

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 25 OCTOBER 2016**



PRESENT

His Worship the Mayor Kris Hanna

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Southern Hills

Janet Byram
Nick Westwood (from 6.34pm)

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Mullawirra Ward

Jason Veliskou (from 6.35pm)
Jerome Appleby

Warracowie Ward

Bruce Hull
Nathan Prior

Woodlands Ward

Tim Pfeiffer

In Attendance

Mr Adrian Skull
Mr Vincent Mifsud
Ms Abby Dickson
Mr Tony Lines
Ms Kate McKenzie
Ms Jaimie Thwaites

CEO

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

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.

No declarations were made

6.34pm Councillor Westwood entered the meeting

CONFIRMATION OF MINUTES

6.34pm Moved Councillor Telfer, Seconded Councillor Hutchinson that the minutes of the General Council Meeting held on 11 October 2016 taken as read and confirmed.

Carried Unanimously

6.35pm Councillor Veliskou re-entered the meeting

COMMUNICATION REPORTS

6.34pm Report on Mayoral Activities for September and October 2016

Date	Event	Comment
23 September 2016	South Adelaide Basketball Club Presentation Night	Attended, gave speech
24 September 2016	Meeting Dover Square Tennis Club	Attended
24 September 2016	Muslim Women's Association of SA - Eid Al-Adha Morning Tea	Mayor & Mayoress attended
25 September 2016	Proposed Vodaphone Tower, Community Meeting	Attended, gave speech
26 September 2016	'Code Club' Certificate Presentation to young participants	Attended, gave speech
28 September 2016	Meet with Directors of Leartek a Waste Recycling Company	Attended
30 September 2016	Conference Opening - Federation of Association of Teachers of French in Australia (FATFA)	Attended
30 September 2016	Islamic Society of SA Meeting with President Mr Ahmed Zreika Re: Parkholme Mosque	Attended
30 September 2016	Edwardstown Bowling Club	Attended
5 October 2016	Morphettville Ladies Probus Club	Attended, gave speech
8 October 2016	Sheidow Park School Quiz Night	Attended
9 October 2016	Cove Football Club Meeting with President	Attended
10 October 2016	Brighton Meals on Wheels AGM	Attended, gave speech

10 October 2016	Met with Lions Club of Edwardstown	Attended
13 October 2016	LGA Governance Review Consultation	Attended (part)
13 October 2016	Hosted Civic Reception to present the keys to the City for Olympic Gold Medalist Kyle Chalmers. Also acknowledged Paralympic and Olympic athletes training in the City of Marion.	Hosted, gave speech
14 October 2016	Friends of Parks Conference Opening	Attended briefly
14 October 2016	Cove Footy Presentation Night	Attended
15 October 2016	Citizenship Ceremony <ul style="list-style-type: none"> 9.30am and 12.30pm 	Conducted Ceremonies
15 October 2016	Edward Said Memorial Lecture	Attended
16 October 2016	Hindu Society - Community Cultural Centre Foundation Laying Ceremony	Attended
16 October 2016	Cove Footy AGM	Attended, acted as Returning Officer
17 October 2016	Hallett Cove Foreshore Master Plan - Community Information session	Attended
17 October 2016	Oaklands Estate Resident Association AGM	Attended and gave speech, acted as Returning Officer
In addition, the Mayor has met with residents, MP's and also with the CEO and Council staff regarding various issues.		

Report on Deputy Mayor Activities for September and October 2016

Date	Event	Comment
5 October 2016	Glengowrie Neighbourhood Watch	General Meeting attended
12 October 2016	Meeting with Mayor	Meeting between Mayor and Deputy Mayor
13 October 2016	Olympian Reception in Council Chambers	Mayor hosted civic reception for all Olympians and Paralympians who either live or train in the city of Marion. Mayor Hanna presented the Key to the City to 2016 Olympic Gold Medallist Kyle Chalmers.
In addition, the Deputy Mayor has met with residents, various groups and Council staff regarding various issues.		

