

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 11 AUGUST 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

Warracowie Ward

Bruce Hull
Nathan Prior

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Woodlands Ward

Tim Pfeiffer

In Attendance

Ms Kathy Jarrett
Ms Abby Dickson
Ms Kate McKenzie
Ms Victoria Moritz

Director
Acting Director
Manager Governance
Governance Officer

COMMENCEMENT

The meeting commenced at 7.00pm.

KAURNA ACKNOWLEDGEMENT

We acknowledge 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.

- Councillor Appleby declared a conflict of interest in the item *Marion Outdoor Swimming Pool Signage (GC110815R02)*.

CONFIRMATION OF MINUTES

Moved Councillor Telfer, Seconded Councillor Hutchinson that the minutes of the General Council meeting held on 28 July 2015 be taken as read and confirmed.

Carried Unanimously

ADJOURNED ITEMS

Hallett Cove Foreshore Master Plan Staging & Implementation Report Reference:GC110815R01

Moved Councillor Crossland, Seconded Councillor Westwood that Council:

1. Provide endorsement to proceed with detailed design and planning of the play space, reserve works and amphitheatre (stages 4 and 5) in 2016/17 utilising \$15,000 from the Asset Sustainability Fund for engineering services.
2. Provide endorsement to proceed with the stormwater civil works related to the Hallett Cove Foreshore Master Plan within the 2016/17 capital works program.
3. Provide endorsement to submit a grant funding application to DPTI Open Space (2015/16 grant application) or similar opportunities leveraging the funding for the programmed 2016/17 storm water civil works of \$398,000 in addition to the allocation for Stage 4 of \$293,000 from the Asset Sustainability Fund.
4. Note that future and remaining master plan stages will remain in the identified unfunded strategic priorities project list for further consideration.

Carried

YOUTH ADVISORY COMMITTEE (YAC) UPDATE

Nil

DEPUTATIONS

Nil

PETITIONS

Nil

COMMITTEE RECOMMENDATIONS

Nil

CORPORATE REPORTS FOR DECISION

Marion Outdoor Swimming Pool Signage Report Reference: GC110815R02

Councillor Appleby declared a conflict of interest in the matter as he is a member on the Development Assessment Panel and left the meeting.

7.12pm Councillor Appleby left the meeting

Moved Councillor Hull, Seconded Councillor Veliskou that Council:

1. note the report.
2. endorse the submission of a Development Application to install 2 LED screens on the existing Marion Outdoor Swimming Pool sign.
3. subject to Development Approval, install 2 LED screens.
4. note that the installation cost estimate at \$27,500 for the LED screens is funded through the re-prioritisation of works within the 2015-16 Minor Capital works budget and the annual increased operating, maintenance and depreciation costs of \$3,600 will be included in the first budget review of 2015-16 budget as an on-going item.

Carried

7.22pm Councillor Appleby re-entered the meeting

Local Government Finance Authority Annual General Meeting Representative and Notice of Motion Report Reference: GC110815R03

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. Notes the report '*Local Government Finance Authority – Annual General Meeting Representative and Notice of Motion.*

Carried Unanimously

CORPORATE REPORTS FOR INFORMATION NOTING

Nil

MATTERS RAISED BY MEMBERS

QUESTIONS WITH NOTICE

Elected Member Expense, Benefits, Support and facilities Policy
Ref No: GC110815Q01

QUESTION: Councillor Hull

Would the previous Mayor be liable for the cost of personal use regarding the Mayors vehicle?

COMMENTS: Kate McKenzie, Manager Governance

Legal advice has been sought on the above question and based on the legislative provisions of section 78(3) of the Local Government Act 1999, a member of Council must not use a facility or service provided by the council under this section for purposes unrelated to the performance or discharge of official functions or duties (unless the use has been approved by the Council and the member has agreed to reimburse the council or any additional costs or expenses associated with this use).

Although the policy position at the time permitted the Mayor to have full private (assuming this occurred) and business use and Council shall pay all maintenance and operating expenses, this does not prevail over the legislative requirements. The effect of what has occurred is that the Council of the day resolved to confer a benefit in favour of the Mayor, beyond what the Local Government Act permits.

