

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 13 DECEMBER 2016**



PRESENT

His Worship the Mayor Kris Hanna

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Mullawirra Ward

Jason Veliskou
Jerome Appleby

Southern Hills

Janet Byram
Nick Westwood (from 6.37pm)

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 Kate McKenzie
Ms Jaimie Thwaites

Chief Executive Officer
General Manager Corporate Services
General Manager City Development
General Manager Operations
Manager Corporate Governance
Unit Manager Governance and Records

COMMENCEMENT

The meeting commenced at 6.30pm.

KAURNA ACKNOWLEDGEMENT

We acknowledge the Kaurna 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.

- Councillor Pfeiffer declared a conflict of interest in the item 'George Street & Dwyer Road – Traffic Control' (Report Reference: GC131216R04) as a work colleague lives in the location discussed in the report.
- Councillor Hutchinson – declared a conflict of interest in the item 'Nominations sought for the South Australian Local Government Grants Commission (SALGGC)' (Report Reference: GC131216R13) as there is a potential pecuniary benefit associated with the item.

CONFIRMATION OF MINUTES

6.32pm Moved Councillor Telfer, Seconded Councillor Hutchinson that the minutes of the General Council Meeting held on 22 November 2016 taken as read and confirmed.

Carried Unanimously

ADJOURNED ITEMS

6.33pm Petition – Irrigation of Parsons Grove Reserve
Report Reference:131216P01

Adjourned Motion:

Moved Councillor Veliskou, Seconded Councillor Westwood that Council:

1. Notes the petition and comments provided by Administration.
2. Alters the irrigation scoring for Parsons Grove Reserve to a public value of 4 and a total score of 12.
3. Advises the head petitioner that Council has noted the petition.

Councillor Veliskou as the mover and seconded Councillor Hull sought and was granted leave of the meeting to vary the motion as follows:

1. Notes the petition and comments provided by Administration
2. Requests Administration to connect the Parsons Grove Reserve to the Oaklands Recycled Water Distribution Network in 2016/17 (i.e. one year earlier than currently scheduled).

6.37pm Councillor Westwood entered the meeting

Carried Unanimously

6.38pm Appointment of Presiding Member of the Infrastructure and Strategy Committee
Report Reference: GC131216R01

The Chair sought and was granted leave of the meeting to consider the item after the ballot was conducted and counted.

COMMITTEE RECOMMENDATIONS

6.42pm Confirmation of the Minutes for the Special People and Culture Committee Meeting held on 29 November and 6 December 2016 Report Reference: GC131216R02

Moved Councillor Hutchinson, Seconded Councillor Telfer that Council:

1. Receives and notes the minutes of the People and Culture Committee meeting of 29 November 2016 (Appendix 1).
2. Receives and notes the minutes of the People and Culture Committee meeting of 6 December 2016 (Appendix 2).

Carried Unanimously

WORKSHOP / PRESENTATION ITEMS

Nil

CORPORATE REPORTS FOR DECISION

6.43pm Review of Confidential Orders 2016 - Overview Report Reference: GC131216R03

Moved Councillor Veliskou, Seconded Councillor Byram that the reports GC131216R03 – (1) to (63) be moved as printed 'en bloc' with the exception of item 'Review of Confidential Order for the Item: Chief Executive Officer's Employment Contract SGC190215F02 (Ref No: GC131216R03 – (1) Appendix 40)' to be moved as follows:

that:

1. The confidentiality order pertaining to the report *Chief Executive Officer's Employment Contract SGC190215F02* and the Minutes be revoked.
2. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the deed relating to this report *Chief Executive Officer's Employment Contract SGC190215F02* distributed at the meeting be kept confidential and not available for public inspection on the basis that it deals with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person being the former Chief Executive Office of the Council (Section (3)(a)), and to ensure Council does not breach any duty of confidence or other legal obligation or duty (Section 90(3)(g)).

This order is to remain in force until such time as the former Chief Executive Officer retires from gainful employment.

3. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

Moved Councillor Veliskou, Seconded Councillor Byram that Council:

1. That Council notes the report, 'Review of Confidential Orders 2016 - Overview'.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2009-2010, GC110510F01
Ref No: GC131216R03 – (01) Appendix 1

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the Report, "Personnel Matter – CEO Performance and Remuneration Review 2009-2010, GC110510F01" together with all annexure and the minutes be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2009-2010, CRC170810F01
Ref No: GC131216R03 – (1) Appendix 2

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the Report, '*Personnel Matter – CEO Performance and Remuneration Review 2009-2010, GC170810F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2009-2010, GC240810F01
Ref No: GC131216R03 – (1) Appendix 3

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*Personnel Matter – CEO Performance and Remuneration Review 2009-2010, GC240810F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter - CEO Performance Criteria 2010-2011, GC140910F01
Ref No: GC131216R03 – (1) Appendix 4

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The Confidentiality order pertaining to the report, '*Personnel Matter – CEO Performance Criteria 2010-2011, GC140910F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

Review of Confidential Order for the Item: CEO Performance & Remuneration Review 2010-2011, CRC251011F01

Ref No: GC131216R03 – (1) Appendix 5

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*CEO Performance & Remuneration Review 2010-2011, CRC251011F01*' together with all annexure and the minutes be revoked.

Carried

Review of Confidential Order for the Item: Draft CEO Review Committee Meeting Minutes, GC081111F01

Ref No: GC131216R03 – (1) Appendix 6

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*Draft CEO Review Committee Meeting Minutes, GC081111F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

Review of Confidential Order for the Item: Draft CEO Review Committee Meeting Minutes, GC131211F01

Ref No: GC131216R03 – (1) Appendix 7

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Draft CEO Review Committee Meeting Minutes, GC131211F01* and associated appendices and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: CEO Performance Review 2010 – 2011 & Employment Agreement Review, CRC140212F01

Ref No: GC131216R03– (1) Appendix 8

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Performance Review 2010-2011 & Employment Agreement Review, CRC140212F01* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Employment Agreement Review, SGC270212F02

Ref No: GC131216R03 – (1) Appendix 9

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance and Employment Agreement Review*, SG270212F02 and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Employment Agreement Review, CRC060312F01
Ref No: GC131216R03 – (1) Appendix 10

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Performance Review 2010-2011 and Employment Agreement Review*, CRC060312F01 and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Confirmation of Minutes, GC130312F01
Ref No: GC131216R03 – (1) Appendix 11

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Confirmation of Minutes*, GC130312F01 and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance Review 2010-2011 and Employment Agreement Review, SGC050412F01
Ref No: GC131216R03 – (1) Appendix 12

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining the report *CEO Performance and Employment Agreement Review - CRC060312F01* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: CEO Performance & Remuneration Review, CRC160412F01
Ref No: GC131216R03 – (1) Appendix 13

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Performance & Remuneration Review*, CRC160412F01, appendices and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Minutes of the CEO Review Committee Meeting Held 16 April 2012, GC240412F02
Ref No: GC131216R03 – (1) Appendix 14

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Minutes of the CEO Review Committee Meeting held 16 April 2012, GC240412F02* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2010-2011 CRC120612F01
Ref No: GC131216R03 – (1) Appendix 15

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance and Remuneration Review 2010-2011 CRC120612F01* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter CEO Performance & Remuneration Review 2010-2011, GC260612F01
Ref No: GC131216R03 – (1) Appendix 16

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter CEO Performance & Remuneration Review 2010-2011, GC260612F01* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2011-2012, CRC210812F01
Ref No: GC131216R03 – (1) Appendix 17

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, *Personnel Matter – CEO Performance and Remuneration Review 2011-2012, CRC210812F01* together with all annexure and the minutes arising from the report be revoked.