Report on CEO and General Managers Activities for September and October 2016

Date	Activity	Attended by
26 September 2016	Glenthorne Farm meeting with DPTI	Adrian Skull
27 September 2016	Meeting with General Manager Westfield	Adrian Skull Abby Dickson
27 September 2016	Meeting with South Australian Aquatic and Leisure Centre re Marion Cultural Centre Plaza / Playspace	Abby Dickson
28 September 2016	Met with Marion Croquet Club re Croquet Club SA Proposal	Abby Dickson
29 September 2016	Meeting with Renewal SA	Adrian Skull
06 October 2016	Met with Statewide Super re Sponsorship	Adrian Skull
11 October 2016	Attended SRC (Southern Recycling Centre) Committee Meeting	Vincent Mifsud
13 October 2016	Met with Corey Wingard MP re Operation Flinders	Adrian Skull
13 October 2016	Teleconference with ACCC and Council Solutions re Waste	Adrian Skull
13 October 2016	Attended Olympic Reception at City of Marion	Adrian Skull
13 October 2016	Attended Local Governance Review meeting at the Local Government Association (LGA)	Vincent Mifsud on behalf of Adrian Skull
15 October 2016	MC at Citizenship Ceremony	Adrian Skull Vincent Mifsud
19 October 2016	Teleconference – Council Solutions Board of Management Meeting	Adrian Skull
19 October 2016	Attended Icebreaker 16- Networking event at Tonsley	Adrian Skull Tony Lines Abby Dickson
20 October 2016	Attended LGA Conference and AGM – morning session	Adrian Skull
21 October 2016	Attended (LGFA) Local Government Finance Authority Board AGM Meeting	Vincent Mifsud on behalf of Adrian Skull
24 October 2016	Attended Community Afternoon Tea with Premier Weatherill and Cabinet Ministers at Ascot Park Bowling Club	Adrian Skull

Report on Elected Member Activities for September and October 2016

Councillor Raelene Telfer
File No.9.33.3.33

Date	Events Attended	Active Participation
4 October 2016	Finance and Audit Committee	Member participation
4 October 2016	Warriparinga Ward Briefing	Seacombe Hts tennis court discussion
4 October 2016	Don Smith Vicinity Presentation	Re Edwardstown Castle Plaza
9 October 2016	Dover Obedience & Kennel Club	Presented Awards as Patron
11 October 2016	Marion Sports Precinct	Ward Councillors with Mayor and staff
12 October 2016	2016 Adelaide Bikeways Summit	Represented Mayor at Mayors' forum on Free Bike Extension
13 October 2016	Civic reception for Rio 2016 teams	Olympic and Paralympic Winners recognised
14 October 2016	Friends of Parks	Forum member
15 October 2016	Friends of Parks	Forum and Field trip member
16 October 2016	Friends of Parks	Forum and Field trip member
17 October 2016	Mitchell Pk Residents Junction Survey	Interviewer
17 October 2016	Cosgrove Hall Management	Liaison
18 October 2016	Junction survey results	Analysis at Junction Community
18 October 2016	Kaurna Tour and training	EM forum
19 October 2016	Icebreaker 2016	Business networking for City
21 October 2016	Suneden 50 th Birthday	Guest
22 October 2016	Edwardstown Honour Board Descendants	Presenter, MC and organiser
22 October 2016	Day on the Khaki Green	Attended

Moved Councillor Prior, Seconded Councillor Pfeiffer that the Mayoral, Deputy Mayor, Chief Executive Officer, General Manager and Elected Member communication reports be received.

Carried Unanimously

DEPUTATIONS

Nil

PETITIONS

6.43pm Petition – Development Application No: 100/2016/1025 – Telecommunications Tower at Hallett Cove Report Reference: GC251016P01

6.43pm Councillors Hutchinson and Gard left the meeting

Moved Councillor Crossland, Seconded Councillor Veliskou that:

1. Council note the petition and comments provided by Administration.
2. The head petitioner be advised that Council has noted the petition and that in the event the application is reactivated, the application will be reported to the Development Assessment Panel for consideration and decision, and, all valid representors will be invited to present to the Panel at the relevant meeting.