The Mayor acted within the terms of what Council had approved. Neither the Mayor, nor the Council would have appreciated that the arrangements offended the provisions of the Act. Notwithstanding this, the legislative provisions required that previous Mayor ought to have reimbursed Council for the costs associated with the use of the vehicle for private purposes.

Compliance Operations
Ref No: GC110815Q02

QUESTION: Councillor Hutchinson

1. How many expiations were there issued over the last 12 months?
2. What is the breakdown of numbers between parking, animal and health related expiations?
3. How many staff currently operate as general inspectors? (On average per day)
4. How many of those staff are dedicated to the Westfield shopping centre contract? (On average per day)
5. Are notices issued at Westfield shopping centre carpark expiations or fee requests?

COMMENTS: Sharon Perin (Unit Manager Community Health and Safety)

1. 5,770 expiations were issued during the 2014/2015 financial year.
2. The breakdown of the number of expiations issued between parking, animal and health are:
 - 5,466 expiations were issued for parking
 - 292 expiations were issued regarding animals
 - 4 expiations were issued regarding health related matters

Also, 8 expiations were issued under the Fire and Emergency Services Act

3. There are 6 FTE Community Safety Inspectors (previously called General Inspectors) who work a 7 day roster. When there is a full complement of staff, ie when no-one is on leave, the following staffing levels are applied across the week:
 - Monday – Friday day shift (8.00am - 4.30pm): 3 Community Safety Inspectors
 - Monday – Friday afternoon shift (4.30pm – 9.30pm): 1 Community Safety Inspector
 - Saturday day shift (8.30am – 5.00pm): 2 Community Safety Inspectors
 - Sunday day shift (8.30am – 5.00pm): 1 Community Safety Inspector
 - Public holidays day shift (8.30am – 5.00pm): 1 Community Safety Inspector
4. The contract between the City of Marion and the operators of the Westfield Marion Shopping Centre does not require a dedicated number of staff to fulfil the contract.

Staff are rostered to undertake a variety of duties to service a wide range of community safety and well-being needs throughout the City of Marion area and to service the monitoring of parking at the Westfield Marion Shopping Centre. On average, one Community Safety Inspector is rostered at the Westfield Marion Shopping Centre 4 days a week, with Community Safety Inspectors checking the Shopping Centre on other days as other duties permit.

5. Expiation notices are issued at the Westfield Marion Shopping Centre car park.

City of Marion Volunteer Program Annual Report
Ref No: GC110815Q03

QUESTION: Councillor Hull

"with regard to the most recent (2015) City of Marion Volunteer Program Annual Report, why was the carried motion GC130514R01(point 3) not acted on where Council clearly requested that future reports capture and acknowledge the contributions of both City of Marion Registered Volunteers and other volunteers working within the City of Marion utilising ABS statistics?"

COMMENTS: Councillor Hull

I request that the attached minutes be presented with this question please.

City of Marion Volunteer Program – Annual Report

Ref No: GC130514R01

Moved Councillor Habib, Seconded Councillor Verrall that:

- 1. The City of Marion Volunteer Program Annual Report (2013/14 is noted, including 43,016 volunteer hours achieved during the year valued at \$1,180,789.*
- 2. Council acknowledges and thanks all of the City of Marion registered volunteers and other volunteers for the significant contributions they have made to the community.*

Amendment:

Moved Councillor Hull, Seconded Councillor Veliskou that:

- 1. The City of Marion Volunteer Program Annual Report (2013/14 is noted, including 43,016 volunteer hours achieved during the year valued at \$1,180,789.*
- 2. Council acknowledges and thanks all of the City of Marion registered volunteers and other volunteers for the significant contributions they have made to the community.*
- 3. Future reports capture and acknowledge the contribution of both City of Marion Registered Volunteers and other volunteers working within the City of Marion utilising ABS statistics.*

*The amendment was **Carried***

*The amendment became the motion and was **Carried***

COMMENTS: Margi Whitfield, Manager Community Participation

In previous years, an Annual Report was formally presented to the Council in relation to the Volunteer Program at the City of Marion. In 2015, the report could not be scheduled for Council's attention at the relevant time and an internal report was circulated to coincide with Volunteer Week celebrations on 17 May 2015. The report was distributed to Elected Members before the Volunteer Afternoon Tea celebration to provide an overview of information for Elected Members before the event. This report was specific to City of Marion registered volunteers and City of Marion programs.