Carried

Review of Confidential Order for the Item: Confirmation of Minutes of CEO Review Committee Meeting held 21 August 2012, GC280812F01
Ref No: GC131216R03 – (1) Appendix 18

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Confirmation of Minutes of CEO Review Committee Meeting held 21 August 2012, GC280812F01* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Professional Development Update, CRC021012F01

Ref No: GC131216R03 – (1) Appendix 19

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to this report *Personnel Matter – CEO Professional Development Update*, and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – 2011/2012 CEO Performance & Remuneration Review, CRC021012F02

Ref No: GC131216R03 – (1) Appendix 20

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to this report *Personnel Matter – 2011/2012 CEO Performance & Remuneration Review* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Confirmation of Minutes of CEO Review Committee Meeting held 2 October 2012, GC091012F02

Ref No: GC131216R03 – (1) Appendix 21

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Confirmation of Minutes of CEO Review Committee Meeting held 2 October 2012, GC091012F02*, and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Professional Development Update, CRC201112F01

Ref No: GC131216R03 – (1) Appendix 22

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to this report *Personnel Matter – CEO Professional Development Update, CRC201112F01* and the minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2011 – 2012, CRC201112F02

Ref No: GC131216R03 – (1) Appendix 23

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance and Remuneration Review 2011 – 2012, CRC201112F02* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Confirmation of Minutes of CEO Review Committee Meeting held 20 November 2012, GC271112F02
Ref No: GC131216R03 – (1) Appendix 24

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report Confirmation of Minutes of CEO Review Committee Meeting held 20 November 2012, GC271112F02 and the minutes associated with the report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance Criteria 2012 – 2013, CRC020413F01
Ref No: GC131216R03 – (1) Appendix 25

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance Criteria 2012 – 2013, CRC020413F01* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance Criteria 2012 – 2013, GC090413F01
Ref No: GC131216R03 – (1) Appendix 26

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance Criteria 2012 – 2013, GC090413F01* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – 2012/13 CEO Performance and Remuneration Review, GC130813F02 / GC270813F01
Ref No: GC131216R03 – (1) Appendix 27

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – 2012/13 CEO Performance and Remuneration Review, GC130813F02 / GC270813F01* and minutes arising from this report be kept confidential revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2012 – 2013, CRC170913F01
Ref No: GC121316R03 – (1) Appendix 28

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance and Remuneration Review 2012 – 2013, CRC170913F01* and minutes arising from this report be revoked.

Carried

**Review of Confidential Order for the Item: Confirmation of Minutes of CEO Review Committee Meeting held 17 September 2013, GC240913F02
Ref No: GC131216R03 – (1) Appendix 29**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Confirmation of Minutes of CEO Review Committee Meeting held 17 September 2013, GC240913F02* and minutes arising from this report be revoked.

Carried

**Review of Confidential Order for the Item: Personnel Matter – CEO Performance and Remuneration Review 2012 – 2013, CRC251113F01
Ref No: GC131216R03 – (1) Appendix 30**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter – CEO Performance and Remuneration Review 2012 – 2013, CRC251113F01* and minutes arising from this report be revoked.

Carried

**Review of Confidential Order for the Item: Personnel Matter - CEO Performance and Remuneration Review 2012-2013, GC101214F03
Ref No: GC131216R03 – (1) Appendix 31**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter - CEO Performance and Remuneration Review 2012-2013, GC101214F03* and minutes arising from this report be revoked.

Carried

**Review of Confidential Order for the Item: Personnel Matter - CEO Performance 2012-2013 – Feedback re Outcomes GC110314F02
Ref No: GC131216R03 – (1) Appendix 32**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Personnel Matter - CEO Performance 2012-2013 – Feedback re Outcomes, GC110314F02* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: 2013-2014 CEO Performance and Remuneration Review, GC 080714F01
Ref No: GC131216R03 – (1) Appendix 33

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *2013-2014 CEO Performance and Remuneration Review, GC080714F01* and Appendix to this report be revoked.

Carried

Review of Confidential Order for the Item: CEO Performance and Remuneration Review, CRC120814F01
Ref No: GC131216R03 – (1) Appendix 34

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Performance and Remuneration Review, CRC120814F01*, minutes arising from this report and any Appendix to this report be revoked.

Carried

Review of Confidential Order for the Item: CEO Performance and Remuneration Review, GC260814F01
Ref No: GC131216R03 – (1) Appendix 35

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Performance and Remuneration Review, GC260814F01* minutes arising from this report and any Appendix to this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter - CEO Performance and Remuneration Review, 2014-2015 GC051214F01
Ref No: GC131216R03 – (1) Appendix 36

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *personnel Matter - CEO Performance and Remuneration Review 2014-2015, GC051214F01* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Recommendations of the 5 December 2014 CEO Review Committee Meeting Minutes GC091214F02
Ref No: GC131216R03 – (1) Appendix 37

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Recommendations of the 5 December 2014 CEO Review Committee Meeting Minutes GC091214F02* and any appendices to this report be revoked.

Carried

Review of Confidential Order for the Item: Personnel Matter – CEO Key Performance Indicators – Appointment of and External Consultant CRC 230115F01
Ref No: GC131216R03 – (1) Appendix 38

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *CEO Key Performance Indicators – Appointment of and External Consultant CRC 230115F01* and minutes arising from this report be revoked.

Carried

Review of Confidential Order for the Item: Recommendations of the 23 January 2015 CEO Review Committee Meeting Minutes - GC270115F03
Ref No: GC131216R03 – (1) Appendix 39

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Recommendations of the 23 January 2015 CEO Review Committee Meeting Minutes - GC230115F01* and any appendices to this report be revoked.

Carried

Review of Confidential Order for the Item: Chief Executive Officer's Employment Contract SGC190215F02
Ref No: GC131216R03 – (1) Appendix 40

Moved Councillor Veliskou, Seconded Councillor Byram that:

4. The confidentiality order pertaining to the report *Chief Executive Officer's Employment Contract SGC190215F02* and the Minutes be revoked.
5. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the deed relating to this report *Chief Executive Officer's Employment Contract SGC190215F02* distributed at the meeting be kept confidential and not available for public inspection on the basis that it deals with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person being the former Chief Executive Office of the Council (Section (3)(a)), and to ensure Council does not breach any duty of confidence or other legal obligation or duty (Section 90(3)(g)).

