

**MINUTES OF THE GENERAL COUNCIL MEETING  
HELD AT ADMINISTRATION CENTRE  
245 STURT ROAD, STURT  
ON TUESDAY 11 OCTOBER 2016**



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**PRESENT**

His Worship the Mayor Kris Hanna

**Councillors**

**Coastal Ward**

Ian Crossland  
Tim Gard

**Mullawirra Ward**

Jason Veliskou

**Southern Hills**

Janet Byram  
Nick Westwood

**Warracowie Ward**

Bruce Hull  
Nathan Prior

**Warriparinga Ward**

Luke Hutchinson  
Raelene Telfer

**Woodlands Ward**

Tim Pfeiffer

**In Attendance**

Mr Adrian Skull  
Mr Vincent Mifsud  
Ms Abby Dickson  
Mr Tony Lines  
Ms Jaimie Thwaites  
Ms Yvette Zaric

CEO  
General Manager Corporate Services  
General Manager City Development  
General Manager Operations  
Unit Manager Governance & Records  
Governance Officer

**COMMENCEMENT**

The meeting commenced at 6.30pm.

**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.

## **ELECTED MEMBER'S DECLARATION OF INTEREST**

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

Nil

## **CONFIRMATION OF MINUTES**

**6.32pm Moved Councillor Veliskou, Seconded Councillor Telfer** that the minutes of the General Council Meeting held on 27 September 2016 taken as read and confirmed.

**Carried Unanimously**

## **DEPUTATIONS**

**6.32pm Deputation – Lapwing Street Reserve**  
**Report Reference: GC111016D01**

Mrs Nadine Tapley gave a five minute deputation to Council on the proposed plans for the Lapwing Street Reserve due to commence later this month.

## **PETITIONS**

**6.37pm Petition – Removal of Lapwing Street Reserve Playspace**  
**Report Reference: GC111016P01**

**Moved Councillor Hull, Seconded Councillor Westwood** that Council:

1. Continues to provide a playspace at Lapwing Reserve, notes the whole of life costs and funds required to be added to the Long Term Financial Plan and add this play space to the list of works to be further prioritised for upgrade.
2. Notes the report and authorises administration to write to the head petitioner advising of Council's decision.

The vote was **Tied**  
**The Mayor gave his casting vote and voted for the motion**  
**Carried**

**Councillor Westwood called for a Division:**

**Those For:** Councillors Pfeiffer, Prior, Hull, Westwood and Veliskou

**Those Against:** Councillors Telfer, Hutchinson, Byram, Gard and Crossland

The vote was **Tied**  
**The Mayor gave his casting vote and voted for the motion**  
**Carried**

The Mayor sought and was granted leave of the meeting to vary the order of the agenda and bring forward the item '5 Minute Presentation on Youth opportunities within the City of Marion Young Citizen of the Year, Charlotte Rayner'.

## **WORKSHOP / PRESENTATION ITEMS**

### **7.04pm 5 Minute Presentation on Youth Opportunities within the City of Marion Young Citizen of the Year, Charlotte Rayner**

Ms Charlotte Rayner, Young Citizen of the Year, gave a presentation on Youth opportunities within the City of Marion.

## **COMMITTEE RECOMMENDATIONS**

**7.11pm Moved Councillor Hutchinson, Seconded Councillor Telfer** that Committee Recommendations report's GC111016R01, GC111016R02, GC111016R03 be moved enbloc as printed in the General Council meeting agenda for 11 October 2016.

**Carried**

### **Confirmation of the Minutes for the Finance and Audit Committee Meeting held on 4 October 2016 Report Reference: GC111016R01**

**Moved Councillor Hutchinson, Seconded Councillor Telfer** that Council:

1. Receives and notes the minutes of the Finance and Audit Committee meeting of 16 August 2016 (Appendix 1).
2. Note that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

**Carried**

### **Confirmation of the Minutes for the Urban Planning Committee Meeting held on 4 October 2016 Report Reference: GC111016R02**

**Moved Councillor Hutchinson, Seconded Councillor Telfer** that Council:

1. Receives and notes the minutes of the Urban Planning Committee meeting on 4 October 2016 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Urban Planning Committee.

**Carried**

**Confirmation of the Minutes for the Strategy Committee Meeting held on 4 October 2016**  
**Report Reference: GC111016R03**

**Moved Councillor Hutchinson, Seconded Councillor Telfer** that Council:

1. Receive and note the minutes of the Strategy Committee meeting of 4 October 2016 (Appendix 1).
2. Note that separate reports will be brought to Council for consideration of any recommendations from the Strategy Committee.