Carried Unanimously

6.44pm Councillor Hutchinson re-entered the meeting

COMMITTEE RECOMMENDATIONS

Nil

WORKSHOP / PRESENTATION ITEMS

Nil

ADJOURNED ITEMS

6.45pm Destination Playspace – Motion with Notice Report Reference: GC251016M01

6.46pm Councillor Gard re-entered the meeting

Moved Councillor Hull, Seconded Councillor Pfeiffer that Council:

1. Defer this item until the 13 December 2016 General Council meeting.

Carried Unanimously

6.48pm Oaklands Round House– Motion with Notice Report Reference: GC251016M02

Moved Councillor Crossland, Seconded Councillor Appleby that Council:

1. Supports the demolition of the building known as the 'Round House' at Oakland's Reserve.

2. Notes the previous advice to Council of 22 March 2016 that demolition costs in 2015 were estimated at \$91,000.
3. Request administration seek updated quotations regarding the demolition works of the Round House.
4. Refers this matter to the next review of the unfunded initiatives for prioritisation.

Carried

Councillor Hull called for a division:

Those For: Councillors Telfer, Hutchinson, Byram, Veliskou, Appleby, Gard and Crossland

Those Against: Councillors Pfeiffer, Prior, Hull and Westwood

Carried

7.23pm Illegal Dumped Rubbish– Motion with Notice

Report Reference: GC251016M03

7.24pm Councillor Crossland left the meeting

7.26pm Councillor Crossland re-entered the meeting

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that:

Council recognise present arrangement with EPA-SA and endorse the use of cameras within City of Marion, to catch and deter people illegally dumping rubbish in our community.

Resident privacy is paramount in the set up and placement of any cameras and that they only are set up to capture activity on public land.

Further that council take other steps within its power to catch people wilfully dumping rubbish. Council support enhanced focus of its waste service awareness to include messages about our community not tolerating illegal dumping and that council is out to catch, identify and prosecute offenders.

Whilst recognising that the overwhelming majority of tenants (and homeowners) do the right thing; in locations of concern, council will continue to work with private, public and organisational landlords to get them to take responsibility for illegal dumping by their tenants.

Council continue to work with other councils and agencies in carrying out these listed objectives.

7.31pm Councillor Hutchinson left the meeting

7.33pm Councillor Hutchinson re-entered the meeting

Carried

7.35pm Confidential - Administration Building and Surplus Land at City Services

Report Reference: GC251016F01

Moved Councillor Telfer, Seconded Councillor Crossland that:

1. Pursuant to Section 90(2)(i)(ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Tony Lines, Abby

Dickson, Vincent Mifsud, Kate McKenzie, John Valentine and Jaimie Thwaites, be excluded from the meeting as the Council receives and considers information relating to 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 could 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, (d)(ii) would, on balance, be contrary to the public interest.

Carried

7.36pm The meeting went into confidence.

Moved Councillor Byram, Seconded Councillor Gard that Council:

1. Refers to the Infrastructure Committee the question of optimum long term accommodation of administrative operations and customer service operations.

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

1. Refers to the Infrastructure and Strategy Committees the question of optimum long term accommodation of administrative operations and customer service operations.

The motion as varied was **Carried**

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders this report and Appendix 1 arising from this report having been considered in confidence under Section 90(2), 90(3)(b) and 90(3)(e) 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 2016.
2. Notwithstanding the confidentiality of the Council as resolved in recommendation 1, the Council authorises the Mayor and/or Chief Executive Officer to provide information and/or make statements in the public realm in reliance upon the content of the confidential documentation where it is considered necessary to implement or respond to any aspects of this matter including those that are made public including by media reporting.