Further to this report, the following ABS data from the 2011 census can be provided:

<u>Unpaid work</u>	<u>Marion</u>	<u>%</u>	<u>South Australia</u>	<u>%</u>	<u>Australia</u>	<u>%</u>
<i>People aged 15 years and over</i>						
Did unpaid domestic work (last week)	51,791	73.3	936,604	71.5	12,149,347	70.0
Cared for child/children (last two weeks)	18,812	26.6	364,336	27.8	4,827,808	27.8
Provided unpaid assistance to a person with a disability (last two weeks)	8,173	11.6	154,651	11.8	1,896,957	10.9
Did voluntary work through an organisation or group (last 12 months)	12,454	17.6	258,840	19.8	3,090,874	17.8

In Marion (Statistical Area Level 3), of people aged 15 years and over, 73.3% did unpaid domestic work in the week before the Census. During the two weeks before the Census, 26.6% provided care for children and 11.6% assisted family members or others due to a disability, long term illness or problems related to old age. In the year before the Census, 17.6% of people did voluntary work through an organisation or a group.

In 2014/15, City of Marion had 424 volunteers who contributed 44, 810 hours of voluntary work to a value of \$1,230,035.

Apart from ABS data, no detailed information about volunteer numbers is collected by any agency or organisation. While this has been put forward as an initiative for a volunteering strategy for SA, there has been no progress to date with either the State government, Volunteering Australia or Volunteering SA and NT.

Further ABS data will be released in line with the next census in 2016.

Adelaide to Seaford Rail Corridor **Ref No: GC110815Q04**

QUESTION:

I request an explanation from Council Administration as to why Marion Council received such a paltry and inadequate sum of money (relative to tree numbers and significance) for revegetation and landscaping compared to that given to other Councils to compensate for the deforestation along the Adelaide to Seaford Rail Corridor and can the tree compensation/value formulae be provided with the answer?"

I request that the attached Council minute be attached to my question please:

Adelaide to Seaford Rail Corridor Revegetation Project **Ref No: GC130514R02**

Moved Councillor Pfeiffer, Seconded Councillor Hutchinson that:

1. Council notes the proposed works along the Adelaide to Seaford rail corridor detailed in the DPTI letter dated 9 April 2014 (Attachment 1)
2. Council endorses the following proposed arrangements with DPTI to finalise outstanding works along this rail corridor:

- a) Council will undertake the revegetation and landscape works identified in this letter for which Council has been paid a total of \$139,315 by DPTI.
- b) Council will assume responsibility for the on-going maintenance of these revegetated and landscaped verge areas along the rail corridor once they are planted and established including at Marion Station.

Carried

Councillor Hull called for a division:

Those For: Councillors Pfeiffer, Hutchinson, Bouwens, Habib, Verrall, Veliskou and Appleby

Those Against: Councillor Hull

Carried

**COMMENTS: Rudy Tieman
Infrastructure Projects Manager**

The payment of \$139,315 was provided by DPTI to undertake a number of works to revegetate and landscape the verges along the rail line following the tree removal and pruning undertaken by DPTI as part of the Rail Electrification project. This payment was made up of \$104,315 for offset revegetation planting, \$15,000 for the landscaping of Hazel Street Ascot Park and \$20,000 for landscaping around the track sectioning cabin on Charles St, Ascot Park. The background and details of these works are provided in the report GC 130514R02 to which the minutes refer.

The process and outcomes of discussions and site meetings with DPTI and Council staff in relation to significant and amenity tree removals are summarised in the attached letter from DPTI. This letter explains the vegetation offset compensation methodology used by DPTI which involves the determination of the an equivalent number of replacement trees, based on 3 for 1 for Significant trees and 2 for 1 Regulated trees as required in the DAC Conditions of Approval. The total number of equivalent trees is then multiplied by a replacement tree planting rate, which was \$77.50 at the time.

A breakdown of the assessment and cost determination is provided by DPTI in the table below.

