

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 13 MARCH 2018**



PRESENT

Deputy Mayor Janet Byram

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Mullawirra Ward

Jason Veliskou
Jerome Appleby

Southern Hills

Nick Westwood

Warracowie Ward

Bruce Hull
Nathan Prior

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Woodlands Ward

Tim Pfeiffer
Nick Kerry

In Attendance

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

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

COMMENCEMENT

The meeting commenced at 6.30pm

KAURNA ACKNOWLEDGEMENT

We acknowledge the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.

DISCLOSURE

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

ELECTED MEMBER'S DECLARATION OF INTEREST

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

- No declarations were made

CONFIRMATION OF MINUTES

Moved Councillor Hutchinson, Seconded Councillor Prior that the minutes of the General Council Meeting held on 27 February 2018 be taken as read and confirmed with the following amendment: Councillor Byram voted in favour of the following motions where divisions were called:

- Regulation 29
- Travers Street Reserve – Amendment of Resolution (GC270218R03)

Carried Unanimously

COMMUNICATIONS

Nil

ADJOURNED ITEMS

Nil

DEPUTATIONS

Nil

PETITIONS

Nil

COMMITTEE RECOMMENDATIONS

6.32pm Confirmation of Minutes of the Finance and Audit Committee Meeting held 27 February 2018.

Report Reference: GC130318R01

Moved Councillor Telfer, Seconded Councillor Hutchinson that Council:

1. Receives and notes the minutes of the Finance and Audit Committee meeting of 27 February 2018 (Appendix 1) with the amendment that Lyndon Parnell, Finrisk Pty Ltd was an attendee.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

CORPORATE REPORTS FOR DECISION

6.34pm Warradale Open Space Report Reference: GC130318R02

Moved Councillor Hull, Seconded Councillor Prior that Council:

1. Provides in principle support for the acquisition of properties in Warradale to increase open space provision.
2. Notes Administration will provide a watching brief on identified properties and will bring further reports to Council should suitable properties become available.
3. Considers upgrading existing open space within Warradale and / or provide better connections as part of the Open Space Works Program.

Carried Unanimously

6.38pm Playground Data Collection Report Reference: GC130318R03

Moved Councillor Hull, Seconded Councillor Telfer that Council:

1. Notes the report and endorses improving data collection through the following methods that can be resourced within existing internal resources:
 - BBQ Counters
 - Open Space Operations Data Collection
 - City of Marion Data Collection
2. Endorses the allocation of up to \$48,500 into the draft 2018-19 budget for the use of sensor technology to capture playground usage data as part of Council's Smart Cities Pilot Project approach currently being developed by the Infrastructure & Strategy Committee.

Carried Unanimously

6.51pm Leaflet Advertising on Car Windscreens Report Reference: GC130318R04

Moved Councillor Veliskou, Seconded Councillor Hull that Council:

1. Receives and notes this report

Carried Unanimously

6.53pm Remnant Native Vegetation Plan Report Reference: GC130318R05

Moved Councillor Crossland, Seconded Councillor Telfer that:

1. Notes the community consultation results.
2. Endorses the *Remnant Native Vegetation Plan 2018 to 2023*

3. Endorses funding of up to \$300,000 per annum for 5 years from 2018/19 for consideration in the 2018/19 Annual Business Planning process, reducing to an ongoing budget of \$200,000 per annum for the remainder of the LTFP.

Carried

6.58pm Local Government Association Constitution and Ancillary Documents – Feedback Sought

Report Reference: GC130318R06

Moved Councillor Veliskou, Seconded Councillor Gard that Council:

1. Notes the proposed changes to the Local Government Association Constitution and associated documents (namely the Meeting Procedures; Membership Proposition; and Terms of Reference for the Audit Committee, CEO Advisory Group, SAROC and GAROC).
2. Adopts the correspondence in Appendix 1 to forward to the Local Government Association as feedback on the amendments to the LGA Constitution with the allowing amendments:
 - minor typos amended and corrections made
 - include a reference to the lack of dispute resolutions
 - include the resignation period of 90 days (not 6 months).