This order is to remain in force until such time as the former Chief Executive Officer retires from gainful employment.

6. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidential Order for the Item: Marion South Plan – Etiria No 25 Pty Ltd Deed (Makris Group), SGC161104F02
Ref No: GC131216R03 - (02)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*Marion South Plan – Etiria No 25 Pty Ltd Deed (Makris Group)*, SGC161104F02' together with all annexure and the minutes arising from the report be revoked.

Carried

**Review of Confidential Order for the Item: Marion South Plan – Craven & Etiria Deeds, GC260405F01
Ref No: GC131216R03 - (03)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*Marion South Plan – Craven & Etiria Deeds, GC260405F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

**Review of Confidential Order for the Item: Marion South Plan – Etrira Deed, GC130307F01
Ref No: GC131216R03 - (04)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, '*Marion South Plan – Etrira Deed, GC130307F01*' together with all annexure and the minutes arising from the report be revoked.

Carried

**Review of Confidential Order for the Item: Legal Advice, GC100712F02
Report Reference: GC131216R03 – (05)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidential order pertaining to the report *Legal Advice, GC100712F02*, be revoked and the item be released with any reference to a staff member's name or position, with the exception of the former CEO, redacted and the name of the complainant redacted.

Carried

**Review of Confidential Order for the Item: City Services Redevelopment – Section 48 Prudential Report, AC190511R6.1
Ref No: GC131216R03 - (06)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. That the confidentiality order pertaining to the Report "*City Services Redevelopment - Section 48 Prudential Report, AC190511R6.1*" together with the minutes arising from the report be revoked.

Carried

**Review of Confidential Order for the Item: City Services Redevelopment – Cost Estimate, GC110912F01
Report Reference: GC131216R03 – (07)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *City Services Redevelopment – Cost Estimate, GC110912F01* and the minutes arising from this report be revoked.

Carried

**Review of Confidentiality Order: City Services Redevelopment – Update, GC290113F01
Report Reference: GC131216R03 – (08)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the appendices to the report '*City Services Redevelopment – Update*', GC290113F01 be revoked.

Carried

**Review of Confidentiality Order: City Services Redevelopment, AC140313F01
Report Reference: GC131216R03 – (09)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the Report '*City Services Redevelopment*', AC140313F01, Appendices and the Minutes arising from this report be revoked.

Carried

**Review of Confidentiality Order: Draft Confidential Minutes from March 2013 Audit Committee Meeting, GC260313F01
Report Reference: GC131216R03 – (10)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the Report *Draft Confidential Minutes from March 2013 Audit Committee Meeting, GC260313F01* and any appendices to the report be revoked

Carried

**Review of Confidentiality Order: City Services Redevelopment GC260313F03, SGC020413, SGC090413
Report Reference: GC131216R03 – (11)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the appendices to the report *City Services Redevelopment GC260313F03, SGC020413, SGC090413* be revoked.

Carried

**Review of Confidentiality Order: City Services Redevelopment Award of Construction Tender, SGC190814F01
Report Reference: GC131216R03 – (12)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *City Services Redevelopment Award of Construction Tender, SGC190814F01* be revoked and the item be released with the confidential commercial information redacted.

Carried

**Review of Confidentiality Order: Hallett Cove Library Building, GC140715F01
Report Reference: GC131216R03 – (13)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Hallett Cove Library Building, GC140715F01*, appendices and the minutes arising from this report be revoked.

Carried

**Review of Confidentiality Order: Former Hallett Cove Library and Youth Services Building, GC241115F01
Report Reference: GC131216R03 – (14)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Former Hallett Cove Library and Youth Services Building, GC241115F01*, appendices and the minutes arising from this report be revoked.

Carried

**Review of Confidentiality Order: Former Hallett Cove Library and Youth Services Building, SGC100516F01
Report Reference: GC131216R03 – (15)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Former Hallett Cove Library and Youth Services Building, SGC100516F01*, appendices and the minutes arising from this report be revoked and the item be released with the names of companies whose offer was unsuccessful redacted.

Carried

**Review of Confidential Order for the Item: Soccer Facilities in Southern Marion, GC240516F02
Ref No: GC131216R03 - (16)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *Soccer Facilities in Southern Marion, GC240516F02*, appendices and the minutes arising from this report be revoked.

Carried

**Review of Confidential Order for the Item: BMX Facility, GC140616F01
Ref No: GC131216R03 - (17)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report *BMX Facility, GC140616F01*, appendices and the minutes arising from this report be revoked.

Carried

**Review of Confidentiality Order: Marion Leisure and Fitness Centre, GC270115F01
Report Reference: GC131216R03 – (18)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *Marion Leisure and Fitness Centre, GC270115F01* and 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, as the information relates to information of a commercial nature (not being a trade secret, the disclosure of which could reasonably be expected to prejudice the commercial position of a person who supplied the information or to confer a commercial advantage on a third party, and the disclosure of this information would, on balance, be contrary to the public interest as it could prejudice Council's ability to be able to negotiate a cost effective proposal for the benefit of the Council and the community.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure and Fitness Centre Lease to CASA Leisure Pty Ltd, SGC190215F01
Report Reference: GC131216R03 – (19)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, '*Marion Leisure and Fitness Centre - Lease to CASA Leisure Pty Ltd*' (Report Reference SGC190215F01) and the Minutes arising from this report having been considered in confidence be kept confidential under Sections 90(2), (3)(b) and (3)(k) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting or until such time as the tender process regarding the provision of future services and works in respect of the Centre is complete.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area.
3. This confidential order be reviewed at the Dec 2017 meeting of Council.

Carried

Review of Confidentiality Order: Marion Leisure and Fitness Centre Lease to CASA Leisure Pty Ltd, GC091214F01
Report Reference: GC131216R03 – (20)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, 'Marion Leisure and Fitness Centre - Lease to CASA Leisure Pty Ltd' (Report Reference GC09121401), all appendices and the minutes arising from this report having been considered in confidence be kept confidential under Sections 90(2), (3)(d) and (3)(k) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting or until such time as the tender process regarding the provision of future services and works in respect of the Centre is complete.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidentiality Order: Marion Leisure and Fitness Centre Lease to CASA Leisure Pty Ltd, GC240315F01
Report Reference: GC131216R03 – (21)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, 'Marion Leisure and Fitness Centre - Lease to CASA Leisure Pty Ltd' (Report Reference GC240315F01), appendices and minutes arising from this report having been considered in confidence be kept confidential under Sections 90(2), (3)(b) and (3)(k) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting or until such time as the tender process regarding the provision of future services and works in respect of the Centre is complete.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area

