

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 8 MAY 2018**



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

Warracowie Ward

Bruce Hull (from 6.32pm)
Nathan Prior (from 6.32pm)

Warriparinga Ward

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 (minute taker)

1. COMMENCEMENT

The meeting commenced at 6.30 pm

2. KAURNA ACKNOWLEDGEMENT

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

AWARD RECEIVED

The Chair sought and was granted leave of the meeting to note in the minutes the following award:

- Minister for Health and Wellbeing Excellence in Public Health Awards 2018 – Metropolitan Winner. Awarded to Cities of Onkaparinga and Marion (with Resilient South partners) in recognition of the outstanding contribution to public health outcomes for their communities through the Heatwave Hypothetical Event: Feeling Hot Hot Hot! Dealing with Heatwaves in Southern Adelaide

6.32pm Councillors Prior and Hull entered the meeting

3. 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.

4. 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 Gard declared a perceived conflict regarding the item Tree Management Framework 2018 (Report Reference: GC080518R07)

5. CONFIRMATION OF MINUTES

Moved Councillor Byram, Seconded Councillor Crossland the minutes of the General Council meeting held on 10 April 2018 be taken as read and confirmed

Carried Unanimously

Moved Councillor Byram, Seconded Councillor Crossland the minutes of the Special General Council meeting held on 24 April 2018 be taken as read and confirmed

Carried Unanimously

6. ADJOURNED ITEMS

Nil

7. DEPUTATIONS

Nil

8. PETITIONS

Nil

9. COMMITTEE RECOMMENDATIONS

Confirmation of Infrastructure and Strategy Committee Minutes for the meeting held on 3 April 2018

Report Reference: GC080518R01

Moved Councillor Prior, Seconded Councillor Gard that Council

1. Receives and notes the minutes of the Infrastructure and Strategy Committee meeting of 3 April 2018 (Appendix 1).

2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Infrastructure and Strategy Committee.

Carried Unanimously

10. CONFIDENTIAL ITEMS

6.35pm Commercial Development Proposal Report Reference: GC080518F01

Moved Councillor Byram, Seconded Councillor Gard that Council:

1. Pursuant to Section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of: Adrian Skull, Chief Executive Officer; Abby Dickson, General Manager City Development; Tony Lines, General Manager City Services; Vincent Mifsud, General Manager Corporate Services; Greg Salmon, Manager City Activation; Donna Griffiths, Unit Manager Economic Development; Kate McKenzie, Manager Corporate Governance, Richard Watson, Communications Adviser, Victoria Moritz, Governance Officer and Jaimie Thwaites, Unit Manager Governance be excluded from leaving the meeting as the Council receives and considers information relating to the Commercial Proposal for recreational facility development, upon the basis it 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 relating 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 confer a commercial advantage on a third party; and (ii) would, on balance, be contract to public interest.

Carried

Councillor Hull called a division:

Those For: Councillors Pfeiffer, Prior, Westwood, Byram, Veliskou, Appleby, Gard and Crossland

Those Against: Councillors Kerry and Hull

Carried

6.38pm the meeting went into confidence

Moved Councillor Byram, Seconded Councillor Pfeiffer that Council:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Commercial proposal for a recreational facility development and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(d) of the Act, 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 2018.

Carried

Councillor Hull called a division:

Those For: Councillors Pfeiffer, Prior, Westwood, Byram, Veliskou, Appleby, Gard and Crossland
Those Against: Councillors Kerry and Hull

Carried

7.04pm the meeting came out of confidence

11. WORKSHOP / PRESENTATION ITEMS / PUBLIC SUBMISSIONS

7.04pm Public Submissions on the Draft Annual Business Plan 2018-19
Report Reference: GC080518R02

Moved Councillor Crossland, Seconded Councillor Byram that Council:

1. Notes feedback provided by any public representations on the Draft Annual Business Plan 2018/19 and that a further report on the results of public consultation will be presented to Council at the meeting to be held on 22 May 2018.

Carried Unanimously

12. CORPORATE REPORTS FOR DECISION

7.07pm HYPA Geared2Drive Program Review
Report Reference: GC080518R03

Moved Councillor Byram, Seconded Councillor Westwood that Council:

1. Authorises the Chief Executive to extend the HYPA Geared2Drive contract until 30 September 2018.

Lost

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. Authorises the Chief Executive to cease the HYPA Geared2Drive program at 30 June 2018.