Tree Removals (associated with rail corridors within City of Marion)	Equivalent Trees	Offset Payment (\$)*
Regulated and Significant Trees - Seaford and Tonsley Lines	75	5,812
Council Amenity Trees – Seaford Line including Marion Underpass	344	26,660
DPTI Amenity Trees – Seaford Line	860	66,650
Council Amenity Trees – Tonsley Line	30	2,325
DPTI Amenity Trees – Tonsley Line	37	2,867
TOTAL:	1 346	104,315

* The Vegetation Offset payment, based on DAC Conditions of Approval and DPTI Internal Policy, is at a rate of \$77.50 for each equivalent tree.

The above method does not and is not intended to compensate the community for loss of social, visual and environmental amenity provided by the larger significant and regulated trees or mature

trees in general. It is a way of ensuring replacement landscaping is provided. And in this context Council and staff accepted the amount paid as being consistent with DAC and State Government approved policy and compensation arrangements and part of a contribution to a project benefitting the whole community.

Other Councils appear to have taken a harder line and notwithstanding DPTI's authority to unilaterally apply this compensation approach, have been able to negotiate greater and not unreasonable compensation for the removal of trees and the loss of their long term amenity.

Given the understanding we now have of the approach taken by other Councils, the City of Marion may wish to consider similar action in the future. Consideration could be given to developing a policy position for future reference.

(Attachment will be included in the Minutes as Appendix 1)

MOTIONS WITH NOTICE

Police Clearance Ref No: GC110815M01

Moved Councillor Byram, Seconded Councillor Crossland that

1. a. that current councillors are to undergo police clearance checks.
 b. these are to be done by 30 November 2015
2. All people nominating for elected member positions in the City of Marion are to provide a current police clearance with their nomination paperwork - to commence with the election in 2018.
3. That all staff of the City of Marion are to undergo police clearance checks

Moved Councillor Veliskou Seconded Councillor Gard that this item be adjourned until the General Council meeting to be held on 25 August 2015.

Carried

Cost Sharing with Councils Ref No: GC110815M02

Moved Councillor Gard, Seconded Councillor Hutchinson that:

1. Management commence to research the prospects of structured cost sharing between neighbouring city councils, giving priority to the most practical and cost beneficial opportunities.
2. This research be ongoing and reported formally to Council and the Audit Committee

Carried Unanimously

Local Government Association Membership
Ref No: GC110815M03

Moved Councillor Hull, Seconded Councillor Hutchinson that

1. Council suspend standing orders so as to assess the pending annual LGA membership account and subsequently give direction to Administration in regards to any payment for a period of 5 minutes.

Carried Unanimously

7.47pm formal meeting procedures suspended
7.55pm formal meeting procedures resumed

Moved Councillor Hull, Seconded Councillor Hutchinson that:

1. City of Marion withdraws its membership of the Local Government Association forthwith.

Amendment:

Moved Councillor Crossland, Seconded Councillor Byram that:

1. The City of Marion suspends its membership until a report is received from the new CEO of the Local Government Association regarding the value provided by the LGA to member Councils as well as the mathematical formula by which membership fees are calculated.

That the amendment become the motion was tied
The Mayor had casting vote and voted in favour of the amendment
Carried
The amendment became the motion and was carried

PRESENTATION / DISCUSSION ITEMS

Department of Planning, Transport and Infrastructure (DPTI) Presentation
Reference No: GC110815R04

8.19pm Councillor Prior left the meeting
8.21pm Councillor Prior re-entered the meeting

Moved Councillor Veliskou, Seconded Councillor Crossland that

1. Pursuant to Section 90(2) and (3)(j) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Kathy Jarrett, Vincent Mifsud, Abby Dickson, Kate McKenzie, Victoria Moritz, Rebecca Kersten, Steve Hooper and Rudy Tieman, be excluded from the meeting as the Council receives and considers information relating to 'Department of Planning, Transport and Infrastructure (DPTI) Presentation'. This resolution is made 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 item relates to information the disclosure of which would divulge information provided on a confidential basis by a public authority and would, on balance, be contrary to the public interest.

Lost

DPTI representatives, Harold Carn (Project Director) and Matthew Jones (Environment Manager) gave a 10 minute presentation to Council and answered questions raised by members.