3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure and Fitness Centre Lease to CASA Leisure Pty Ltd, GC140415F01 (adjourned from GC240315F01)
Report Reference: GC131216R03 – (22)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, '*Marion Leisure and Fitness Centre - Lease to CASA Leisure Pty Ltd*' (Report Reference GC240315F01), appendices and minutes arising from this report having been considered in confidence be kept confidential under Sections 90(2), (3)(b) and (3)(k) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting or until such time as the tender process regarding the provision of future services and works in respect of the Centre is complete.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure and Fitness Centre Lease to CASA Leisure Pty Ltd, GC280415F01
Report Reference: GC131216R03 – (23)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, '*Marion Leisure and Fitness Centre - Lease to CASA Leisure Pty Ltd*' (Report Reference GC280415F01), appendices and minutes arising from this report having been considered in confidence be kept confidential under Sections 90(2), (3)(b) and (3)(k) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting or until such time as the tender process regarding the provision of future services and works in respect of the Centre is complete.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area

3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure and Fitness Centre, GC250815F01
Report Reference: GC131216R03 – (24)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that all valuation information and all of Section 2 'Management Agreement with the YMCA' contained in the report, '*Marion Leisure and Fitness Centre, GC250815F03*', having been considered in confidence be kept confidential under Section 90(3)(d) of the Act and not be available for public inspection for a period of 12 months from the date of this meeting.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure & Fitness Centre: Future Options Review, GC241115F02
Report Reference: GC131216R03 – (25)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, '*Marion Leisure & Fitness Centre: Future Options Review, GC241115F02*' and appendix to this report having been considered in confidence under Section 90 (3)(b) of the Act shall be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure & Fitness Centre Tender, GC220316F01
Report Reference: GC131216R03 – (26)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Marion Leisure and Fitness Centre Tender outcomes and the minutes arising from this report having been considered in confidence under Section 90(2) and (3) (b) of the Act shall, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure & Fitness Centre, GC260416F02
Report Reference: GC131216R03 – (27)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report *Marion Leisure & Fitness Centre, GC260416F02*, appendix and minutes having been considered in confidence under Section 90(2) and (3) (b) of the Act shall, except when required to effect or comply with Council's resolution(s) regarding this matter, 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.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Marion Leisure & Fitness Centre, GC240516F01
Report Reference: GC131216R03 – (28)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Marion Leisure and Fitness Centre Tender outcomes and the minutes arising from this report having been considered in confidence under Section 90(2) and (3) (b) of the Act shall, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept

confidential and not available for public inspection until 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Council delegates the power to revoke this order of confidentiality to the Chief Executive Officer, 7 days after the execution of the lease for the Marion Leisure and Fitness Centre stadium areas and wellness program area
3. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Living Kurna Cultural Centre, GC250105F02
Ref No: GC131216R03 (29)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, '*Living Kurna Cultural Centre, GC250105F02*' together with the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) (Section 90(3)(a) of the *Local Government Act 1999*) and may affect the security of Council and safety of members, employees of the Council, and other persons (Section 90(3)(e)), of the *Local Government Act 1999*.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Living Kurna Cultural Centre, GC220305F01
Ref No: GC131216R03 (30)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, '*Living Kurna Cultural Centre, GC250105F02*' together with the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of persons (Section 90(3)(a)), and may affect the security of Council and safety of members, employees of the Council, and other persons (Section 90(3)(e)), of the *Local Government Act 1999*.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidential Order for the Item: Kerbside Waste & Recycling Collection Contract 2005, SGC210605F01
Ref No: GC131216R03 - (31)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, “*Kerbside Waste & Recycling Collection Contract 2005, SGC210605F01*” together with the appendices and minutes arising from the report be kept confidential on the basis that it deals with information concerning tenders for the supply of goods, the provision of services or the carrying out of works (Section 90(3)(k) and contains confidential commercial information which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or confer an advantage on a third party and on balance the disclosure would be contrary to the public interest (Section 90(3)(d)).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidential Order for the Item: Provision of Advertising Bus Shelters to the City of Marion, GC270207F01
Ref No: GC131216R03 - (32)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, annexure and minutes titled “*Provision of Advertising Bus Shelters to the City of Marion, GC270207F01*” be kept confidential on the basis that the matter relates to commercial information of a confidential nature (Section 90(3)(d) of the *Local Government Act 1999*).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidential Order for the Item: Oaklands Regeneration Project, State Aquatic Centre, SGC300608F01
Ref No: GC131216R03 - (33)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Appendix 1 to the report, ‘*Oaklands Regeneration Project, State Aquatic Centre, SGC300608F01*’ be kept confidential and not available for public inspection on the basis that the report contains information the disclosure of which 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 would, on balance, be contrary to the public interest (Section 90(3)(d)), and to ensure Council does not breach a duty of confidence (Section (3)(g)).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Program Evaluation and Business Improvement Service Provisions, AC100810F01
Ref No: GC131216R03 (34)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Appendix 4 of the report, "*Program Evaluation and Business Improvement Service Provisions, AC100810F01*" be kept confidential on the basis that they contain information the disclosure of which 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 would, on balance, be contrary to the public interest (Section 90(3)(d) of the *Local Government Act 1999*)

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Personnel Matter – CEO Performance Review – Appointment of External Consultant, CRC291111F01
Ref No: GC131216R03 – (35)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. The confidentiality order pertaining to the report, *Personnel Matter – CEO Performance Review – Appointment of External Consultant, CRC291111F01* and the minutes arising from the report be revoked.
2. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the annexure of the report, *Personnel Matter – CEO Performance Review – Appointment of External Consultant, CRC291111F01* having been considered in confidence be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting as the information relates to commercial arrangements, 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 (Section 90(2) and (3)(d) of the Act).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

3. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Commercial Arrangements, GC240112F01
Report Reference: GC131216R03 (36)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *Commercial Arrangements, GC240112F01*, the minutes arising from this report and any other information distributed at the meeting having been considered in confidence under Section 90(2) and (3)(d) of the Act be kept confidential and not available for public inspection on the basis that it relates to proposed commercial arrangements which could reasonably be expected to prejudice the commercial position of the person who supplies the information, or to confer a commercial advantage to a third party, and the release would, on balance, be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the Item: External Audit – Tender for Services, AC070212F6.1
Report Reference: GC131216R03 – (37)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *External Audit – Tender for Services, AC070212F6.1*, the minutes arising from this report and any other information distributed at the meeting having been considered in confidence under Section 90(2) and (3)(d) and (3)(k) of the Act be kept confidential and not available for public inspection on the basis it contains information relating to the tender for the provision of external audit services and is of a confidential commercial nature, and the release would, on balance, be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the Item: External Audit Tender, GC140212F01
Report Reference: GC131216R03 – (38)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that Appendix 1 to the report *External Audit Tender, GC140212F01*, having been considered in confidence under Section 90(2) and (3)(d) and (k) of the Act, be kept confidential and not available for public inspection on the basis the information is of a commercial nature, and disclosure would on balance be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the item: Kerbside Waste Collection Contract, GC120612F01
Report Reference: GC131216R03 - (39)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, *Kerbside Waste Collection Contract, GC120612F01* 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 on the basis it relates to commercial information of a confidential nature the disclosure of which would on balance be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Commercial Arrangements, GC240712F01
Report Reference: GC131216R03 (40)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *Commercial Arrangements, GC240712F01*, the minutes arising from this report and any other information distributed at the meeting having been considered in confidence under Section 90(2) and (3)(d) of the Act be kept confidential and not available for public inspection on the basis that it relates to proposed commercial arrangements which could reasonably be expected to prejudice the commercial position of the person who supplies the information, or to confer a commercial advantage to a third party, and the release would, on balance, be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the Item: Public Trustee Land - Glandore Laneways,
Certificates of Title Volume 5658 Folio 602 and Volume 5992 Folio 848, GC290113F02
Ref No: GC131216R03 - (41)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, "Public Trustee Land - Glandore Laneways, Certificates of Title Volume 5658 Folio 602 and Volume 5992 Folio 848 ", minutes and the minutes arising from the report be kept confidential on the basis that they contain information, the disclosure of which could reasonably be expected to confirm 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 on balance would be contrary to the public interest (*Section 90(3)(b), and (d) of the Local Government Act 1999*).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Commercial Arrangements, GC260313F02
Ref No: GC131216R03 - (42)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(d) and (k) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting as the information relates proposed tender and commercial arrangements, 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 is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Hallett Cove Library and Community Centre Award of
Construction Tender, GC270813F02
Report Reference: GC131216R03 – (43)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the Report 'Hallett Cove Library and Community Centre Award of Construction Tender' GC270813F02, together with all appendices and minutes be kept confidential and not available for public inspection as the information relates to the tender for the carrying out of works and disclosure of 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, and the disclosure of this information would, on balance, be contrary to the public interest as it could prejudice Council's ability to be able to negotiate a cost effective proposal for the benefit of the Council and the community (S 90(2) and (3)(b) and (3)(k) of the Act)

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the Item: Cove Civic Centre – Cost and Programme Management, GC240215F01
Ref No: GC131216R03 (44)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, 'Cove Civic Centre – Cost and Programme Management, GC240215F01' together with all annexure and the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains information the disclosure of which 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 would, on balance, be contrary to the public interest (*Section 90(3)(b) of the Local Government Act 1999*) and would breach a duty of confidence (*Section 90(3)(g)*).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Surplus Land associated with City Services Redevelopment, GC240315F02
Report Reference: GC131216R03 – (45)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that report *Surplus Land associated with City Services Redevelopment, GC240315F02* having been considered in confidence under Section 90(2) and (3)(b) 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 as the disclosure of 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, and the disclosure of this information would, on balance, be contrary to the public interest as it could prejudice Council's ability to be able to negotiate effectively for the benefit of the Council and the community.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

Review of Confidential Order for the Item: Signatures Cafe, GC240315F03

Ref No: GC131216R03 - (46)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report *Signatures Cafe, GC240315F03*, appendices 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 as the information relates proposed tender and commercial arrangements, 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 is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item – Internal Audit and Service Reviews - Tender Assessment, AC180815F8.2
Report Reference: GC131216R03 – (47)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Committee orders that the report *Internal Audit and Service Reviews – Tender Assessment, AC180815F8.2*, appendices to the report and minutes arising from this report having been considered in confidence under Section 90(2) and (3)(d) and (3)(g) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, on the basis that it contains information relating to a tender assessment for the provision of services that is commercial in confidence, and the release would, on balance, be contrary to the public interest, and to ensure Council does not breach any duty of confidence.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the December 2017 Council meeting.

Carried

**Review of Confidential Order for the Item: Glandore Laneways, GC250815F01
Ref No: GC131216R03 - (48)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, “*Glandore Laneways, GC280515F01*,” minutes and the minutes arising from the report be kept confidential on the basis that they contain information, the disclosure of which could reasonably be expected to confirm 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 on

balance would be contrary to the public interest (*Section 90(3)(b), and (d) of the Local Government Act 1999*).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Cove Civic Centre, GC250815F02
Report Reference: GC131216R03 – (49)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *Cove Civic Centre, GC250815F02* and minutes arising from this report having been considered in confidence under Section 90(2), (3)(b) and (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, as the report contains information that could confer a commercial advantage to a third party and prejudice the commercial position of the Council, and the release would on balance be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the General Council meeting in December 2017.

Carried

**Review of Confidential Order for the Item – Internal Audit and Service Review Tender, GC250815F04
Report Reference: GC131216R03 – (50)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* Council orders that Appendix A to the report *Internal Audit and Service Review Tender, GC250815F04* having been considered in confidence under Section 90(2) and (3)(d) and (3)(g) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, on the basis that it contains information relating to a tender assessment for the provision of services that is commercial in confidence, and the release would, on balance, be contrary to the public interest, and to ensure Council does not breach any duty of confidence.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidentiality order will be reviewed at the December 2016 Council meeting.

Carried

**Review of Confidentiality Order: Investigation, GC250815F05
Report Reference: GC131216R03 – (51)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, '*Investigation, GC250815F05*' together with all annexure and the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains information over which Council has a duty of confidence or other legal obligation (Section 90(3)(g)).

This order is to remain in force until such time as the Council no longer has a duty of confidence.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Signatures Cafe, GC080915F01
Ref No: GC131216R03 - (52)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *Signatures Cafe, GC080915F01*, appendices 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 as the information relates proposed tender and commercial arrangements, 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 is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidentiality Order: Investigation, GC080915F03
Report Reference: GC131216R03 – (53)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, '*Investigation, GC080915F03*' together with all annexure and the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains information over which Council has a duty of confidence (Section 90(3)(g)).

This order is to remain in force until such time as the Council no longer has a duty of confidence.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Cove Civic Centre, GC220915F01
Ref No: GC131216R03 (54)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, 'Cove Civic Centre, GC220915F01' together with all annexure and the minutes arising from the report be kept confidential and not available for public inspection on the basis that the report contains commercial information of a confidential nature and would, on balance, be contrary to the public interest (Section 90(3)(d)) and would breach a duty of confidence (Section 90(3)(g)).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Telecommunication Facilities Morphettville, GC131015R01
Ref No: GC131216R03 - (55)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that Appendix 3 to the report, 'Telecommunication Facilities Morphettville, GC131015R01' be kept confidential and not available for public inspection on the basis that the report contains legal advice (Section 90(3)(h)).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Glandore Laneways Project, GC230216F01
Ref No: GC131216R03 - (56)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. Pursuant to Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the Report, "Glandore Laneways Project, GC230216F01," minutes and the minutes arising from the report be kept confidential on the basis that they contain information, the disclosure of which could reasonably be expected to confirm 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 on balance would be contrary to the public interest (Section 90(3)(b), and (d) of the *Local Government Act 1999*).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Signatures Cafe, GC260416F01
Ref No: GC131216R03 - (57)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report *Signatures Cafe, GC260416F01*, appendices 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 as the information relates to commercial arrangements, 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 is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: CEO Interim Performance Review, GC240516F03
Ref No: GC131216R03 – (58)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report *CEO Interim Performance Review, GC240516F03* minutes arising from this report and any Appendix to this report be kept confidential and not available for public inspection on the basis that it deals with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person being the Chief Executive Officer of the Council (Section 90(2) and (3)(a) of the *Local Government Act 1999*).