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

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the commercial information (dollar figures), floor plans and other security matters contained in the report and appendices having been considered in confidence under Section 90(2), 90(3)(b) and 90(3)(e) 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 2016.
2. Notwithstanding the confidentiality of the Council as resolved in recommendation 1, the Council authorises the Mayor and/or Chief Executive Officer to provide information and/or make statements in the public realm in reliance upon the content of the confidential

documentation where it is considered necessary to implement or respond to any aspects of this matter including those that are made public including by media reporting.

The motion as varied was **Carried**

8.09pm The meeting came out of confidence.

CORPORATE REPORTS FOR DECISION

8.09pm 1st Budget Review 2016-17 Report Reference: GC251016R01

8.10pm Councillor Hutchinson left the meeting and did not return

8.21pm Councillor Pfeiffer left the meeting

8.25pm Councillor Pfeiffer re-entered the meeting

Moved Councillor Crossland, Seconded Councillor Veliskou 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.
2. Approves the identified once-off cash savings following the completion of the 2015/16 audited Annual Financial Statements of \$1.769m be transferred to the Asset Sustainability Reserve and quarantined to assist Council fund its long term Asset Management objectives.

Carried

8.42pm Utilisation of Vacant Commercial Properties Report Reference: GC251016R02

Moved Councillor Veliskou, Seconded Councillor Telfer that Council:

1. Notes the progress over the past six months.
2. Notes that a 12-month project report will be presented to Council in April 2017.

Carried

8.53pm Concert at the Cove Report Reference: GC251016R03

8.55pm Councillor Telfer left the meeting

Moved Councillor Crossland, Seconded Councillor Byram that Council:

1. Receives full costings and an event management plan for the Concert in the Cove based on Options A3 (Combination of Professional and Local community performers), B1 (Family oriented), C2 (Early evening), D1 (free) and E1 (Biennial) , for further consideration.

2. Refers the ongoing allocation of up to \$50,000 for the Concert at the Cove, to the 2017/18 Annual Business Plan and Budget Process for further consideration and prioritisation.

Carried

8.58pm Toc H Hall – Community Land Revocation
Report Reference: GC251016R04

Moved Councillor Pfeiffer, Seconded Councillor Crossland that Council:

1. Acknowledges the Ministerial approval to revoke the community land classification dated 5 October 2016 for the Toc H Hall at 30A De Laine Avenue Edwardstown being the whole of the land in Certificate of Title Volume 6022 Folio 144.
2. Revokes the community land classification in respect of the Toc H Hall at 30A De Laine Edwardstown being the whole of the land in Certificate of Title Volume 6022 Folio 144. The Registrar General is to be notified of the revocation of classification of community land in accordance with Section 195 of the Local Government Act 1999.
3. Authorises the disposal of the Toc H Hall at 30A De Laine Avenue being the whole of the land in Certificate of Title Volume 6022 Folio 144 in accordance with Council's Disposal of Land and Assets Policy.
4. Authorises the revenue from the sale of the Toc H Hall to be transferred to the Asset Sustainability Reserve for the purpose of assisting Council to fund its long term asset management objectives.
5. Pursuant to Section 37(b) of the Local Government Act 1999 authorises the Chief Executive Officer to enter into and sign all contracts and documentation necessary to effect a sale and settlement of the Toc H Hall.

Carried Unanimously

8.59pm Councillor Telfer re-entered the meeting

8.59pm Oaklands Estate Kindergarten - Landlords Approval for Centre Facility and Grounds Upgrade Works
Report Reference: GC251016R05

8.59pm Councillor Byram left the meeting

Moved Councillor Crossland, Seconded Councillor Prior that Council:

1. Grants Landlord's consent for the Centre Facility and Grounds Upgrade Works at Oaklands Estate Kindergarten, Park Terrace, Plympton Park, Certificate of Title Volume 5836 Folio 050.
2. Delegates to the Manager City Property approval to authorise any relevant documents necessary to facilitate the construction and management of the Centre Facility and Grounds Upgrade.