Carried

7.05pm Local Government Association Membership

Report Reference: GC130318R07

Moved Councillor Westwood, Seconded Councillor Veliskou that Council:

1. Notes the LGA Update letters from Mayor Lorraine Rosenberg, President of the Local Government Association dated 10 August 2017 and Mr Matt Pinnegar, CEO of the Local Government Association dated 8 March 2018.
2. Continues membership with the Local Government Association on an ongoing basis.

Moved Councillor Crossland, Seconded Councillor Hull that the item be deferred until the 27 March 2018 General Council meeting for staff to confirm the value benefits of remaining with the LGA.

The motion to defer was **Tied**

The original motion was **Carried**

Councillor Hull called for a division:

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

Those Against: Councillors Hull, Prior, Appleby and Crossland

Carried

CORPORATE REPORTS FOR INFORMATION / NOTING

7.15pm Councillor Kerry left the meeting

7.15pm City of Marion Volunteer Program – Annual Report Report Reference: GC130318R08

Moved Councillor Telfer, Seconded Councillor Veliskou that Council:

1. Notes the Volunteer Program Annual Report 2017.

7.18pm Councillor Kerry re-entered the meeting

Carried Unanimously

CONFIDENTIAL ITEMS

7.22pm Kurna Native Title Claim Report Reference: GC130318F01

Moved Councillor Telfer, Seconded Councillor Crossland that Council:

1. pursuant to Section 90(2) and (3) (h) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Chief Executive Officer; Tony Lines, General Manager City Services; Vincent Mifsud, General Manager Corporate Services; Abby Dickson, General Manager City Development; Kate McKenzie, Manager Corporate Governance; Carol Hampton, Manager Land and Property; Heather Michell, Land Asset Officer; Craig Clarke, Unit Manager Communications; and Jaimie Thwaites, Unit Manager Governance and Records, be excluded from the meeting as the Council receives and considers information relating to Management Model for Regional Facilities, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the report contains legal advice.

7.23pm Councillor Veliskou left the meeting

Carried Unanimously

7.24pm the meeting went into confidence

Moved Councillor Telfer, Seconded Councillor Hull that Council:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Committee orders that this report, Management Model for Regional Facilities and the minutes arising from this report having been considered in confidence under Section 90(2) and 3 (a) and (d) of the Act, except when required to effect or comply with the Committee'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 2018.

7.25pm Councillor Veliskou re-entered the meeting

Carried

7.31pm the meeting came out of confidence

7.32pm Finance and Audit Committee Confidential Minutes
Report Reference: GC130318F02

Moved Councillor Veliskou, Seconded Councillor Gard that Council:

1. pursuant to Section 90(2) and (3) (d) and (g) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Chief Executive Officer; Vincent Mifsud, General Manager Corporate Services; Abby Dickson, General Manager City Development; Tony Lines General Manager Operations; Kate McKenzie, Manager Corporate Governance; Jaimie Thwaites, Unit Manager Governance and Records, be excluded from the meeting as the Council receives and considers the confidential minutes of the Finance and Audit Committee, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial information and to ensure that the council does not breach any law, order or direction or a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.

Carried Unanimously

7.32pm the meeting went into confidence

Moved Councillor Telfer, Seconded Councillor Crossland that Council:

1. Receives and notes the confidential minutes of the Finance and Audit Committee meeting of 27 February 2018 (Appendix 1).
2. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* orders that this report and Appendix having been considered in confidence under Section 90(2) and (3) (d) and (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. This confidentiality order will be reviewed at the General Council Meeting in December 2018.

Carried Unanimously

7.33pm the meeting came out of confidence

7.33pm Insurance Market Testing
Report Reference: GC130318F03

Moved Councillor Hutchinson, Seconded Councillor Crossland that Council:

1. pursuant to Section 90(2) and (3)(b) and (d) of the *Local Government Act 1999*, Council orders that all persons present, with the exception of the following persons: Adrian Skull, Chief Executive Officer; Vincent Mifsud, General Manager Corporate Services; Tony Lines, General Manager City Services; Abby Dickson, General Manager City Development; Kate McKenzie, Manager Corporate Governance, Sherie Walczak, Unit Manager Risk, Jaimie Thwaites, Unit Manager Records and Governance and Craig Clarke, Unit Manager Communications, be excluded from the meeting as Council receives and considers information relating to Insurance Market Testing, upon the basis that the Committee is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration

of the matter confidential given the information relates to commercial information the disclosure of which could prejudice the commercial position of Council and would on balance be contrary to the public interest.