This order is to remain in force until such time as the Chief Executive Officer retires from gainful employment.

2. This confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Glenthorne Farm, GC280616F01
Ref No: GC131216R03 - (59)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report *Glenthorne Farm, GC280616F01*, appendices 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 as the information relates to commercial information of a commercial nature (not being a trade secret) the disclosure of which (i) could reasonably be expected to prejudice the commercial position of a person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Signatures Cafe, GC260716F01
Ref No: GC131216R03 - (60)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report *Signatures Cafe, GC260716F01*, appendices 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 as the information relates proposed tender and commercial arrangements, 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 is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

**Review of Confidential Order for the Item: Local Government Association Membership, SGC010816F01
Ref No: GC131216R03 - (61)**

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with s 91(7) and (9) of the *Local Government Act 1999*, orders that this report and Appendix 1 (*Local Government Association Membership SGC010816F01*) to this report, having been considered in confidence under s 90(2) and (3)(g) and (h) of the Act, be kept confidential and not made available for public inspection for a period of 12 months from the date of this meeting.

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. Unless revoked prior, this confidential order be reviewed at the December 2017 meeting of Council.

Carried

Review of Confidential Order for the Item: Internal Audit Program, FAC160816R7.8
Ref No: GC131216R03 – (62)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act* 1999 the Council orders that the Appendix to the report, '*Internal Audit Program, FAC160816R7.8*' and the minutes be kept confidential and not available for public inspection on the basis that the Appendix and minutes contains information the disclosure of which could reasonably be expected to affect the security of Council property (Section 90(3)(e) of the *Local Government Act* 1999).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council

Carried

Review of Confidential Order for the Item: Finance and Audit Committee Confidential Minutes, GC230816F01
Ref No: GC131216R03 – (63)

Moved Councillor Veliskou, Seconded Councillor Byram that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act* 1999 the Council orders that the Appendix to the report, '*Finance and Audit Committee Confidential Minutes, GC230816F01*' be kept confidential and not available for public inspection on the basis that the Appendix to the Report contains information the disclosure of which could reasonably be expected to affect the security of Council property (Section 90(3)(e) of the *Local Government Act* 1999).

This order is to remain in force until such time as it is reviewed, at which time a further order of confidentiality may be made.

2. This confidential order be reviewed at the December 2017 meeting of Council

Carried

6.55pm Appointment of Presiding Member of the Infrastructure and Strategy Committee
Report Reference: GC131216R01

Moved Councillor Westwood, Seconded Councillor Crossland that Council:

1. Appoints Councillor Byram as the Presiding Member of the Infrastructure and Strategy Committee for a 12 month term 1 January 2017 to 31 December 2017.

Carried Unanimously

6.56pm George Street & Dwyer Road – Traffic Control
Report Reference: GC131216R04

Councillor Pfeiffer declared a conflict of interest in the item as a work colleague lives in the location discussed in the report and he left the meeting.

6.56pm Councillor Pfeiffer left the meeting

Moved Councillor Telfer, Seconded Councillor Hutchinson that Council:

1. Notes the report.
2. Endorses the construction of the raised Junction Treatment of Dwyer Road and Boyle Street as per Appendix 3.
2. Monitors the change to vehicular traffic in George St, Dwyer Road, Boyle Street and Nixon Street before and after construction.
3. Assesses the impact of the installation at Dwyer Road and Boyle Street, before consideration of the construction at Crew St and Diagonal Way as per Appendix 2.
4. Not proceed with the raised pavement solution as per Appendix 4 at the corner of Finnis St and George, due to the cost of drainage that would be incurred by this solution.
5. In developing a plan for the street-scaping of Finnis Street (from Marion Road to Township Road) after 1 July 2017, include the aspect of the deterrence of vehicular traffic from Finnis Street into George Street.

Lost

Councillor Hull called for a division:

Those for: Councillors Telfer, Hutchinson, Hull, Westwood and Veliskou

Those Against: Councillors Prior, Byram, Appleby, Gard and Crossland

The vote was **Tied**

The Mayor gave his casting vote and voted against the motion

Lost

Moved Councillor Crossland, Seconded Councillor Byram that:

1. Accepts the existing road conditions along George Street and Dwyer Road and takes no further action regarding traffic volumes until the Oaklands Crossing project is implemented.

The vote was **Tied**

The Mayor gave his casting vote and voted against the motion

Lost

7.24pm Councillor Pfeiffer re-entered

7.24pm Glade Crescent Wetlands – Staged Implementation
Report Reference: GC131216R05

Moved Councillor Byram, Seconded Councillor Gard that Council:

1. Notes the Report and the current project status.
2. Notes the funding opportunities and endorses Council staff to further investigate funding as and when they arise.

3. Endorses the strategy to undertake the urgent repairs to the eroded embankment within the Glade Crescent Reserve.
4. Approves utilising up to \$325,000 from the Asset Sustainability Reserve to fund urgent repairs to the embankment.
5. Endorses the construction of Stage 3 as part of the 2017/2018 capital work budget, utilising existing funding in the Long Term Financial Plan.
6. Endorses an increase in maintenance costs from the current \$15,000 p/a to the planned \$25,000 p/a on the completion of the Stage 3 works.

Carried

7.28pm Options for the Supply of Water into Tonsley
Report Reference: GC131216R06

Moved Councillor Hutchinson, Seconded Councillor Crossland that Council:

1. Notes the report.
2. Requests further investigation into possible recycled water supply options for Tonsley.
3. Receives a report outlining the results of the investigation for possible recycled water supply options for Tonsley.
4. Receives a report on the opportunities to use Oaklands recycled water.

Carried Unanimously

7.29pm Tennis and Netball Progress Report
Report Reference: GC131216R07

Moved Councillor Veliskou, Seconded Councillor Telfer that Council:

1. Notes the report.
2. Provides in principle support to a joint school, club and Council facility being developed at Seaview High School and closing the Tarnham Road courts subject to the Seaview High School Courts proceeding.
3. Requires a further report to be brought to Council detailing the concept plan, costings and potential funding arrangements for the Seaview High School Courts.
4. Requires a further report to be brought to Council in relation to progress and options for the Morphettville Netball Club facilities with possible sites, costings and potential funding arrangements.
5. Requires a further report to be brought to Council regarding the progress in relation to the Ascot Park Tennis Club facilities that includes further assessment of possible site options, costings and potential funding arrangements.
6. Requires a further report be brought to Council regarding the progress in relation to Ballara Park Tennis Club and Stanley Street Tennis Club sharing one location.

7. Requires a further report to be brought back to Council on community feedback regarding Ballara Park and Stanley Street courts and grounds.

Councillor Hull declared a conflict of interest in the item as his daughter is enrolled to attend Seaview High School in 2017 and he left the meeting.