Moved Councillor Veliskou, Seconded Councillor Prior that formal meeting procedures be suspended until 8.30pm

Carried Unanimously

8.22pm meeting suspended

8.28pm meeting resumed

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that the meeting be adjourned for a period of 5 minutes

Carried Unanimously

8.30pm meeting adjourned

8.35pm meeting reconvened

Moved Councillor Pfeiffer, Seconded Councillor Telfer that formal meeting procedures be suspended until 9.00pm

Carried Unanimously

8.35pm meeting suspended

9.00pm meeting resumed

Crown Development – Removal and Major Pruning of Regulated and Significant (Regulated) Trees

Report Reference: GC110815R05

This item was not considered

CONFIDENTIAL ITEMS

Investigation

Reference No: GC110815F01

This item was not considered

QUESTIONS WITHOUT NOTICE

Nil

MOTIONS WITHOUT NOTICE

Nil

LATE ITEMS

Nil

CLOSURE - Meeting Declared Closed at 9.00pm.

CONFIRMED THIS 25 AUGUST 2015

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CHAIRPERSON



In reply please quote 2009/01759/01
Enquiries to David Bartlett
Telephone 08 8343 2022

**TRANSPORT SERVICES
DIVISION**

77 Grenfell Street
Adelaide SA 5000

GPO Box 1533
Adelaide SA 5001

Telephone: 08 8343 2222
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ABN 92 366 288 135

Mr Mark Searle
Chief Executive Officer
City of Marion
PO Box 21
Oaklands Park SA 5046

Dear Mr Searle,

RAIL ELECTRIFICATION PROJECT

The purpose of this letter is to provide Council with an update on various matters associated with the Rail Electrification Project that have a potential impact on Council, and to clarify responsibilities where there are interfaces and to confirm agreement of Council to vegetation impacts and funding of offsets.

By way of a progress report, all masts, portals and the overhead wire from Emerson Crossing to Seaford have been installed. The overhead wires from Brighton Station to Seaford were energised on 10 November 2013, with two electric trains (3-car sets) currently being tested at up to 125 kph. Energisation of the remainder of the network to Adelaide Railway Station is expected in late 2013/early 2014. Diesel passenger services will resume to Noarlunga Station on 1 December 2013.

Please refer to the previous correspondence on the matters raised in this letter, as listed below:

- 30 May 2013 – Removal of Significant and Regulated trees
- 25 July 2013 – Removal of amenity vegetation
- 19 November 2013 – Fencing and vegetation at Hazel Street, Farne Terrace and Newland Avenue

Significant and Regulated Trees – Seaford and Tonsley Lines

On 8 August 2013, the Development Assessment Commission (DAC) approved the removal and pruning of Significant and Regulated trees required as part of the Electrification project in the City of Marion. This approval covers both the Seaford and Tonsley lines, but not the Marion Station/pedestrian underpass vegetation removal (as this was regarded as a separate project).

Eleven Regulated Significant Trees and 21 Regulated Trees on Council or DPTI land were approved for removal. In addition to this, four Regulated trees on private property within the Council area were also approved for removal.

The total vegetation offset replanting requirement is determined in terms of equivalent trees as per the DAC Conditions of Approval. For the Significant Trees the number of equivalent trees is calculated on a 3:1 basis and for Regulated trees the number of equivalent trees is determined on a 2:1 basis.

Therefore the total offset replanting required under the DAC conditions for the approved removal of Regulated Significant and Regulated trees on Council or DPTI land is 75 equivalent trees ($11 \times 3 + 21 \times 2$).

A retrospective Development Application has been lodged with DAC along with an Arborist's Report for an additional Regulated Tree, a Pine tree in Edwardstown, which was only removed due to its hazardous condition.

Regulated trees on private property will be offset in accordance with the DAC requirements and DPTI is negotiating with each individual landowner.

Amenity Vegetation – Seaford Line

On 30 May 2013, DPTI wrote to Council seeking approval for the removal of 321 and pruning of 1018 Council amenity vegetation. Maps showing the location of the various removal and pruning sites were provided to Council. The Council approval was received on 10 July 2013. These numbers do not include the Tonsley Line impacts, which are discussed separately below.

DPTI also received approval to remove 860 and to prune 327 amenity trees on its land within the City of Marion in internal minutes dated 20 May 2013 and 12 June 2013.