3. Advises that the Oaklands Estate Kindergarten that they will be responsible for any project related cost overruns and will be responsible for all future maintenance and repairs to the Centre Facility and Grounds Upgrade Works.
4. Notes Landlord Approval will be subject to Development Approval and Building Rules Consent.

Carried Unanimously

9.00pm 2016-19 City of Marion Marketing and Communications Plan
Report Reference: GC251016R06

Moved Councillor Gard, Seconded Councillor Westwood that Council:

1. Adopt the 2016-19 City of Marion Marketing and Communications Plan subject to the following changes:

Action	Description	Budget	2016-17	2017-18	2018-19
4.1 Investor Prospectus	Remove this item				
4.4 Grow Your Business Expo	In partnership with the State and Federal Governments and private sector providers, host an annual business services expo at Tonsley showcasing support services and technologies available to small business to assist with their growth – first event to be held on 24 November 2016	Existing business engagement budget	X	X	X
4.5 Red Tape Reduction	In line with the City of Marion Business Plan, reduce red-tape to support and facilitate business growth and employment opportunities and promote these initiatives to the business community	Nil	X	X	X
4.6 Buy Local Campaign	Review the current Hallett Cove Business Association buy local campaign, 'Local is the New Black' established with the support of Council with a view to a potential extension to the rest of Marion in 2017-2018	Subject to future budgets		X	
4.7 Business Awards	Remove this item				

9.02pm Councillor Byram re-entered the meeting

Moved Councillor Veliskou, Seconded Councillor Telfer that formal meeting proceedings be suspended to enable discussion on the item.

Carried Unanimously

9.09pm formal meeting proceedings were suspended

9.18pm Councillor Prior left the meeting

9.22pm formal meeting proceedings resumed

9.23pm Councillor prior re-entered the meeting

The motion was **Carried**

MEETING EXTENSION

Moved Councillor Veliskou, Seconded Councillor Telfer that the meeting be extended until the conclusion of the remaining items on the agenda.

Lost

Moved Councillor Veliskou, Seconded Councillor Telfer that the meeting be extended until the conclusion of the following items:

- Recruitment of an Independent Audit Committee Member (Report Reference: GC251016R08)
- Section 41 Committee's Terms of Reference and Appointment of Expert Members (Report Reference: GC251016R09)
- Hard Waste Fee for Service Models (Report Reference: GC251016R07)
- Draft Open Space Policy (Report Reference: GC251016R10)
- Liquor Licence Applications - Amendments to Governance Policy (Report Reference: GC251016R11)

The vote was **Tied**
The Mayor gave his casting vote and voted against the motion
Lost

The following agenda items were not considered at the meeting:

- Hard Waste Fee for Service Models (Report Reference: GC251016R07)
- Recruitment of an Independent Audit Committee Member (Report Reference: GC251016R08)
- Section 41 Committee's Terms of Reference and Appointment of Expert Members (Report Reference: GC251016R09)
- Draft Open Space Policy (Report Reference: GC251016R10)
- Liquor Licence Applications - Amendments to Governance Policy (Report Reference: GC251016R11)
- Review of the How We Work Together Policy (Report Reference: GC251016R12)
- Review of Elected Member Records Management Policy (Report Reference: GC251016R13)
- Code of Practice, Procedures at Meeting 2016 (Report Reference: GC251016R14)

- Finance Report – September 2016 (Report Reference: GC251016R15)
- WHS Report – September 2016 (Report Reference: GC251016R16)
- Pre-school sites owned by Marion Council (Report Reference: GC251016Q01)
- Glenthorne National Park (Report Reference: GC251016M04)

CLOSURE - Meeting Declared Closed at 9.31pm.

CONFIRMED THIS 22 NOVEMEBR 2016

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CHAIRPERSON