.91 24.71 30.36 22.61	25.00 25.00 25.00 25.00	144.51 48.31 59.36 44.21
3	Hallett Cove Foreshore/Heron Way Reserve Redevelopment (stage 2 and beyond)	GC110314R04, GC250314M03 (refer to minutes only as this is a motion without notice)	4.70	1.30	\$0.645 allocated in 14/15 budget + \$0.655 retimed from 13/14 budget	3.40	0.19	8.49	20.00	16.95
4	Oaklands Reserve & Playspace (Touched By Olivia Foundation)	GC110314R03 GC270115R05	?	0.25	allocated as part of 14/15 Playspace Strategy	?				
5	Glade Crescent Corridor (stage 2 and beyond)	GC240511R01, GC220714R03	?	1.80	\$0.2m per annum funding to 21/22	?				
6	Tonsley Redevelopment Program - Provision of Infrastructure and Services - Economic and Community Activation	SDC021012R5.2, GC231012R02, GC120313R06	? ? ?	Nil Nil		? ?				
7	Walking & Cycling Network Program - Adelaide to Marino Rocks Corridor (6 remaining sections) - Tonsley Greenway - Marion Central Link (Chrysler Park) - Sturt River Linear Park Restoration	GC280812R05	4.77 0.50 0.32 ?	Nil Nil Nil Nil		4.77 0.50 0.32 ?				
8	Marion Outdoor Pool - Masterplan	GC080414R05 Inclusion/representation to be considered on 14 April 2015	?	Nil		?				
9	Marion Historic Village Streetscape	GC141210R03	?	Nil		?				
10	Resilient South Regional Adaptation Plan Implementation	GC260814R06	?	Nil		?				

Appendix 3

Unfunded/unprioritised items: Pipeline Overview 14 April 2015



**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Deborah Horton, Unit Manager Executive Support

Corporate Manager: Kate McKenzie, Manager Governance

Director: Kathy Jarrett

Subject: Update to the schedule of delegations -
Development Regulations 2008 (SA)

Report Reference: GC140415R04

REPORT OBJECTIVES:

To advise Council of a new Regulation to the *Development Regulations 2008 (SA)* gazetted 12 February 2015 and to seek the endorsement of Council for delegation to the Chief Executive Officer of the City of Marion and consequent updates to the City of Marion schedule of delegations.

EXECUTIVE SUMMARY:

The *Local Government Act 1999 (SA)* (the Act) and other Acts provide that Council may delegate a power or function vested or conferred by legislation. The Act also provides that the Chief Executive Officer may delegate (and further sub-delegate) a power or function that has been vested or conferred to them. Council is required to review its delegations once a financial year and keep a separate record of its delegations and sub delegations. On occasion updates to regulations and legislation are made throughout the year and updates are required.

A new regulation has been made to the *Development Regulations 2008 (SA)* supporting the *Development Act 1993 (SA)* as gazetted on 12 February 2015.

Updates to the City of Marion schedule of delegations are recommended below to give effect to this new regulation by allowing expedient and efficient development assessment service to the City of Marion community and to ensure Council is acting intra vires.

RECOMMENDATIONS (2) :

DUE DATES

That the Council:

- | | |
|---|-------------------|
| 1. In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in this report are hereby delegated this 14th of April 2015 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified herein or in the Schedule of Conditions in each such proposed Instrument of Delegation. | April 2015 |
| 2. Such powers and functions may be further sub-delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation. | April 2015 |

BACKGROUND

Councils have certain duties which they must perform and certain powers which they may exercise, pursuant to a myriad of legislature. In most cases the relevant Acts grant those obligations and powers directly on the Council as a body.

It is not practical or efficient for the Council as a body of elected members to perform the many functions or activities that are required in the day to day administration of the Council's roles and functions. Delegations are the way in which the Council enables other people/bodies (usually Council officers) to undertake these steps on its behalf.¹ Therefore it is necessary for Council to take formal steps to delegate to such people/bodies the authority and power to make decisions, perform functions or undertake activities on behalf of the Council.

As a matter of best practice it is usual for delegations to be made by the Council to the Chief Executive Officer. Once the delegations to the Chief Executive Officer have been made, the Chief Executive Officer may then make sub-delegations to relevant Council officers (or other bodies as allowable, such as committees in some cases).

The City of Marion is legislatively required to undertake a review of its delegations at least once in a financial year.² The last review was undertaken 9 September 2014 however, on occasion there are instances when legislative changes are made sporadically during the year that effect delegations, as in this instance.

DISCUSSION:

Development Regulations 2008 (SA) r 47(A) (new regulation)

On 12 February 2015 the *Development (Assessment) Variation Regulations 2015* (SA) were gazetted, which seek to clarify and remedy some of the consequences from recent judgments of the Environment, Resources and Development Court - in particular an alternative means by which a development authorisation may be varied.

Section 39(6) of the *Development Act 1993* (SA) permits a development authorisation to be varied and s 39(7)(b) provides that such a variation is to be treated as a new application for development authorisation. Section 39(7)(b) also states that where regulations provide otherwise, a proposed variation will not be treated as a new application.

The new regulation 47(A) of the *Development Regulations 2008* (SA) provides that if the relevant authority is satisfied that a variation to a development application is minor in nature, the relevant authority may approve the variation without treating it as a new application and (unless the variation results in an inconsistency with another consent) no further steps are required to be taken in relation to a development approval already given (see below);

Instrument of Delegation	Delegated
81A. Minor Variation of Development Authorisation	
81A.1 The power pursuant to Regulation 47A of the Regulations, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion that the variation is minor in nature and, if the delegate is satisfied that the variation is minor in nature, to approve the variation.	CEO

¹ *Local Government Act 1999* (SA) s 44

² *Local Government Act 1999* (SA) s 44(6)

PRACTICAL APPLICATION OF THE NEW REGULATION:-³

Retrospective

The regulation has no retrospective effect.

Requests

As a matter of good governance, any utilisation of r 47(A) will ensure that an explicit request has been made for variation by the applicant and a record of such will be kept on file.

Fees

No fees are payable for the processing of a minor variation.

Two step process for r 47(A)

The first step is to assess if the variation is 'minor in nature'. If it is not, the proposed variation must proceed in the usual way.

If the variation is minor, the second step involves ascertaining whether or not to approve the variation. A refusal to accept the variation can be made.

Assessment of the variation meeting the phrase 'minor in nature' will include assessment against the relevant criteria included within (but not limited to) development plans, building rules and other legislative requirements for land divisions along with the original application and other factors.