7.34pm Councillor Hull left the meeting

Carried Unanimously

7.36pm Councillor Hull re-entered

7.36pm Streetscape Project – Program of Works Progress Report
Report Reference: GC131216R08

Moved Councillor Telfer, Seconded Councillor Gard that Council:

1. Notes a report will be presented to Council in February 2017 on a draft Streetscape Program of Works.
2. Endorses the development of a streetscape design for Alawoona Avenue, Mitchell Park.

Carried

7.39pm Streetscape Project – Draft Design Guidelines
Report Reference: GC131216R09

Moved Councillor Gard, Seconded Councillor Hutchinson that Council:

1. Adopts the draft City of Marion Streetscape Design Guidelines as a reference manual to guide the beautification of streetscapes city-wide.

Moved Councillor Prior, Seconded Councillor Hull that the item be deferred until the 21 January 2017 General Council meeting.

Motion to defer the item was **Lost**

Amendment:

Moved Councillor Crossland, Seconded Councillor Pfeiffer that:

1. Adopts the draft City of Marion Streetscape Design Guidelines as a reference manual to guide the beautification of streetscapes city-wide, subject to the Tree Management Framework.

7.53pm Councillor Veliskou left the meeting

The amendment was **Carried**
The motion as amended was **Carried**

7.58pm Recreation/Community Development Plan Amendment – Draft for Consultation
Report Reference: GC131216R10

Moved Councillor Prior, Seconded Councillor Telfer that:

1. Endorses the Recreation/Community DPA for public and agency consultation purposes.

2. Requests that the Urban Planning Committee conduct the public hearing (if required) at a specially convened meeting to be held approximately 4 weeks after the closure of the consultation period.

7.59pm Councillor Veliskou re-entered the meeting

Carried Unanimously

The Chair sought and was granted leave of the meeting to consider the following items relating to Maesbury Circuit Reserve Irrigation:

- **Deputation – Maesbury Circuit Reserve Irrigation (Report Reference: GC131216D01)**
- **Petition – Maesbury Circuit Reserve Irrigation (Report Reference: GC131216P02)**
- **Maesbury Circuit Reserve Irrigation (Report Reference: GC131216M01)**

DEPUTATIONS

8.00pm Deputation – Maesbury Circuit Reserve Irrigation

Mr Ian Grant

Report Reference: GC131216D01

Mr Grant provided a deputation to Council on reinstating the irrigation for Maesbury Circuit Reserve.

PETITIONS

8.09pm Petition – Maesbury Circuit Reserve Irrigation

Report Reference: GC131216P02

Moved Councillor Hutchinson, Seconded Councillor Telfer that Council:

1. Notes the petition and comments provided by Administration.

Carried Unanimously

Motion with Notice – Related to Petition

8.10pm Maesbury Circuit Reserve Irrigation

Report Reference: GC131216M01

Moved Councillor Telfer, Seconded Councillor Hutchinson that Council:

1. Notes that on 16th November 2016 about 30 residents of Maesbury Circuit, Sturt, (a street of 37 residences) met with Cr Telfer to advocate for the continued irrigation of Maesbury Circuit Reserve;
2. Alters the public value of the Maesbury Circuit reserve to 4;
3. Advises the residents of Maesbury Circuit of this resolution.

Carried

Councillor Crossland called for a division:

Those for: Councillors Pfeiffer, Telfer, Hutchinson, Prior, Hull, Westwood, Veliskou and Gard

Those Against: Councillors Byram, Appleby and Crossland

Carried

8.21pm Cove Tigers Netball Club and Hallett Cove Netball Club – Rescission Motion
Report Reference: GC131216R11

8.22pm Councillor Westwood left the meeting

Moved Councillor Crossland, Seconded Councillor Byram that Council:

1. Amends the resolution of 27 September 2016 that states:

Endorses the allocation of up to \$65,000 from the Asset Sustainability Reserve – Community Facilities Partnership Program (CFPP) towards the resurfacing of the netball courts at the Cove Sports and Community Club subject to the Club securing \$25,000 additional funding.

to the following new resolution:

Endorses the allocation of up to \$40,000 from the Asset Sustainability Reserve – Community Facilities Partnership Program (CFPP) towards the resurfacing of the netball courts at the Cove Sports and Community Club.

Carried Unanimously

8.23pm Morphetville Park Sporting Club Incorporated Landlords approval for Club Facility Upgrade Works
Report Reference: GC131216R12

Moved Councillor Veliskou, Seconded Councillor Appleby that Council:

1. Grants Landlord's consent for Club Facility Upgrade Works at Morphetville Park Sporting Club, Denham Avenue, Morphetville, Certificate of Title Volume 5888 Folio 045.
2. Delegates to the Manager City Property approval to authorise any relevant documents necessary to facilitate the construction of the club facility upgrade works.
3. Advises that the Morphetville Park Sporting Club that they will be responsible for any project related cost overruns and all future maintenance and repairs associated with the facility upgrade works are as set out in their licence.
4. Landlord Approval will be subject to successful grant application.
5. Landlord Approval will be subject to Development Approval and Building Rules Consent.

Carried Unanimously

8.25pm Nominations sought for the South Australian Local Government Grants Commission (SALGGC)
Report Reference: GC131216R13

Councillor Hutchinson declared a conflict of interest in the matter as there is a pecuniary benefit if he is re-elected to the South Australian Local Government Grants Commission and he left the meeting

8.26pm Councillor Hutchinson left the meeting

8.26pm Councillor Westwood re-entered

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Council notes the report 'Nominations sought for the South Australian Local Government Grants Commission (SALGGC)'.
2. Council nominates Councillor Luke Hutchinson as a Member to the South Australian Local Government Grants Commission (SALGGC).
3. Administration forwards the above nominations to the Local Government Association by close of business on Monday 16 January 2017.

Carried Unanimously

8.27pm Moved Councillor Telfer, Seconded Councillor Prior that the items GC131216R14 to GC131216R16 be moved en bloc.

Carried Unanimously

Appointment of Expert Member – Infrastructure and Strategy Committee
Report Reference: GC131216R14

Moved Councillor Telfer, Seconded Councillor Prior that Council:

1. Appoints Mr Christian Reynolds as the Expert Member of the Infrastructure and Strategy Committee for a period of one (1) year from 1 January 2017 to 31 December 2017.

Carried Unanimously

Appointment of Expert Member – Finance & Audit Committee
Report Reference: GC131216R15

Moved Councillor Telfer, Seconded Councillor Prior that Council:

1. Appoints Ms Emma Hinchey as the Expert Member of the Finance and Audit Committee to commence for a period of 1 January 2017 to 30 November 2018.

Carried Unanimously

SRWRA Audit Committee Reappointment
Report Reference: GC131216R16

Moved Councillor Telfer, Seconded Councillor Prior that Council:

1. Reappoints Mr Greg Connor to the Southern Region Waste Resource Authority Audit Committee for a period from February 2017 to February 2019.