**Carried**

**ADJOURNED ITEMS**

Nil

**CORPORATE REPORTS FOR DECISION**

**7.12pm Update to the 30 Year Plan for Greater Adelaide**  
**Report Reference: GC111016R04**

**Moved Councillor Prior, Seconded Councillor Byram** that Council:

1. Considers the written submission attached in Appendix 1, revise where necessary and request that a formal letter to this effect be prepared for the Mayor's signature.

**Councillor Prior with consent of Councillor Byram** sought and was granted leave of the meeting to vary the motion as follows:

1. Considers the written submission attached in Appendix 1, revise where necessary and request that a formal letter to this effect be prepared for the Mayor's signature.
2. The letter be further expanded to include additional information on Council's intention for Glenthorne Farm.

**Carried Unanimously**

**7.22pm Marion Outdoor Pool**  
**Report Reference: GC111016R05**

**Moved Councillor Veliskou, Seconded Councillor Hull** that Council:

1. Notes the preliminary investigations on management options for the Marion Outdoor Swimming Centre and that this will be further considered as part of Council's Service Review program with a report being provided to the Finance and Audit Committee on 6 December 2016 before coming to Council.

**Councillor Veliskou with consent of Councillor Hull** sought and was granted leave of the meeting to vary the motion as follows:

1. Notes the preliminary investigations on management options for the Marion Outdoor Swimming Centre and that this will be further considered as part of Council's Service Review program with a report being provided to the Finance and Audit Committee on 15 December 2016 before coming to Council.

**Carried Unanimously**

**7.25pm Cr Pfeiffer declared a perceived conflict of interest as he has a work colleague who is involved with one of the Tennis Clubs and left the meeting.**

7.25pm Cr Pfeiffer left the meeting.

**7.25pm Tennis and Netball Review**  
**Report Reference: GC111016R06**

**Moved Councillor Veliskou, Seconded Councillor Hull** that Council:

1. Notes the report.
2. Adopts the vision of 'Stronger clubs, which have well managed good quality facilities and improved community access', as well as the four key principles of Accessibility, Sustainability, Community Benefit and Accountability.
3. Endorses Access Option 3 Open Community Courts as the preferred access arrangement to be further considered in negotiations with clubs and leasing arrangements.
4. Undertakes further assessment of directions for courts at McConnell Reserve, Nanningai Reserve, Roy Lander Reserve, Hamilton Park, Glandore Oval and Yanyarrie Reserve to identify appropriate scopes and budgets and reports back to Council by 28 February 2017.
5. Commences individual consultation with clubs / organisations that use Stanley Street Reserve, Woodforde Family Reserve, Ballara Park Tennis Courts, Hamilton Park Reserve, Seacombe Seaview Heights Tennis Courts and Weaver Street Reserve and reports back to Council by 13 December 2016.
6. Notes that either external funding or funding proposals are currently progressing with facilities at Cove Netball, Clovelly Park Netball, Hallett Cove Beach Tennis, Southbank Tennis Club and Warradale Tennis Club.
7. Notes that as discussions progress with clubs that costs will be identified and brought to Council for consideration and prioritisation.

**Councillor Veliskou with consent of Councillor Hull** sought and was granted leave of the meeting to vary the motion as follows:

1. Notes the report.

2. Adopts the vision of 'Stronger clubs, which have well managed good quality facilities and improved community access', as well as the four key principles of Accessibility, Sustainability, Community Benefit and Accountability.
3. Works with Clubs to establish the best option for opening community courts in negotiation with clubs and leasing arrangements.
4. Undertakes further assessment of directions for courts at McConnell Reserve, Nanningai Reserve, Roy Lander Reserve, Hamilton Park, Glandore Oval and Yanyarrie Reserve to identify appropriate scopes and budgets and reports back to Council by 28 February 2017.
5. Commences individual consultation with clubs / organisations that use Stanley Street Reserve, Woodforde Family Reserve, Ballara Park Tennis Courts, Hamilton Park Reserve, Seacombe Seaview Heights Tennis Courts and Weaver Street Reserve and reports back to Council by 13 December 2016.
6. Notes that either external funding or funding proposals are currently progressing with facilities at Cove Netball, Clovelly Park Netball, Hallett Cove Beach Tennis, Southbank Tennis Club and Warradale Tennis Club.
7. Notes that as discussions progress with clubs that costs will be identified and brought to Council for consideration and prioritisation.