Appeal / reviews of decision

Section 86(1)(a) provides that applicants may appeal against the decisions made of whether the variation is minor and whether or not it should be approved.

Multiple variations

The regulation is silent in addressing how many variations can be made. A comparison from the originally approved development, not the development as most recently varied would be assessed.

Notification of decision

The regulation does not require a notice of decision to be provided.

CONCLUSION:

Delegation updates ensures Council's compliance with legislation and the effective administration of Council's powers, functions and duties.

Updating the schedule of delegations, particularly in relation to legislative changes, is essential to ensure that the Council continues to act intra vires.

³ Source: Norman Waterhouse February 2015 Local Government Briefly Article 2

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officers: Sharon Perin, Unit Manager Community Health and Safety
Corporate Manager: Margi Whitfield, Manager Community Participation
Director: Vincent Mifsud
Subject: Graffiti Removal
Report Reference: GC140415R05

EXECUTIVE SUMMARY

At the Council meeting on the 13th of May 2014 (GC130514M03), Council adopted the following motion:

“That a report be prepared on the current situation in relation to graffiti prevention and removal and ways in which this can be improved to endeavour to keep the City of Marion graffiti free.”

This report provides Elected Members with information on the current services and activities regarding graffiti prevention and removal as well as options for graffiti management service improvements.

RECOMMENDATIONS (2)

DUE DATES

That Council:

- | | |
|--|-------------|
| 1. Receives and notes this report. | 14 Apr 2015 |
| 2. Notes that additional marketing and media communication will be delivered where possible within existing approved budgets to provide further education and to raise awareness in the community of the graffiti management services and programs provided by the City of Marion. | 14 Apr 2015 |

BACKGROUND

At the General Council Meeting on 14th September 2010, Council endorsed the Community Safety Plan 2010-2015 (GC140910R07). The Plan is based on four key priority areas of Strengthening Community and Partnerships, Safer Communities and Neighbourhoods, Alcohol, Drugs and Anti-Social Behaviour and Graffiti Management. The Plan has incorporated several aspects of the previous Graffiti Management Plan 2007- 2009 and has continued to build on the intervention strategies of eradication, enforcement, engineering, engagement and education.

All work related to graffiti management is undertaken within the framework of the Community Safety Plan which has provided a high quality, integrated framework for managing graffiti. This contributes to the community's perception of safety and assists in improving the City's visual environment and the amenity of the local area. The eradication strategies include a graffiti removal volunteer program, removal of graffiti from council owned property and proactive strategies to help prevent graffiti.

ANALYSIS

The total direct cost to Council for graffiti removal for the 2013/2014 financial year and the forecast budget costs for the 2014/2015 financial year is shown in the following table:

2013/2014 (Actual)	2014/2015 (forecast)
\$261,072	\$282,048

Although it is not possible to guarantee any area will be able to be kept free of graffiti, the City of Marion has a holistic and flexible approach to graffiti management that has resulted in successful outcomes for the community. This includes the Graffiti Volunteer Program, the provision of free paint and graffiti removal products to residents and businesses, removal of graffiti from Council owned buildings and assets and the preventative community engagement Art of Respect program.

Graffiti has steadily declined and since 2010 there has been more than a 50 per cent decrease in reported graffiti to Council, from 1,524 in 2010/2011 to 582 in 2013/2014. Total graffiti removed by residents and volunteers has also decreased from 13,813sqm in 2010/2011 to 12,582 sqm in 2013/2014, with 5,876 sqm being removed by volunteers and the remaining 6,706 sqm removed by residents. Free graffiti removal products and paints are supplied to residents who can remove graffiti from their own property and advice is given to residents and businesses about graffiti management. The direct cost of the paint, removal products and equipment provided to volunteers and residents to remove graffiti in 2013/2014 was \$26,640.

The total cost of the volunteer graffiti removal program for 2013/14, inclusive of the cost of the paint, removal products and equipment provided to volunteers and residents, was \$108,279. The above data is also supported by the South Australia Police (SAPOL) Sturt Local Service Area data, which indicates a decline in reported graffiti across the local service area from 1,114 incidents in 2010 to 745 in 2013. SAPOL's Sturt Local Service Area has advised that they believe that the graffiti management programs offered by the City of Marion have directly assisted with this decline.

The City of Marion's 78 graffiti removal volunteers have made a significant contribution to the management of graffiti within the community. The volunteers currently service all requests to the City of Marion for removal of graffiti from private property for those residents who require support if they are unable to remove the graffiti from their own property. During the 2013/14 financial year, volunteers removed 5,876 square metres of graffiti, approximately 979 hours of removal work.

City of Marion employees remove graffiti from council infrastructure as per the removal policy within the Community Safety Plan. The cost of removing graffiti from council owned property for the 2013/2014 financial year was \$146,793.

The Art of Respect program predominantly involves "at risk" young people who are likely to be, or who are, already engaged in illegal graffiti and it assists with providing a balanced and holistic approach to graffiti management. The program uses crime prevention and community development principles, where young people work with recognised aerosol artists

and community members to develop skills and address social and cultural issues and harness creativity to create legitimate and legal art forms. Art of Respect has been implemented on an annual basis and continues to be an effective mechanism for education and positive role modelling. The direct cost of the Art of Respect program for 2013/2014 was \$6,000.

Key relationships with external stakeholders have also been built. These stakeholders include, SAPOL, local schools, Edwardstown Business Association, Keep South Australia Beautiful (KESAB), SA Power Networks, South Australia Graffiti Network, SA Water and Adelaide Metro (TransAdelaide). The City of Marion's relationship with SAPOL, particularly the Sturt LSA Crime Prevention Section, has been pivotal to achieving great outcomes for our community. This relationship has allowed for sharing of ideas, thoughts and advice on how to achieve a safer community and deal with local community concerns and issues such as graffiti.

Improvement Opportunities

1. The graffiti prevention and removal services provided by the City of Marion have seen positive results. Within existing resources, further opportunities for improvement are limited. However, additional marketing about the graffiti management services and programmes that the City of Marion provides would assist in creating a higher level of awareness in the community. This may lead to increased use of these services and to a further reduction in graffiti.
2. Additional education is likely to empower and build the capacity of residents and business owners to take steps to prevent graffiti. This could be achieved through:
 - further utilising council's website to provide education linking to other agencies, services and educational material;
 - the use of social media tools;
 - displays at council venues including the Administration Building, Libraries and Neighbourhood Centres; and
 - including information in large mail outs, for example, with rates notices

These two improvement opportunities can be achieved within existing approved budgets and are recommended to Council.