Carried Unanimously

8.28pm Progress Report - Inclusive Playspace, Hendrie Street Reserve
Report Reference: GC131216R17

8.35pm Councillor Prior left the meeting
8.37pm Councillor Prior re-entered the meeting
8.38pm Councillor Telfer left the meeting
8.41pm Councillor Telfer re-entered the meeting

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Take no further action in relation to the Inclusive Playspace until the Touched by Olivia Foundation has paid \$400,000 to the City of Marion in accordance with the Memorandum of Understanding which was signed on behalf of both parties in June 2014 and revised in September 2015.

8.42pm Councillor Telfer re-entered the meeting

Lost

Moved Councillor Veliskou, Seconded Councillor Hull that:

1. Notes the progress report.
2. Notes the Consultation Report findings and Final Draft Concept Design as provided in Appendices 1 & 2.
3. Receives a further report to seek endorsement of the Final Concept Design, Detailed Design and financial/funding information in May 2017.

Carried Unanimously

9.08pm Energy Efficient and Solar Buildings Project
Report Reference: GC131216R18

9.08pm Councillors Appleby and Crossland left the meeting

Moved Councillor Prior, Seconded Councillor Telfer that Council:

1. Notes the 'Marion City Council Energy Efficient Council Buildings – Stage 3 – Report' prepared by The Energy Project (Appendix 1);
2. Allocates \$89,100 from the remaining \$119,000 from the budget allocated at the 23 February 2016 Council meeting to install solar infrastructure and energy efficiency measures at the three council operated sites; Glandore Community Centre, the Living Kaurna Cultural Centre and Cooida Neighbourhood Centre;
3. Allocates up to \$10,000 from the remaining \$119,000 from the budget allocated at the 23 February 2016 Council meeting for specialist technical advice to support the procurement process required to progress the works described in Recommendation 2;

4. Allocates up to \$3,500 from the remaining \$119,000 from the budget allocated at the 23 February 2016 to engage a consultant to assess the potential for solar infrastructure and energy efficiency measures at the Marion Leisure and Fitness Centre;
5. Allocates funding of \$255,600 + CPI in the 2017/18 budget for the installation of solar infrastructure and energy efficiency measures at the five council owned and leased sites; Marion Sports – Club Marion facility, Morphettville Park Sports Club Facility, Plympton Oval Clubhouse, Cove Sports and Community Club facility, Glandore Oval Sports Clubrooms;
6. Notes that Council will receive a report on the assessment of Marion Leisure and Fitness Centre by December 2017.
7. Notes that an assessment of the potential for solar infrastructure at Edwardstown Soldiers Memorial Oval facility will be conducted as part of the detailed design phase of the project and will be presented to Council for consideration as part of that project.

Carried Unanimously

9.09pm Options to Increase Wi-Fi Access to all Neighbourhood Centres
Report Reference: GC131216R19

Moved Councillor Veliskou, Seconded Councillor Westwood that Council:

1. Notes this report.
2. Approves the exploration of partnerships with 3rd party organisations for optic fibre solutions for the Glandore and Trott Park Neighbourhood Centres, as and when they present.

9.11pm Councillors Appleby and Crossland re-entered the meeting

Carried Unanimously

9.11pm Leasing and Licensing of Council Owned Facilities Policy
Report Reference: GC131216R20

Moved Councillor Hutchinson, Seconded Councillor Westwood that Council:

1. Adopts the draft Leasing and Licencing of Council Owned Facilities Policy for community consultation and requires a report to be provided to Council on the outcome of the consultation in February 2017.

Carried

9.12pm Natural Landscaping Guide
Report Reference: GC131216R21

Moved Councillor Crossland, Seconded Councillor Telfer that Council:

1. Notes that the “Biophilic Landscape Plan” (GC140616R18) will be developed as a “Natural Landscaping Design and Maintenance Guidelines” in line with the new directions of the City of Marion Business Plan 2016-2019.

2. Notes the chart in Appendix 1 highlighting how the proposed Natural Landscaping Design and Maintenance Guidelines links to current strategic and operational directions in open space management.
3. Notes that implementation of the Natural Landscaping Design and Maintenance Guidelines will occur through the development and implementation of the long-term Open Space Plan of works.
4. Uses the \$20,000 of funding allocated for the Biophilic Landscape Plan in the 2016/17 Annual Budget (GC140616R18) to engage a contractor to develop a Natural Landscaping Design and Maintenance Guideline.
5. Notes that the draft Natural Landscaping Design and Maintenance Guidelines will be presented to Council for consideration in June 2017.

Carried

**9.13pm Section 270 Review – Removal of Playspace (Resolute Crescent, Hallett Cove) Report
Reference: GC131216R22**

Moved Councillor Crossland, Seconded Councillor Westwood that Council:

1. Notes the grievance received regarding the removal of a playspace (Resolute Crescent, Hallett Cove).
2. Notes that the resolution of Council on 27 September 2016 (Review of Playspace Strategy Ref: GC270916R07) was as follows:
 1. *Affirms in principle support for the playspace framework which incorporates:*
 - a. *Policy (including hierarchy)*
 - b. *Service Levels*
 - c. *Prioritised Works List*
 - d. *Project Methodology (including Community Engagement Approach).*
 2. *Refer the matter for further discussion at a future forum to progress the policy, discuss spatial layout of hierarchy and budget implications over the life of the long term financial plan.*
 3. *Endorse the removal of the 11 additional playspaces listed in this report*
 4. *Start an investigation into a suitable site for a neighbourhood play space in Hallett Cove Heights.*
3. Adopts option 1 (internal review panel) to undertake the Section 270 Review for the Removal of Playspace (Resolute Crescent, Hallett Cove).
4. That the matter be reported back to Council at its meeting of 14 February 2017.
5. The complainant be advised of the Petition Process if they wish to object to the decision to remove the playspace.

Carried Unanimously

MATTERS RAISED BY MEMBERS

Questions with Notice

Nil

Motions with Notice

9.16pm LGA Value Seminar Report Reference: GC1312116M02

Councillor Hutchinson declared a conflict of interest in the item as he is a nominee to the LGA for the SA Local Government Grants Commission and he left the meeting

9.16pm Councillor Hutchinson left the meeting

Moved Councillor Telfer, Seconded Councillor Veliskou that:

1. The motion be deferred until after the draft cost benefit analysis has been presented to an Elected Member forum.

The vote was **Tied**
The Mayor gave his casting vote and voted in favour of the motion
Carried

9.21pm Councillor Hutchinson re-entered the meeting

9.21pm Coastal Walking trail through Hallett Cove Report Reference: GC1312116M03

Moved Councillor Crossland, Seconded Councillor Gard that:

1. A report is brought to Council with options for reinstatement of the coastal walking trail through Hallett Cove including an estimate of cost by 28th February 2017.

Carried Unanimously

Questions without Notice

Nil

Motions without Notice

Nil

CONFIDENTIAL ITEMS

Nil

CLOSURE - Meeting Declared Closed at 9.23pm.

CONFIRMED THIS 24 JANUARY 2017

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CHAIRPERSON