**Carried Unanimously**

7.51pm Councillor Telfer left the meeting.

7.51pm Councillor Telfer re-entered the meeting.

7.51pm Councillor Pfeiffer re-entered the meeting.

**7.51pm Clovelly Park Netball Court Redevelopment (Amendment to previous resolution)  
Report Reference: GC111016R07**

**Moved Councillor Pfeiffer, Seconded Councillor Telfer** that Council:

1. Amends the resolution of 14 June 2016 that states:

Endorses an allocation of up to \$62,344 towards court resurfacing and installation of Halide Metal floodlights being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program fund, subject to a successful funding application to the Office for Recreation and Sport Community Recreation and Sport Facilities Program by the Adelaide Wildcats Netball Club and Development Approval.

to the following new resolution:

Endorses an allocation of up to \$62,344 towards court resurfacing and installation of Halide Metal floodlights being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program fund, subject to Adelaide Wildcats Netball Club contributing an additional \$32,500 and Development Approval.

**Carried**

**7.54pm Finance and Audit Committee Annual Report to Council 2015-2016**  
**Report Reference: GC111016R08**

**Moved Councillor Telfer, Seconded Councillor Gard** that Council:

1. Note the Finance and Audit Committee's Annual Report to Council for 2015/16 provided at Appendix 1.
2. Provides the following feedback to the Committee on opportunities for continuing development of the Committee's operations or matters for the Committee to further consider in 2016/17:
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**Councillor Telfer with consent of Councillor Gard** sought and was granted leave of the meeting to vary the motion as follows:

1. Note the Finance and Audit Committee's Annual Report to Council for 2015/16 provided at Appendix 1.

**Carried Unanimously**

**7.57pm Annual Corporate Performance Report 2015-16**  
**Report Reference: GC111016R09**

**Moved Councillor Hull, Seconded Councillor Westwood** that Council:

1. Note the Annual Corporate Performance Report 2015-16 as provided in Appendix 1.

**Carried Unanimously**

**8.18pm Audited Annual Financial Statements for the year end 30 June 2016**  
**Report Reference: GC111016R10**

**Moved Councillor Telfer, Seconded Councillor Crossland** that Council:

1. Adopts the audited Annual Financial Statements for the year ended 30 June 2016 (Appendix 2).
2. Receive the Southern Region Waste Resource Authority (SRWRA) 2015/16 audited Financial Statements (Appendix 5).
3. Receive the Council Solutions Regional Authority 2015/16 audited Annual Financial Statements (Appendix 6).

**Carried**

**8.23pm Investment Performance 2015/16**  
**Report Reference: GC111016R11**

**Moved Councillor Hutchinson, Seconded Councillor Prior** that Council:

1. Notes the Investment Performance Report 2015/16.

**Carried Unanimously**

**8.23pm Annual Report 2015/16**  
**Report Reference: GC111016R12**

8.24pm Councillor Prior left the meeting.

**Moved Councillor Pfeiffer, Seconded Councillor Byram** that:

1. Council adopts the City of Marion Audited Annual Report for the 2015/16 financial year as contained with Appendix 1.
2. The City of Marion Financial Statements 2015/16 being considered in report GC111016R10 be included within the published version of the City of Marion Annual Report 2015/16.
3. The Southern Regional Waste Resources Authority Audited Financial Statements being considered in report GC111016R10 be included within the published version of the City of Marion Annual Report 2015/16.
4. The Council Solutions Regional Authority Financial Statements being considered in report GC111016R10 be included within the published version of the City of Marion Annual Report 2015/16.
5. Administration distributes copies of the City of Marion Annual Report 2015/16 in accordance with legislative requirements.
6. Administration distributes copies of the City of Marion Annual Report 2015/16 to key stakeholders.
7. A summary of the Annual Report 2015/16 will be distributed to households, businesses and stakeholders via City Limits.

8.26pm Councillor Prior re-entered the meeting.