Financial Implications

Any additional service improvements to graffiti management within the City of Marion would have financial implications, would need to be appropriately assessed and would be subject to Council's decision to allocate the necessary resources required.

Resource (capacity) Impact

Graffiti is managed under the graffiti management aspects of the City of Marion's Community Safety Plan and there is resourcing for graffiti management to continue into the future, within existing approved budgets.

The position of Graffiti Volunteer Programme Co-ordinator is 0.6 FTE. This role is resourced to:

- recruit, train and support graffiti removal volunteers
- co-ordinate the removal of graffiti from a resident's home where the resident is unable to do so themselves
- liaise with the Open Space Graffiti Removal Team regarding removing graffiti from Council owned buildings and assets

- notify utilities such as SA Power Networks and SA Water when complaints have been received or graffiti is observed on property owned by utilities such as stobie poles and electricity boxes
- notify SAPOL when large amounts and/or recurrent graffiti occurs in the community
- work in partnership with the Arts and Cultural Development team to co-ordinate and deliver the Art of Respect program
- provide educational material for City of Marion events such as “Marion Celebrates” and the “Marion Learning Festival”

Staff of the Open Space Graffiti Removal Team remove graffiti from council owned buildings and assets.

Social/Cultural Impact

As well as improving the City's visual environment through graffiti reduction, research identifies that people's anxiety about crime and victimisation is reduced if graffiti is reduced in a community. Dealing with graffiti contributes to the visual appeal of Marion whilst also contributing to the health and well-being of the community.

Economic Impact

Improvement to the City of Marion's aesthetic appearance and image may also contribute positively to business and economic activity in the medium to long term.

CONCLUSION

The City of Marion currently utilises a number of valuable initiatives to prevent and manage graffiti in the community. The Graffiti Volunteer Program, Art of Respect program and the provision of free paint and graffiti removal products, all positively contribute to graffiti management within the city.

The City of Marion's employees and volunteers strive to provide the best service for residents and the community and regularly consider ways in which services can be improved to achieve the best outcomes. It is recommended that improvements to marketing and media communication be made where possible within existing resources, to provide the community with additional education and to raise awareness of the graffiti management services and programmes the City of Marion provides.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Craig Clarke, Unit Manager Communications
Corporate Manager: Kate McKenzie, Governance Manager
Director: Kathy Jarrett
Subject: Sister City Relationship – Kokubunji
Report Reference: GC140415R06

REPORT OBJECTIVES:

The purpose of this report is to provide Council with options for managing the future of the sister city relationship with Kokubunji, Japan.

EXECUTIVE SUMMARY:

The 22nd anniversary of the City of Marion's friendship with Kokubunji is an opportunity for Council to decide the next phase of its relationship with the Japanese city.

The community-led program has traditionally had a cultural emphasis and has been used to develop closer ties between school students. That has now changed with the decision by Hallett Cove R-12 School to end its formal involvement in the exchange program this year.

Three options have been developed for Council to consider, including:

- Option 1 – Maintaining the relationship at its current level through existing communication activities and exploring opportunities for other schools to participate.
- Option 2 – Actively pursuing a stronger relationship by creating a student/teacher scholarship, reactivating the Sister Cities Friendship Group and embarking on a Mayoral goodwill visit once each term of Council.
- Option 3 – Ending the relationship.

RECOMMENDATIONS (2)

DUE DATES

That Council:

1. **Adopts Option X and refers any unbudgeted items to the 2015/16 budget process for further consideration and prioritisation.**
2. **The Mayor writes to the Mayor of Kokubunji outlining Council's decision.**

**April 14
April 14**

BACKGROUND

Sister city programs were established after World War Two to foster peace, goodwill and understanding of other cultures throughout the world.

The City of Marion entered a sister city relationship with Kokubunji, located near Tokyo in 1993. The community-led program has had a cultural emphasis with exchanges of teachers and students firstly from Marion High and then later from Hallett Cove R-12 School.

The 20th anniversary of the relationship involved a small community delegation from Marion led by the Mayor visiting Kokubunji. In February this year, Marion Council hosted a delegation of about 26 English language students from Tokyo Keizai University in Kokubunji.

At the General Council Meeting of 12 November 2013, Council adopted a Sister Cities Policy, including a provision for creating of a Sister Cities Friendship Group. It comprised the Mayor, two Elected Members and members of the community to make recommendations to Council on:

- Identifying opportunities for new sister city relationships.
- A program to strengthen and maintain the relationship.
- Reviewing the ongoing success of the relationship against the criteria for establishing a sister city.

The friendship group met informally as required and had attempted to strengthen the exchange program. The Sister Cities Policy is attached at Appendix A.

DISCUSSION

The relationship between the cities of Marion and Kokubunji has changed over the past 22 years but retained its community focus.

Today the relationship can be likened to a pair of old friends who don't correspond often but retain a deep, mutual respect and admiration for each other.

The City of Marion supports the relationship through stories in City Limits, an exchange of Christmas cards and occasional correspondence. It occasionally hosts students from Kokubunji who have made cultural and educational visits to Marion.

For historical reasons, Hallett Cove R-12 School has taken the lead in managing the relationship.

This has involved annual student/teacher exchanges of up to 15 students with Kokubunji High School. Hallett Cove R-12 has decided it will end the exchange program this year because of the costs involved. It has notified Kokubunji of their decision.

Options for the future

The withdrawal of Hallett Cove R-12 School is an opportunity for Council to consider how it wishes the relationship with Kokubunji to progress in the future. The following three options have been considered:

Option 1 Maintain the relationship at the current level

The City of Marion would continue to acknowledge the relationship via its existing communication channels described above as well as regular correspondence between the two cities. It would also explore whether there is any interest from other schools in Marion to be involved in the exchange programs and connect them with Kokubunji.

The cost of this approach would be based on staff time estimated at about 20 hours per year or about \$800. This option could continue without renewing membership of the Sister Cities Australia Association, resulting in a saving of \$513 per annum.

Option 2 Actively pursue a stronger relationship

Forging a stronger association with Kokubunji would enable Council to take the lead in directly managing the relationship. In addition to the communication activities in Option 1, Council could further support the relationship through the following actions:

2a Create a Marion-Kokubunji Student Scholarship

The scholarship would pay for the airfares for one teacher and two students to spend up to two weeks in Kokubunji. Recipients would pay all other expenses, be home stayed and attend the local high school. Recipients could be selected after writing an essay and making a presentation to Council on how their visit would benefit the relationship between the two cities. The scholarship would begin in 2016 to coincide with the withdrawal of Hallett Cove R-12 School from its program. The school has indicated it would be supportive of a scholarship, which they say is preferable to providing a subsidy for a class to visit the city. The school advises there are mechanisms in place to support the scholarship. All high schools in Marion could be eligible to participate in the program.