On 19 November 2013 DPTI wrote to Council advising of additional removals required as a result of the finalisation of the Electrification design and the associated review of the electrification exclusion zone. These amended numbers were:

- Hazel Street, Ascot Park (eastern side): 23 additional amenity trees to be removed (large Eucalypt to be retained); and
- Farne Terrace, Marion, (eastern side): 15 of the original 70 amenity trees previously identified at this location to be removed now to be retained making a net removal of 55 amenity trees at this location. This reduction will not be taken into account in the total vegetation offset calculation. Tree removals commenced on Thursday 28 November 2013.

As well as the amenity vegetation removals for the Electrification project, there were 40 amenity trees identified for removal that were associated with the Marion Station/pedestrian underpass project which have been included in the 321 total referred to previously.

In addition to the proposed payment of vegetation offset for these amenity trees, DPTI is developing a landscaping plan for the Marion station/pedestrian

underpass project and the adjacent Farne Terrace site. The cost of design and installation will be borne by DPTI. A draft landscaping plan for consultation will be available for the Open Day on 15 December 2013 (see below) and the landscaping work is programmed for installation at the appropriate planting time (April/May 2014).

When determining the number of equivalent trees for replanting following amenity tree removals, the total vegetation offset required under the DPTI internal policy is to replace the removals at a rate of 1:1.

Therefore the total vegetation offset required under DPTI internal policy for removal of amenity trees in terms of equivalent trees is 344 (321 + 23) for removals on Council land and on DPTI land within the Seaford Line corridor the number of equivalent trees is 860.

Amenity Vegetation - Tonsley Line

On Monday 18 November a site inspection of the Tonsley Line occurred with Heath Reynolds of the City of Marion to identify amenity vegetation that would be impacted by the electrification of this spur rail line. Maps showing the location of the proposed removal and pruning sites are currently being prepared and will be provided to Council shortly.

The following locations and actions were documented as an outcome of the inspection and form the in-principle agreement between Council and DPTI as confirmed in the email from Heath Reynolds sent on 19 November 2013 (Attachment 1):

1. Vegetation along Birch Crescent to be pruned back to the existing fence line to ensure the current screening is retained. There will be the removal of one small Eucalyptus and a damaged *Acacia Saligna*.
2. Vegetation along Woodland Road will be managed by hedge pruning on the rail corridor side of the planting to ensure that the new fencing can be placed as close as possible to the existing vegetation. This will ensure that the integrity of the screening is maintained at all times and that pruning work will not lead to the decline of the hedge. There is a requirement to remove one Melaleuca and five Almond trees on the corner of Woodland Road and Handley Avenue to allow for the fencing of the corridor.
3. Vegetation along Kirra Avenue will be managed by hedge pruning on the rail corridor side of the planting to ensure that the new fencing can be placed as close as possible to the existing vegetation. This will ensure that the integrity of the screening is maintained at all times and that pruning work will not lead to the decline of the hedge.

Associated with items 2 and 3 above, if the pruning of particular plants along Woodland Road and Kirra Avenue is unable to be achieved, the removal of up to ten amenity plants at each location (i.e. up to 20 in total) may occur as the preferred outcome.

4. Vegetation in the Council reserve at the end of Cohen Court, Clovelly Park, will be pruned back to the existing fence line to ensure that the screening for adjoining residents is maintained.

5. The removal of two trees (*Allocasurina* and *Eucalyptus*) at the end of Tudor Avenue (Mitchell Park Station pedestrian crossing).

In summary a total of up to 30 Council amenity trees may require removal. Vegetation offset calculations will be based on this maximum number. There will be pruning of approximately 150 Council amenity trees carried out during these vegetation works.

DPTI seeks Council confirmation of the in-principle agreement of the removal of amenity vegetation on Council land adjacent the Tonsley Line.

A separate inspection of the full length of the Tonsley Line by DPTI officers has revealed the need for the removal of 37 DPTI amenity trees within the rail corridor.

In addition to vegetation works, Council is advised that all property boundary fencing along the section of the Tonsley Line that is dual track (junction at Hazel Street, Ascot Park, south to Celtic Avenue, Clovelly Park) will be replaced with 2.1 metre high colorbond fencing in accordance with DPTI policy. Residents will be given their choice of colour. Consultation with adjacent property owners will commence shortly and installation of fencing is planned for early in 2014 once the Seaford Line has been energised.