**Carried Unanimously**

**8.27pm Election for Representative Members of the Local Government Finance Association (LGFA) Board of Trustees**  
**Report Reference: GC111016R13**

**The item was deferred while a ballot was conducted.**



## **MATTERS RAISED BY MEMBERS**

### **Questions with Notice**

**8.30pm Elected Member Room, Computer and Telephone  
Report Reference: GC111016Q01**

**QUESTIONS: Councillor Luke Hutchinson**

**Over the last 12 months can staff please advise:**

**What are the 5 most visited external websites on the Elected Member Computer?**

**What are the telephone numbers of the 3 most dialled numbers on this telephone?**

**What are the telephone numbers of the 3 most frequent inbound calls received on this telephone?**

**What days and times were each of these numbers last dialled?**

**Are Elected Members able to use these resources for personal and/or commercial interests?**

**If not, what are the provisions that would be contravened if an Elected Member regularly and/or deliberately abused this facility?**

**COMMENTS: Phil Mattingly, Service Delivery and Infrastructure, Unit Manager ICT**

**What are the 5 most visited external websites on the Elected Member Computer?**

Our Internet usage reporting has a number of firewall security restrictions that means we are unable to provide this level of detail requested. The Elected Member computer uses a generic PC only logon for all Elected Members and the network traffic is separated from being visible to the Staff PC network. Without this network connection and logon, historical traffic is not captured to our reporting services and the "internet browser history" is automatically deleted at each logoff. Instantaneous traffic is able to be monitored, but this is only available for a short period whilst occurring (ie. effectively requiring live monitoring).

**COMMENTS: John Deally, Manager ICT**

**What are the telephone numbers of the 3 most dialled numbers on this telephone?**

The 3 most dialled numbers on this telephone were all external and these details have been provided separately to Elected Members via email due to privacy.

**What are the telephone numbers of the 3 most frequent inbound calls received on this telephone?**

This information cannot be obtained from the telecommunications provider due to privacy legislation considerations.

**What days and times were each of these numbers last dialled?**

The 3 most dialled numbers on this telephone were all external and these details have been provided separately to Elected Members via email due to privacy.

**COMMENTS: Jaimie Thwaites, Unit Manager Governance and Records**

**Are Elected Members able to use these resources for personal and/or commercial interests?**

Section 78(3) of the *Local Government Act 1999* states that:

*A member of a council must not use a facility or service provided by the council under this section for a purpose 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 for any additional costs or expenses associated with this use).*

**If not, what are the provisions that would be contravened if an Elected Member regularly and/or deliberately abused this facility?**

Misuse of Council resources would be a breach of Part 3 of the Code of Conduct for Council Members published by the Minister for Planning for the purposes of Section 63(1) of the Local Government Act 1999. The Code of Conduct states that:

- 3.14 Council members using Council resources must do so effectively and prudently.
- 3.15 Council members must not use Council resources, including services of Council staff, for private purposes, unless legally or properly authorised to do so, and payments are made where appropriate.

The City of Marion's 'Elected Member Code of Conduct Procedure For Investigating Complaints' should be followed if a breach is suspected.

**8.32pm Personal Explanation**

Councillor Veliskou with leave of the meeting provided a personal explanation. Councillor Veliskou apologised for raising a formal motion at an inappropriate time.

**8.33pm Election for Representative Members of the Local Government Finance Association (LGFA) Board of Trustees  
Report Reference: GC111016R13**

**Moved Councillor Hutchinson, Seconded Councillor Pfeiffer** that Council:

1. Notes the responses from the LGFA Candidates.
2. Votes for the appointment of;
  1. Colin Davies
  2. Annette Martinto the Local Government Finance Authority Representative Board.

**Carried Unanimously**

**8.38pm Moved Councillor Crossland, Seconded Councillor Westwood that** the following items Destination Playspace (GC111016M01), Oaklands Round House (GC111016M02), Illegal Dumped Rubbish (GC111016M03) and confidential item, Administration Building and Surplus Land at City Services (GC111016F01) be adjourned to the next General Council Meeting to be held on 25 October 2016.

**Amendment:**

**Moved Councillor Veliskou that** the following items Destination Playspace (GC111016M01), Oaklands Round House (GC111016M02), Illegal Dumped Rubbish (GC111016M03) be adjourned to the next General Council Meeting to be held on 25 October 2016.

**The amendment was withdrawn.**

The original motion was **Carried**

**Questions without Notice**

Nil

**Motions without Notice**

Nil

**CLOSURE** - Meeting Declared Closed at 8.41pm.

**CONFIRMED THIS 11 OCTOBER 2016**

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**CHAIRPERSON**