Cost - \$3900 based on three return economy air tickets (unbudgeted)

2b Reactivate the Sister Cities Friendship Group

Council reconvenes the group to identify low-cost, community-based opportunities to strengthen the relationship with Kokubunji. The group, which could be chaired by the Mayor, would comprise two Elected Members and draw members from the community. It would meet as required and a City of Marion officer would provide administrative support. Many other councils which operate a sister city program have a similar group to act as an advisory body. Ideas that could be considered at this forum could include Japanese film nights, an evening of Japanese food and entertainment for the community, and a community photo competition where citizens of Kokubunji and Marion take images of their cities to be hung in the opposite council's chamber.

2c Mayoral Goodwill Visit

Funding is provided to enable the Mayor to lead a Council goodwill visit to Kokubunji once in each Council term. The visit would be an important symbol of Marion's commitment to the relationship. It would enable both Mayors to meet face-to-face, discuss ideas to strengthen the relationship and participate in mutual cultural appreciation. Members of the Sister Cities Friendship Group could be provided financial assistance to attend. Funding would cover airfares only with delegates expected to be home stayed. An invitation could be extended to the community to participate in the goodwill visit similar to what occurred to mark the 20th anniversary of the relationship. Marion would issue an invitation to the Mayor of Kokubunji for a reciprocal visit.

Cost - \$4500 based on three return economy air tickets for three Elected Members and financial assistance of up to \$300 for three members of the friendship committee (unbudgeted)

Marion's relationship with Kokubunji has been based on cultural rather than economic ties. The benefits of pursuing Option 2 are it will broaden the opportunity for schools beyond

Hallett Cove R-12 to become involved in the program, raising the profile of the relationship in the community. It will also allow Council to have direct control over managing the 22-year relationship. Staff resources would need to be allocated to ensure its success, estimated 45 hours a year or \$1800.

Option 3 End the relationship

With the withdrawal of Hallett Cove R-12 School, it can be argued that the relationship between the two cities is drawing to its natural conclusion. The friendship may be difficult to sustain in any meaningful way without direct Council or community support. Council could write to the Mayor of Kokubunji thanking them for their friendship and formally concluding the relationship.

This would represent a saving of \$513 a year, which is the cost of the City of Marion membership of the Sister Cities Australia Association. There would also be other savings arising from staff resources required to administer the relationship such as the hosting of student delegations.

Business attraction

From a business perspective, there appears to be little economic synergies between Marion and Kokubunji, with the most well-known company in the city being the Hitachi Central Research Laboratory. Businesses in Marion are in general quite small and there has not been any interest raised by any local company with regards to linkages with Japan. There has been some interest shown in trade links with China but, again, this is very limited. The State Government's prime focus to trade is now China, India and to a lesser extent South-East Asia. There is no South Australian commercial representative in Japan beyond the Austrade operations. Japan remains, however, Australia's second largest trading partner and third largest foreign investor.

Other Councils' experiences

Local and interstate councils use their sister city program to either help build business investment in their region or to support cultural connections.

Adelaide City Council, which has a sister city relationship with four cities and cooperative agreements with a further four, uses it as an opportunity to reinforce its position as an internationally connected city. It offers a referral service for business organisations, holds or supports events (eg Oz Asia Festival) and assists with delegation visits. It also offers a grants program for local community organisations to strengthen ties with their sister cities.

Onkaparinga Council, which late last year signed an agreement with Changli in China, is focussed on industry investment and cultural awareness whereas Salisbury Council offers exchanges for members of the local baseball team and supports student/teacher exchanges.

Interstate, Bunbury Council in Western Australia encourages links between special interest groups and goodwill visits while Toowoomba Council in Queensland hosts youth exchanges and friendship tours. Darwin Council sends youth volunteers to Dili, East Timor, and creates events to promote the culture and food of its sister cities. The interstate councils are active members of the Sister Cities Australia Association.

CONCLUSION:

Three options have been developed for Council to consider on how it may wish to shape the future of its relationship with Kokubunji. Although the friendship is 22 years old, it remains strong and a valuable part of the community.

Sister Cities Policy



1 POLICY STATEMENT

The City of Marion's participation in the sister cities program enables the community to establish and maintain friendships with other communities throughout the world.

The program creates the opportunity to foster international goodwill while enriching our community with a broader understanding of other nations, their traditions, customs and cultures. It also provides an avenue which may lead to economic benefits, tourism and cultural exchanges.

This policy outlines how the City of Marion will select and maintain sister cities' relationships.

2 DEFINITIONS

Memorandum of Understanding – A formal document describing a bilateral agreement between two parties.

Sister cities – A co-operative agreement between the City of Marion and another city/town in Australia or overseas to promote shared cultural, educational, humanitarian, economic connections and awareness.

Sister Cities Friendship Group – A group comprising Elected Members and the community to advise Marion Council on establishing and maintaining sister cities relationships.

3 EXISTING SISTER CITIES RELATIONSHIPS

The City of Marion maintains the following sister cities relationships:

- Kokubunji, Japan (established in 1993)
- Naracoorte, South Australian (established in 1995)

This relationship is a link between the City of Marion and the above city to promote the objectives of the program.

4 PRINCIPLES

The objectives of the sister cities program are to:

- Develop long-lasting, mutually beneficial friendships and exchange ideas.
- Gain a valuable understanding of international, national or state issues, cultures and traditions.
- Generate harmony, tolerance and goodwill.
- Promote economic growth and increase tourism.
- Exchange cultural and educational experiences and values.
- Exchange technical assistance and advice to other cities.

5 ESTABLISHING AND MAINTAINING A SISTER CITY RELATIONSHIP

Sister city relationships should be established for their strategic relevance to the City of Marion and its residents.

Relationships, where possible, should be based on the concept of reciprocation and mutual benefit except in circumstances where they have been entered into for humanitarian reasons.

Criteria

In addition to ensuring the relationship meets the objectives of the Sister Cities Policy, council will use the following criteria to assess the suitability of entering into a new sister cities relationship or reviewing existing friendships:

1. **General** – Relevance to the local community, any existing linkages, demographics (including cultural), historical, sporting or artistic significance, and ease of access.
2. **Economic** – Similar economic conditions, trade and investment opportunities, tourism potential.
3. **Social** – Similar social infrastructure and issues, opportunity for broad-based activity, people-to-people interest, energy and commitment.
4. **Educational** – Opportunity for student/teacher exchange programs.
5. **Humanitarian** – Opportunity to use skills of City of Marion staff and the community to assist in the development of the sister city consistent with the provisions of the Humanitarian Leave Procedure.
6. **Existing relationships** - Assessed against level of communication with Sister City, history of outcomes to date, and current and proposed projects.