On Thursday 21 November 2013, a DPTI representative met on site with Mr Heath Edwards of Renewal SA to discuss the options and requirements for vegetation removal and fencing along the common boundary between the rail corridor and the Mitsubishi redevelopment site. As an outcome of this inspection it was agreed that Renewal SA would formally write to DPTI in relation to the fence alignment and the location of their proposed cycle pathway. DPTI will ensure that Council is provided with this correspondence and be included in any ensuing negotiations.

Vegetation Offset Payment

The vegetation offsets tree removal requirements as described above are summarised in the table below:

Tree Removals (associated with rail corridors within City of Marion)	Equivalent Trees	Offset Payment (\$)*
Regulated and Significant Trees - Seaford and Tonsley Lines	75	5,812
Council Amenity Trees – Seaford Line including Marion Underpass	344	26,660
DPTI Amenity Trees – Seaford Line	860	66,650
Council Amenity Trees – Tonsley Line	30	2,325
DPTI Amenity Trees – Tonsley Line	37	2,867
TOTAL:	1 346	104,315

* The Vegetation Offset payment, based on DAC Conditions of Approval and DPTI Internal Policy, is at a rate of \$77.50 for each equivalent tree.

In summary, the total offset payment to City of Marion relating to the Electrification project, including Seaford Line (chainages 7 280 to 13 890 and chainages 18 060 to 24 300), the Marion Station/pedestrian underpass upgrade and Tonsley Line (full length), is calculated at 1346 X \$77.50 per plant = \$104,315.

DPTI seeks Council's written confirmation of its acceptance of the offset payment as outlined in the above table.

Hazel Street Tree removal and landscaping

On the evening of 20 November 2013, DPTI staff undertook door knocking of the residents along Hazel Street, Ascot Park, as part of the consultation agreed to in the letter to Council dated 19 November 2013 in relation to tree removal and future landscaping.

The response from residents indicated positive support for the removals and associated landscaping scheme to be implemented next year. There appeared to be no issues undertaking a full street renewal program if that is Council's overall vision for the area.

There was one resident who was not in favour of retaining the Eucalyptus tree that had previously been discussed on site and the resident may follow up on this with Council. She claims the tree sheds at least one limb each year.

Vegetation removal work commenced on Tuesday 26 November 2013 and was completed the following day.

Whilst on site, DPTI Officers were able to confirm through inspection that the planting location can be up to one metre from the kerbing.

Messines Avenue, Edwardstown

There have been discussions with Council through Mark Griffen regarding widening the footpath on the western side of Messines Avenue adjacent to the rail corridor near Edwardstown Station. The objective is to provide safe access for students of St Anthony's Primary School from the pedestrian maze on the northern side of the station along Messines Avenue and into Castle Street.

The Electrification design has been reviewed at this location and it is possible to relocate the rail corridor fencing by approximately one metre to the west to create space for the footpath. There is a "pinch point" close to number 13 Castle Street which will require closer consideration. I will arrange a site meeting with DPTI's Jill Campbell to inspect the site prior to fencing work commencing in early December, to ensure that the location of the new spear fence will provide opportunities for Council's footpath plans.

Open Day

DPTI is holding a celebration to mark the completion of the Marion Station/pedestrian underpass project on Sunday 15 December 2013 from 1pm

until 4pm. This will be located on the Farne Terrace side of the station in the car park. At the Open Day, DPTI plans to showcase and present:

- The landscaping plans for the pedestrian underpass – for information and feedback;
- The concept design for the artistic elements of the underpass walls; and
- Information on the Rail Revitalisation program and the Community Wildlife Project.

In addition to this, the Open Day will provide residents with:

- Light refreshments; and
- Children's activities.

Track Sectioning Cabinet (adjacent Charles Street, Ascot Park)

In an email from DPTI to Council dated 3 October 2013 there was information provided to Council on this building and surrounds (see Attachment 2 for the current design).

The building is to be surrounded by a 3m high security fence, with the eastern and northern sides made of timber. This fence will restrict access and result in the closure of the adjacent path which was Council's preference. Installation of the fencing commenced on 22 November 2013.