Carried Unanimously

7.33pm the meeting went into confidence

Moved Councillor Crossland, Seconded Councillor Westwood that Council:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Local Government Association Membership and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) and (d) of the Act, except when required to effect or comply with the 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 2018.

Carried Unanimously

7.45pm the meeting came out of confidence

7.45pm Management Model for Regional Facilities
Report Reference: GC130318F04

Moved Councillor Hutchinson, Seconded Councillor Westwood that Council:

1. pursuant to Section 90(2) and (3) (a) and (d) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Chief Executive Officer; Tony Lines, General Manager City Services; Vincent Mifsud, General Manager Corporate Services; Abby Dickson, General Manager City Development; Kate McKenzie, Manager Corporate Governance; Craig Clarke, Unit Manager Communications; Carol Hampton, Manager City Property; James O'Hanlon, Unit Manager Sport and Recreation Facilities and Jaimie Thwaites, Unit Manager Governance and Records, be excluded from the meeting as the Council receives and considers information relating to Management Model for Regional Facilities, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to personal affairs and commercial information of a confidential nature.

Carried Unanimously

7.46pm the meeting went into confidence

Moved Councillor Pfeiffer, Seconded Councillor Crossland that Council:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Committee orders that this report, Management Model for Regional Facilities and the minutes arising from this report having been considered in confidence under Section 90(2) and 3 (a) and (d) of the Act, except when required to effect or comply with the Committee'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 2018.

Carried

7.51pm the meeting came out of confidence

WORKSHOP / PRESENTATION ITEMS

7.51pm Consideration of New Initiatives for the 2018-19 Annual Plan and Budget Reference No: GC130318R09

Moved Councillor Pfeiffer, Seconded Councillor Crossland that proceedings be suspended to enable a workshop on the item “Consideration of New Initiatives for the 2018-19 Annual Plan and Budget”.

Carried Unanimously

7.52pm formal meeting procedures suspended

8.32pm formal meeting procedures resumed

Moved Councillor Crossland, Seconded Councillor Veliskou that Council:

1. Notes the draft 2018/19 budget position, with the inclusion of the suite of new initiatives, based on discussions to date.
2. Considers the new initiatives provided in Appendix 1 for inclusion in the draft 2018/19 Annual Business Plan and Budget.
3. Endorses the removal of \$200,000 within the draft budget which is allocated towards the Edwardstown Oval Public Toilet and consider this initiative as part of the City wide public toilet program scheduled for 24 April forum.
4. Notes that funding for Smart Cities Pilot Projects will be determined and provided to Council for consideration at the 8 May General Council meeting.
5. Recommends the following further initiatives 1 (Natural Landscapes Design and Maintenance Guideline – pilot Project), 3 (CRM – Single View of Customer), 6 (Coastal Management Plan Phase 3 – identifying actions and monitoring), 7 (Renewables and Energy Efficiency Measures) and 8 (Smart Cities Pilot Project) are included in the draft 2018/19 Annual Business Plan and Budget, to be presented at the Elected Member Forum on 20 March 2018 and the General Council meeting on 10 April 2018.
6. Notes that further analysis of resource implications will be undertaken based on the draft 2018/19 plan priorities.

Carried

MATTERS RAISED BY MEMBERS

Motions with Notice

Nil

Questions with Notice

Nil

Motions without Notice

8.41pm Code of Practice – Procedures at Council Meetings Report Reference: GC130318M01

8.42pm Councillor Telfer left the meeting

Moved Councillor Hull, Seconded Councillor Gard that:

1. Council amends the 'Code of Practice – Procedures at Council Meetings 2017/18' to remove the following item:
 - 4.3 *Questions must seek to obtain facts and not include commentary or views on the subject matter.*

8.43pm Councillor Telfer re-entered

Carried
(11 votes in favour, 1 vote against)

Questions without Notice

Questions were asked and either answered or taken on notice during this time.

MEETING CLOSURE - Meeting Declared Closed at 8.56pm

CONFIRMED THIS 27 MARCH 2018

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CHAIRPERSON