In considering the above factors, it is necessary to compare not only the similarities between the towns/cities but also value the differences and consider if they can be a source of mutual benefit.

Approval process

Approval of a sister city relationship is a three-stage process:

1. Step one – *Sister Cities Friendship Group* (see below) identifies and recommends to a General Council Meeting a potential relationship.
2. Step two – Adoption at a General Council Meeting of a resolution to establish a sister city relationship.
3. Step three – Formalising the relationship with the exchange of a Memorandum of Understanding (MoU) signed by the Mayor of the City of Marion and the leader of the nominated city/town.

Sister Cities Friendship Group

A *Sister Cities Friendship Group* will be established with the purpose of:

- 1 Identifying potential sister city relationships based on the above objectives and criteria, and making recommendations to council.
- 2 Recommending to council a program, including any budgetary considerations, to strengthen and maintain the relationship.
- 3 Reviewing the ongoing success of the relationship in meeting the key objectives and criteria outlined in this document and making recommendations to council.

The group will meet as required and comprise:

- Mayor
- Two Elected Members
- Community members (number as interested)

City of Marion staff will provide support to the group

Review of relationship

The relationship will be reviewed every four years to ensure it is meeting the policy objectives.

Cost of Sister Cities relationship

Costs associated with the operation of sister cities relationships will be determined through mutual agreement with respective cities and be subject to the normal budget approval process.

6 REVIEW DATE

The Sister Cities Policy was adopted by council on 26 November 2013 and will be reviewed in four years.

7 AUTHOR

Craig Clarke, Unit Manager Communications

8 References

Humanitarian Leave Procedure

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Originating Officer: Victoria Moritz, Governance Officer
Corporate Manager: Kate McKenzie, Manager Governance
Director: Kathy Jarrett
Subject: 2015 LGA General Meeting Agenda
Report Reference: GC140415R07

REPORT OBJECTIVES / EXECUTIVE SUMMARY

The purpose of this report is to advise Council of the Local Government Association (LGA) Agenda for consideration at the LGA General Meeting. This will be held on Friday 1 May 2015 at the Adelaide Convention Centre, North Terrace, Adelaide.

The agenda includes recommendation and information reports from the LGA Board and Council Notices of Motion. This report provides a summary of the Council Notices of Motion and voting recommendations. A full copy of LGA AGM agenda is now available to download from: <http://www.lga.sa.gov.au/page.aspx?u=250&t=uList&ulistId=0&c=38689>

RECOMMENDATIONS (2)

DUE DATES

That

- | | |
|---|---------------|
| 1. Council notes the report “ <i>2015 LGA General Meeting Agenda</i> ” | 14 April 2015 |
| 2. The City of Marion Delegate for the meetings of the Local Government Association vote in accordance with the recommendations contained in this report. | 1 May 2015 |

BACKGROUND

The LGA agenda includes recommendation and information reports from the LGA State Executive Committee and Council Notices of Motion (listed below). Comments have been included in the table below particularly where it is recommended the City of Marion votes against an item. Further information regarding each of the items is available from the full copy of the agenda on the LGA website.

RECOMMENDATION REPORTS FROM THE LGA BOARD

Motion	For / Against	Comments
6.1 Local / State Government Reform That the Ordinary General Meeting: 1. notes the report; 2. endorses the approach and scope of the LGA in identifying areas to enhance State/Local Government relationships and the capacity of the Local Government sector; and 3. endorses ongoing discussions with the Premier and Minister for Local Government in the areas outlined in the report to finalise a program of reform for implementation over the next 12 – 24 months.	For	
6.2 LGA Regions Work Plan That the Ordinary General Meeting: 1. notes the report; 2. notes that Councils and other stakeholders have been consulted on a draft LGA Regions Work Plan; 3. endorses the final LGA Regions Work Plan; and 4. notes that progress reports on the Work Plan will be regularly provided to SAROC.	For	
6.3 LGA Economic Development Statement That the Ordinary General Meeting: 1. notes the report; and 2. endorses the adoption of the LGA's Economic Development Statement.	For	
6.4 Planning Reform That the Ordinary General Meeting: 1. notes the report and receives an update; 2. notes the submission made to the State Government on the Expert Panel on Planning Reform's Final report following endorsement by the LGA Board in January 2015; and 3. endorses the further activities being undertaken and proposed by the LGA to continue engaging with the State Government to represent the views of Councils regarding planning reform.	For	

<p>6.5 Supplementary Road Funding</p> <p>That the Ordinary General meeting:</p> <ol style="list-style-type: none"> 1. endorses the LGA President and LGA Secretariat continuing to seek reinstatement by the Federal Government for the South Australian Supplementary Road Funding Program; and 2. encourages all Councils to continue to inform their local Federal MPs of the importance of this funding to South Australian communities. 	For	
<p>6.6 2014 Local Government Elections Review</p> <p>That the Ordinary General Meeting:</p> <ol style="list-style-type: none"> 1. notes the report; and 2. notes that the LGA will be involved in a formal review of the Local Government (Elections) Act 1999, a review of the role and administration of the elections in conjunction with the Electoral Commission, and an internal review of LGA processes during 2015. 	For	
<p>6.7 Rail and Road Crossing Agreements for Councils</p> <p>That the Ordinary General Meeting:</p> <ol style="list-style-type: none"> 1. notes the report; and 2. endorses the Reference Group's position that Councils should not maintain road infrastructure inside the three meter danger zone of the rail corridor. 	For	
<p>6.8 Pensioner Concessions Update and Policy</p> <p>That the Ordinary General Meeting:</p> <ol style="list-style-type: none"> 1. receives the report; and 2. endorses inclusion of the following policy in the LGA Policy Manual: <i>To ensure equity between Council communities and generally within SA, State and Federal Government should fund concessions on Council rates.</i> 	For	
<p>6.9 Waste Update</p> <p>That the Ordinary General Meeting:</p> <ol style="list-style-type: none"> 1. notes the report; 2. requests the LGA to align Local Government waste management objectives with green economy principles where appropriate; 3. requests the LGA to pursue hypothecation of, and enhanced access to the Waste to Resources Fund; and 4. requests the LGA to continue working closely with the Waste Management Association of Australia on waste management matters. 	For	