Council is pursuing options for artwork at this location in association with the University of South Australia and DPTI will be involved in this process in areas where it impacts on the Electrification infrastructure, DPTI land and pedestrian movements in the area. It is understood that Council will develop a landscape plan for this site consistent with DPTI's planting guidelines.

DPTI will continue to work with Council staff on this initiative and, as previously indicated, has agreed to contribute \$20,000 to assist this project. DPTI officer, Jill Campbell will be in contact with Council to discuss any concerns or next steps in Council's plans for this location.

Bird Boxes

As part of an initiative to replace lost habitat and support local schools and community groups, DPTI has encouraged the construction of bird boxes along the corridor. A number of very successful and well attended workshops have been held with the community and schools on the construction and installation of bird boxes including, Oaklands Estate wetlands, Westminster School and Hamilton Secondary School.

There is further detailed information on bird boxes and other environment initiatives at the Community Wildlife Project website:
http://dpti.sa.gov.au/infrastructure/RR/rail_revitalisation/community_wildlife_project

Corridor Management - Weed spraying

DPTI has engaged a contractor to carry out a complete sweep of the rail corridor over the past month to address weed growth that has occurred whilst the line was closed. The conditions over the past few months have been favourable for weed growth and this has resulted in outbreaks which are greater than normally experienced this time of the year. The timing of this spraying is considered ideal and should result in diminished growth in the future.

Fencing and Vegetation Management progress

Vegetation removals are now well advanced in the corridor within the City of Marion having started in early August 2013. This work has generally kept in advance of the installation of overhead wire. There were a considerable number of community information sessions held prior to the work commencing and this has contributed to a minimal number of issues arising during the work.

The support of Council staff throughout this process has been appreciated.

The Electrification project team has worked with Laing O'Rourke (the Design and Construction contractor) to reduce impacts on vegetation where possible, at all times ensuring that the safety and operational reliability of the Adelaide Metropolitan Passenger Rail Network is not compromised. Significant reduction in removals has occurred due to attention to the Electrification design and on-site management by specialised staff.

DPTI has worked closely with Council staff regarding the location of fencing to create opportunities for screen plantings and to mitigate the extent of pruning and removals. Fencing installation is approximately 70% complete for the entire corridor, generally moving from south to north along the Seaford Line corridor.

Private property fencing has proved challenging and most issues are now resolved and works are 75% complete.

Laing O'Rourke and the Electrification project team will continue to focus on completing the installation of fencing to ensure all works are completed by late December 2013.

Land Agreement

At a number of locations along the rail corridor, the land required for rail operations (included the electrification exclusion zone) is significantly less than the land owned by the Minister for Transport and Infrastructure. In these circumstances it is likely that Council may prefer for the existing land use to be retained.

A licence for such locations has been drafted to allow the formal use of this land by Council whilst the Minister retaining ownership. Attachment 3 contains the proposed provision to be included in the licence. DPTI is seeking comment from Council on this draft to allow the document to be finalised.

Summary

DPTI again wishes to recognise the assistance and support shown by Council Elected Members and officers in the delivering of the Electrification project as part of the very significant Rail Revitalisation Program, under constrained site conditions and tight time frames.

In addition to this payment for vegetation offset (\$104,315), DPTI is prepared to fund:

- \$15,000 as per the estimate for the implementation of the landscape plan at Hazel Street, Ascot Park, as detailed in the letter to Council of 19 November 2013; and
- \$20,000 contribution from DPTI for the landscaping and artworks at the Track Sectioning Cabinet location adjacent Charles Street, Ascot Park.

The total payment therefore due to City of Marion is \$139,315.

To allow the close-out of the outstanding matters, DPTI seeks an early response in writing from Council:

- Confirming Council's in-principle agreement of the removal of amenity vegetation on Council land adjacent to the Tonsley Line; and
- Confirming the acceptance of the offer of \$139,315 which constitutes the total payment required for vegetation offsets and contributions to Hazel Street and Charles Street projects.

I look forward to the continued support from Council in delivering what I am sure will be a project which is appreciated and enjoyed by the City of Marion community.

If you have any questions regarding this letter, please contact me on mobile number 0401 124 854.

Yours sincerely,



David Bartlett
Project Director

29 November 2013