Carried

7.21pm Walking and Cycling Guidelines 2018-2022
Report Reference: GC080518R04

Meeting Suspension

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

Carried

7.22pm formal meeting proceedings suspended

7.40pm formal meeting proceedings resumed

Moved Councillor Veliskou, Seconded Councillor Hull that Council:

1. Provides in-principle support for the revised Tonsley Greenway alignment (Daws Rd to Celtic Avenue), subject to Hamilton Secondary College and DECD agreements.
2. Notes a future report will be presented to Council outlining Tonsley Greenway discussions with Hamilton Secondary College and DECD.

Carried

7.50pm Southbank Tennis Club
Report Reference: GC080518R05

7.53pm Councillor Gard left the meeting

Moved Councillor Westwood, Seconded Councillor Kerry that Council:

1. Notes the report and recommendations provided in this report.
2. Endorses an additional allocation of up to \$88,194 towards the Southbank Tennis Court redevelopment works being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program to meet the revised project costs.
3. Notes that there is not expected to be any increase to ongoing operations, maintenance and depreciation.

Amendment:

Moved Councillor Appleby, Seconded Councillor Byram that Council:

1. Notes the report and recommendations provided in this report.
2. Endorses an additional allocation of up to \$88,194 towards the Southbank Tennis Court redevelopment works being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program to meet the revised project costs.
3. Notes that there is not expected to be any increase to ongoing operations, maintenance and depreciation.
4. Advises that the Southbank Tennis Club will be responsible for any project related cost overruns.

The amendment to become the motion was **Carried**

7.55pm Councillor Gard re-entered the meeting

The motion was **Carried Unanimously**

7.56pm Dog Registration Fees
Report Reference: GC080518R06

8.00pm Councillor Prior left the meeting

Moved Councillor Hull that Council:

1. Receives and notes this report.

2. Approves the non-standard dog registration fee of \$71 effective from 1 July 2018 to be annually indexed by CPI in 2019/20 and 2020/21.
3. Notes a 50% concession (mandatory legislative rebate) be granted for 'Standard Dogs' (dogs which are desexed and microchipped).
4. Approves the following fees for concessional dog registration effective from 1 July 2018 to be annually indexed by CPI in 2019/20 and 2020/21:
 - Standard Dog Pensioner Concession \$17
 - Standard Dog Pensioner Concession with Trained Certificate \$14
 - Standard Dog with Trained Certificate \$28
 - Non-Standard Dog Pensioner Concession \$35
 - Non-Standard Dog Concession with Trained Certificate \$31
 - Non-Standard Dog with Trained Certificate \$63
5. Includes the approved dog registration fees in Council's Fees and Charges Schedule.

8.04pm Councillor Prior re-entered the meeting

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

Moved Councillor Hull, Seconded Councillor Veliskou that Council (as varied):

1. Receives and notes this report.
2. Approves the non-standard dog registration fee of \$71 effective from 1 July 2018 to be annually indexed by CPI (and rounded up to the nearest dollar) in 2019/20 and 2020/21.
3. Notes a 50% concession (mandatory legislative rebate) be granted for 'Standard Dogs' (dogs which are desexed and microchipped).
4. Approves the following fees for concessional dog registration effective from 1 July 2018 to be annually indexed by CPI (and rounded up to the nearest dollar) in 2019/20 and 2020/21:
 - Standard Dog Pensioner Concession \$17
 - Standard Dog Pensioner Concession with Trained Certificate \$14
 - Standard Dog with Trained Certificate \$28
 - Non-Standard Dog Pensioner Concession \$35
 - Non-Standard Dog Concession with Trained Certificate \$31
 - Non-Standard Dog with Trained Certificate \$63
5. Includes the approved dog registration fees in Council's Fees and Charges Schedule.

Carried

8.07pm Tree Management Framework 2018 **Report Reference: GC080518R07**

Councillor Gard declared a perceived conflict of interest in the item as the street he lives on is named in one of the appendices. As the list of streets has already been decided and not part of the decision on this item he would remain in the meeting.

Meeting Suspension

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

8.08pm formal meeting proceedings suspended

8.09pm Councillors Kerry and Crossland left the meeting

8.10pm Councillors Kerry and Crossland re-entered the meeting

8.28pm formal meeting proceedings resumed

Moved Councillor Gard, Seconded Councillor Hull that Council:

1. Notes the community consultation results.
2. Endorses the *Tree Management Framework 2018*.
3. Endorse an allocation of up to \$2.505 million over the next five years, commencing with an allocation of \$138,500 in the 2018/19 Annual Budget to fund the Tree Management Framework 2018 action plans outlined on page 25 of Attachment 1.