<p>6.10 Constitutional Change regarding the Management of Late Items</p> <p>That the Ordinary General meeting:</p> <ol style="list-style-type: none"> 1. notes the report: and 2. endorses the following changes to the of the LGA Constitution: <ol style="list-style-type: none"> a. insert in clause 3 after the definition of ‘Immediate Past President’ and before the definition of ‘LGA’ the following: <i>“late notice of motion” means a notice of motion that in all respects complies with clause 25.2 but is received by the LGA less than 42 days prior to the next general meeting after the notice is given.</i> b. insert after clause 25.4, the following new clauses: <ol style="list-style-type: none"> 25.5 <i>Notwithstanding any other provision of this Constitution, the President may, in the President’s absolute discretion, determine that a late notice of motion may be dealt with at the next general meeting.</i> 25.6 <i>In making a determination under clause 25.5, the President must take into account the Guiding Principles which are set out at regulation 4 of the Local Government (Procedures at Meetings) Regulations 2013.</i> 25.7 <i>If the President determines to accept a late notice of motion under clause 25.5, the LGA must give all persons entitled to notice of the general meeting written notice of the late notice of motion as soon as practicable (which may occur at any time prior to the commencement of the general meeting at which the notice of motion will be considered), in the manner prescribed by clause 24.4.</i> c. amend clause 28.3.5(c) as follows: <i>(c) If the proposition put by the chair is passed, the business may proceed; or</i> d. insert after clause 28.3.5, the following new clause: 28.3.6 it is a late notice of motion that the President has determined may be dealt with at the general meeting under clause 25.5 and of which the LGA has given notice under clause 25.7. 	For	
<p>6.11 Metropolitan Local Government Group Amendments to the Constitution</p> <p>That the Ordinary General Meeting:</p> <ol style="list-style-type: none"> 1. notes the report: and 2. endorses the following change to the LGA Constitution: <ol style="list-style-type: none"> a. amend the current wording of Clause 116.1 as follows: 116.1 ‘the Group must meet at least six times per year at such time and place as determined by the Chief Executive Officer’. 	For	

6.12 Vegetation Management That the Ordinary General Meeting: 1. notes the report; and 2. endorses the LGA CEO to finalise the submission to SA Power Networks on the Draft Vegetation Management Protocol.	For	
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INFORMATION REPORTS FROM THE LGA BOARD

- 7.1 LGA Workers Compensation Scheme Update
- 7.2 LGA Mutual Liability Scheme Update
- 7.3 Progress Report on LGA Annual Priorities
- 7.4 Progress Reporting on LGA Strategic Plan 2011-2015 Key Performance Indicators
- 7.5 LGA Procurement Update
- 7.6 Australian Local Government Association Update
- 7.7 Change of Local Government Regions
- 7.8 Water Update
- 7.9 Public Health Update
- 7.10 Council of the Future Update
- 7.11 Community Services Update
- 7.12 Community Housing Update
- 7.13 Local Government Legislative Update
- 7.14 Climate Change Update

COUNCIL NOTICES OF MOTION

The full copy of the LGA General Meeting Agenda includes the LGA Chief Executive Officer's comments on each of the motions. These comments may address the merits, practicalities or processes involved in carrying out particular motions if passed.

Motion	For / Against	Comments
8.1 Increase in Level of Fines and Interest on Unpaid Rates That the LGA request the State Government to amend: 1. Section 181 (8)(b) of the Local Government Act 1999 to reflect an increase in the amount of fine on unpaid rates to be applied from the existing 2 per cent to up to but not exceeding 10 per cent at the discretion of the individual Council; and 2. Section 181 (17) of the Local Government Act 1999 to reflect an increase in the amount of interest on unpaid rates to be applied from the existing formula to 7 per cent above the Reserve Bank of Australia official rate at all times.	Against	Whilst the intent of the increase is to encourage better behaviour with regard to paying their rates on time, increasing the amount of fines charged may further penalise the very residents who are suffering genuine financial hardship.

		Having the option of each council deciding it's own late fee will create disparity within the community of South Australia, and may be seen as a "cash grab" by those councils who elect to have higher charges.
8.2 Register of Interests That the Ordinary General Meeting requests the LGA to continue to advocate an amendment to the Local Government Act 1999 to amend Division 2 regarding Register of Interests to enable an Elected Member's residential address to be suppressed under special circumstances.	For	City of Marion Motion
8.3 Trans Pacific Partnership (TPP) Trade Agreement That the Ordinary General Meeting: <ol style="list-style-type: none"> 1. Request the LGA write to the Minister for Trade and Investment, the Hon. Andrew Robb, requesting consultation and engagement on the Trans Pacific Partnership (TPP) Agreement, answers to the matters below; and requesting release of the text before signing to enable an informed response by local government. Does the TPP: <ul style="list-style-type: none"> - enable a foreign investor to sue governments for damages over policy, laws or regulations at local, state or national level? - increase the period for copyright royalties and/or increases restrictions or penalties for temporary downloads from the internet which could increase costs for public and school libraries and restrict the free flow of information? - restrict local government policies which encourage local employment, support local economic and industry development and encourage good employment practices and initiatives? - restrict local government policies which encourage good environmental practices and initiatives? - restrict local government supply and regulation of services or require the commercialisation of services? - prevent local government procurement policy from giving preference to local suppliers? 	Against	Agree with the LGA response that the actions undertaken by the ALGA and the response provided by DFAT to the LGA has satisfied the intent of the motion.

Furthermore that the LGA forward the above letter to the Australian Local Government Association (ALGA) and urge formalized		
8.4 Reinstatement of Automatic Enrolment That the Ordinary General Meeting requests the LGA continue lobbying the State Government to reinstate automatic enrolment on Council's voters roll under the Local Government (Elections) Act 1999	For	
8.5 Mandatory Total Fire Ban That the Ordinary General Meeting requests the LGA to investigate whether there is sufficient evidence across Local Government to lobby the State Government to ensure that a mandatory Total Fire Ban is put in place on occasions that a major emergency or disaster event is declared related to a bushfire and that the Total Fire Ban remain active for the duration of the emergency event.	Against	Agree with the LGA response that after consultation with the CFS although the motion has merit it is unnecessary because of existing policy and procedure declaration of Total Fire Ban days.
8.6 Proposed Legislation amendment relating to Suppressed Addresses on Candidate Nomination Forms for Local Government Elections That the Ordinary General Meeting requests the LGA to lobby State Government to investigate amending the Local Government (Elections) Act 1999, the Electoral Act 1985 or the Commonwealth Electoral Act 1918 to ensure a nominated candidate's residential suburb is visible to the public, both on the front page of the candidate nomination form as well as on candidate profile to ensure that use of a PO Box or suppressed/silent voters roll address does not prevent residents knowing which suburb or Council area a candidate lives in, for the purposes of Local Government elections.	For	
8.7 Changes to legislation and processes relating to election issues That the Ordinary General Meeting requests the LGA to lobby the State Government to investigate legislative and process changes to improve the Local Government election processes.	For	
8.8 Absentee Landowners - Electoral Enrolment That the Ordinary General Meeting requests the LGA to investigate whether there is sufficient evidence across Local Government to lobby the State Government to amend the Local	For	

Government (Elections) Act 1999 to allow electoral enrolments for absentee property owners to remain in place until such time as the property is sold. It is intended that the absentee property owners would need to apply to be on the electoral roll in the first instance.		
8.9 Increasing Funding for Flooding and Drainage That the Ordinary General Meeting seeks urgent consideration by the State Government to increasing the funding allocation made to Local Government via the Stormwater Management Fund from the current indexed \$4 million per annum to a dollar amount commensurate with the significant number and dollar value of storm water management projects urgently required on a catchment basis throughout South Australia. It is further recommended to the State Government that the NRM levy be partially allocated to fund storm water projects as a matter of urgency.	For	
8.10 Maintaining Local Public Hospitals That the Ordinary General Meeting advises the State Government that it does not support the closure of the Public Hospital Casualty Departments and other health facilities, including the Queen Elizabeth and the Repatriation Hospitals.	For	
8.11 Damage to Council Infrastructure - Recovery of Cost That the Ordinary General Meeting authorises that the LGA initiates discussions with the State Government to facilitate a suitable mechanism to enable recovery of damages to Council infrastructure during development activities.	For	

CONCLUSION

The summary of Recommendation Reports and Council Notices of Motion includes suggested voting recommendations. Once Council has determined how they wish to vote for each item, the City of Marion Voting Delegate, Mayor Hanna, will vote in accordance with these decisions at the LGA General Meeting on Friday 1 May 2015.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

QUESTION TAKEN ON NOTICE AT 24 MARCH 2015 GENERAL COUNCIL MEETING

Subject: Australian Local Government Association and Local Government Association

Ref No: GC140415Q01

File No: 9.24.1.5

QUESTION:

- 1. Does Council pay any amount to the Australian Local Government Association (ALGA) per year?**
- 2. Is the president of the Local Government Association (LGA) remunerated?**

COMMENTS: Kate McKenzie, Manager Governance

Question 1

The City of Marion does not pay an annual membership fee to the ALGA. In the 2014/15 financial year, two Councillors and Chief Executive Officer attended the National General Assembly held by AGLA in Canberra. Attendance at the National General Assembly is optional and the registration costs were \$1129 per person.

Question 2

The LGA President is paid an annual allowance to cover reimbursements expenses associated with the role. This allowance is set via guiding principles equates to be not less than the average of the allowances for all Council Principal Members (excluding Adelaide City), and shall be increased in line with CPI adjustments for Council Principal Members (if any) which may be made by the Local Government Remuneration Tribunal from time to time. The current allowance paid to the LGA president is \$45,912.

It is the view of the LGA that the Local Government Remuneration Tribunal should determine the allowance payable to all Members of the LGA Board. In the absence of a legal mandate for this to occur, the LGA Board will continue to determine the allowances for the time being.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Question Received from: Councillor Luke Hutchinson

Subject: Performance Management

Ref No: GC140415Q02

File No: 9.33.3.24

QUESTION:

1. Over the past 2 years how many staff have been formally performance managed in the organisation?
2. How many from each employment classification (i.e. MOA8, CMG, Director, MOA5 etc)?
3. Are informal performance management approaches, conversations, or correspondence recorded by the Human Resources / Organisational Development team? If so how many were managed informally?
4. What support mechanisms are in place to manage or change performance outcomes in the organisation?

COMMENTS: Kathy Jarrett, Director

In providing the following data, it is noted that the Local Government Act 1999 sets out that matters relating to staff performance are the purvey of the Chief Executive Officer.

Question 1:

18 staff have been formally performance managed over the last two years.

Question 2:

The respective classifications are as follows:

Municipal Employee level 5	5
Municipal Employee level 6	1
Municipal Officers Award level 3	1
Municipal Officers Award level 5	4
Municipal Officers Award level 6	3
Municipal Officers Award level 7	3
Municipal Officers Award level 8	1

Question 3:

Informal performance management approaches, conversations or correspondence are not recorded by the Organisational Development Unit. Accordingly there is no data pertaining to this question.

Question 4

The following support mechanisms are in place to manage or change performance outcomes in the organisation:

- Council has a Performance Partnering system in place that supports People Managers and Staff to have a performance conversation on a quarterly and annual basis. Key performance indicators are developed through the Annual Business Planning process, which are cascaded through to Corporate Managers, which in turn informs the performance conversations.
- Coaching, mediation and training may be offered to support an individual staff member, identified on a case by case basis.
- The Employee Wellbeing Program is a program Council has in place to support staff with work related and personal issues. This program is offered to all staff who are being performance managed.
- Leadership Development and coaching from the Organisational Development Unit is provided to all of our people managers as needed.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Notice Received from: Councillor Luke Hutchinson

Subject: Portfolio Presentations

Ref No: GC140415M01

File No: 9.24.1.4 &

MOTION:

1. That Elected Members receive succinct presentations from each of the CMG managers on the following thematic areas: portfolio functions, staffing complement, current workload, current priorities and future need.
2. That four (4) additional Elected Member Forums be held Monday evenings commencing **Monday 4 May 2015** to ensure appropriate time is given for each CMG manager to present and receive questions.
3. That a maximum of 15 minutes be allocated to each presentation, with 30 minutes question time for each presentation.
4. That presentation slides and relevant materials be provided to Elected Members for consideration five (5) days prior to the presentation.

COMMENTS: Councillor Hutchinson

In preparation for a new era of leadership at the City of Marion, Elected Members need to be better informed of the functions carried out by organisation, as well as understanding whether Council's direction is being aligned and translated into the outcomes intended.

This is time critical as we are embarking on the recruitment of a new CEO and particularly as council will need to soon consider both the indicators and weightings of the draft Key Performance Indicators (KPI's). These presentations will provide the insight required to make informed decisions now and into the future.

COMMENTS: Kathy Jarrett

Should Council so resolve, a schedule of presentations will be arranged. The presentations will be developed encompassing motions sought.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Notice Received from: Councillor Janet Byram

Subject: BMX Club

Ref No: GC140415M02

File No: 9.24.1.4 & 9.33.3.34

MOTION:

That Council support the Hallett Cove BMX club to lodge a funding application (by 20 April 2015) with the Office of Recreation and Sport for funding for the concept design of a BMX facility at Majors Road with necessary supporting infrastructure, management model and maintenance and depreciation costs.

COMMENTS: Councillor Janet Byram

The Hallett Cove and Happy Valley BMX clubs have existing facilities that are significantly compromised by their size, location and proximity to other uses. The clubs have a shared vision of developing a new fit for purpose facility that will meet their needs and ideally be capable of attracting national and international events.

The clubs have met with Minister Leon Bignell and other local MPs and Minister Bignell encouraged the clubs to lodge an application with the Office of Recreation and Sport. Onkaparinga council are also supporting this move.

COMMENTS: John Valentine, Manager Strategic Projects

Subject to Council supporting the motion relevant staff will work with the Hallett Cove BMX club to lodge an application with the Office of Recreation and Sport for funding to undertake investigations into a BMX facility at Majors Road, including gaining an understanding of whole of life costs associated with such a project.

The Hallett Cove BMX Club has recently lodged an application with Council's Community Grants Program for funding that, if approved by Council, will support their application to the Office of Recreation and Sport.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Notice Received from: Councillor Luke Hutchinson
Subject: Tree Pruning
Ref No: GC140415M03
File No: 9.24.1.4 & 9.33.3.24

MOTION:

1. That council's tree pruning and maintenance programs only remove a maximum of 20% of a trees foliage in any given annual cycle, except in the case of emergency or public safety.
2. With the above defined as:
 - Emergency: refers to damage from weather event or death
 - Public Safety: refers to where it would be reasonable to expect a member of the public could be injured as a result of the location of branches or the tree itself.

COMMENTS: Councillor Hutchinson

Over the last month there were several complaints received by elected members regarding excessive and unprofessional tree pruning techniques. This has resulted in otherwise healthy and lush trees being reduced to their trunks.

An example I have documented saw several young healthy trees have 75% of their foliage removed unnecessarily. What was particularly unbelievable was that they had no impact of footpath or street access. This was unnecessary and has left the street extremely bare.

I do not believe this is in line with the council's strategic vision of a biophillic city, nor does it align with community expectation of increasing the quality of the public realm to rival those of Unley and the eastern suburbs. This type of pruning will never achieve these goals or expectations. I also believe this is a disincentive for residents to adopt a verge if such vandalism is undertaken by council following all their hard work.

COMMENTS: (Peter Patterson, Manager Open Space and Facilities)

A number of guides are used by Council's arboriculture employees to assess and prune each individual tree within the City of Marion including:

- Australian Standard for Pruning of Amenity Trees AS 4373. This Standard requires a visual assessment of each tree's habit, form, placement in relation to services and signage, age, health, and structure. Sound arboricultural practices as per AS 4373 suggest that care should be taken to avoid excessive pruning, with the minimum pruning possible to ensure a tree retains its habit and form etc.

- The Development Act 1993, which allows pruning of up to a maximum of 30% for Regulated and Significant trees.

In terms of the example referenced in this motion, Council's tree pruning team identified that the street trees in question required pruning, which was subsequently completed. As outlined in the Tree Management Framework, further pruning was then undertaken on the surrounding trees in an attempt to keep a uniformed shape and appearance. Following a review of the decision to prune the surrounding trees to uniformity and appearance, it is noted that a more appropriate decision could have been made on this occasion.

In response to this circumstance, an independent arboriculture assessment from the Adelaide Botanical Gardens will be sought to confirm the status of the trees' current health and future growth. Furthermore, a program of review and training and development for arboriculture staff will be developed to ensure that our standards remain in line with community expectations and the Australian Standard.

With respect to the suggested parameters for pruning outlined in the motion, Council may wish to consider instead applying the Australian Standard. Further work in this regard can be undertaken to develop a policy position to pruning that ensures appropriate pruning occurs based on an assessment of the trees' habit and form and community expectations.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Notice Received from: Councillor Jerome Appleby

Subject: “Green” Power

Ref No: GC140415M04

File No: 9.24.1.4

MOTION:

That the City of Marion cease purchasing “green” power for street lighting from 1 July 2015.

COMMENTS: Councillor Jerome Appleby

A question on notice earlier this year revealed that in 2013/14 the City of Marion incurred an extra \$35,929 in costs for the purchase of “green” power for its street lighting.

COMMENTS: Ann Gibbons, Manager Environmental Sustainability

The City of Marion participates in the LGA Procurement contracting processes for electricity supply contracts.

Council’s current electricity supply contract for street lighting commenced on 1 January 2015 and runs for two years until 31 December 2016. There are no provisions to allow for termination of this contract other than for reasons such as sale of the asset. Additional costs may be incurred should Council seek to terminate this contract prior to 31 December 2016.

The City of Marion is one of 33 South Australian Councils purchasing Green Power under the current street lighting contract, with percentage of Green Power purchased ranging from 5% to 30% (22 Councils, including Marion, purchase 20%).

Estimated annual costs to Marion for 20% Green Power in this contract is \$24,000, down from \$35,929 in 2013/14 due to cost reductions achieved compared to previous pricing.

Purchase of accredited Green Power contributes to Marion’s ‘biophilic’ aspiration by reducing the organisation’s carbon footprint and minimising the impact on the climate. Council may choose to consider investing in alternative renewable energy options (e.g. roof-top solar/photovoltaic panels on Council buildings) instead of continuing to purchase Green Power when a new electricity supply contract for street lighting is negotiated towards the end of 2016.

**CITY OF MARION
GENERAL COUNCIL MEETING
14 April 2015**

Notice Received from: Councillor Nick Westwood

Subject: Acknowledgement of the Kurna People

Ref No: GC140415M05

File No: 9.24.1.4 & 9.33.3.35

MOTION:

"That Council amend the standard wording used in the official acknowledgement of the Kurna people, in formal Council meetings and any other gatherings under the auspices of the City of Marion, so that the wording will now be:

"We acknowledge the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.", with the words "We would like to" or similar being omitted.

COMMENTS: Councillor Westwood

The amendment gives the effect to the statement that was and is actually intended, whereas the statement, as is, actually states only our desire to acknowledge.

COMMENTS: Kate McKenzie, Manager Governance

If council resolve, the suggested wording will become the standard wording in formal Council meetings and any other gatherings under the auspices of the City of Marion.