Carried Unanimously

8.34pm Inclusive Playground, Hendrie Street Reserve
Report Reference: GC080518R08

Moved Councillor Veliskou, Seconded Councillor Appleby that Council:

1. Notes this report on the project's progress and funding of \$280,000 from the Department of Planning, Transport and Infrastructure to continue and complete the project.

Carried Unanimously

3. CORPORATE REPORTS FOR INFORMATION / NOTING

8.36pm WHS Monthly Report
Report Reference: GC080518R09

Moved Councillor Gard, Seconded Councillor Crossland that Council:

1. Notes the report and statistical data contained therein.

Carried

4. MATTERS RAISED BY MEMBERS

Motions with Notice

8.41pm Matter left lying on the table – Question without Notice
Report Reference: GC080518M01

Moved Councillor Hull, Seconded Councillor Veliskou that:

1. The item 'Questions without notice – GC100418M01' left lying on the table at the 10th April 2018 General Council Meeting be bought back for consideration at the 8th May General Council meeting.

Carried Unanimously

8.46pm Councillor Pfeiffer left the meeting

Moved Councillor Hull, Seconded Councillor Prior that Council:

1. Amends the 'Code of Practice – Procedures at Council Meetings 2017/18' to include the following item:

4.7 Questions without Notice that were not answered at the same meeting will be entered into a register. This register will be tabled as an information report at the following meeting.

8.49pm Councillor Pfeiffer re-entered the meeting

Carried Unanimously

8.50pm Electricity Cogeneration SRWRA
Report Reference: GC080518M02

Moved Councillor Hull, Seconded Councillor Gard:

1. 'That the City of Marion, pursuant to Section 43 of the Local Government Act, 1999, being a partner/constituent Council with the Southern Region Waste Resource Authority (SRWRA) calls upon the City of Holdfast Bay, City of Onkaparinga and the SRWRA Board of Management to actively pursue opportunities to implement cogeneration that would include, but not be limited to Solar, Wind electricity cogeneration to compliment the extracted gas (methane) electricity generation plant that has operated since 1996 at the Pedlars Creek site. That the Southern Adelaide Economic Development Board be engaged to support this proposal'.

8.57pm Councillor Veliskou left the meeting

8.59pm Councillor Veliskou re-entered the meeting

Carried

9.00pm Innovation Survey
Report Reference: GC080518M03

Moved Mayor Hanna, Seconded Councillor Westwood that Council:

1. Administration conducts an innovation survey of all Leadership Team members at the City of Marion, including (but not limited to) questions such as:
 - What additional data set about customer behaviour would be useful in planning, targeting and/or monitoring, service delivery in your area?
 - How could better technology or data help overcome challenges in your area?
2. A compilation of results be presented at an Elected Member Forum.

Carried Unanimously

9.04pm Railway Station Names
Report Reference: GC080518M04

Moved Mayor Hanna, Seconded Councillor Hull that Council:

1. Write to the Minister for Transport asking him to change the names of
 - (a) Oaklands Railway Station to Marion Railway Station;
 - (b) Marion Railway Station to Westminster Railway Station;pursuant to the Geographical Names Act.

Amendment:

Moved Councillor Westwood, Seconded Councillor Kerry that Council:

1. Write to the Minister for Transport asking him to change the names of
 - (a) Oaklands Railway Station to Marion Railway Station;
 - (b) Marion Railway Station to Oaklands Estate Railway Station;pursuant to the Geographical Names Act.

The amendment to become the motion was **Lost**

2nd amendment:

Moved Councillor Byram that Council:

1. Write to the Minister for Transport asking him to consider a new name for
 - (a) Oaklands Railway Station and
 - (b) Marion Railway Stationpursuant to the Geographical Names Act, taking into consideration the confusion that currently occurs with those railway station names.

The 2nd amendment was withdrawn.

The original motion was **Carried**

9.21pm Marketing Plan – Tagline Report Reference: GC080518M05

Moved Mayor Hanna, Seconded Councillor Hull that:

1. The City of Marion adopt the tagline "Full of Surprises" and incorporate this into our Marketing Plan.

Meeting Extension

Moved Councillor Veliskou, Seconded Councillor Gard that the meeting be extended until the conclusion of the agenda item.

Carried

9.25pm meeting extended

The motion was **Lost**

**Councillor Appleby called a division:
Those For:** Councillors Hull and Gard

Those Against: Councillors Pfeiffer, Kerry, Prior, Westwood, Byram, Veliskou, Appleby and Crossland
Lost

9.29pm Sixth Avenue Reserve Ascot Park
Report Reference: GC080518M06

Moved Councillor Hull, Seconded Councillor Pfeiffer that Council:

1. Bestows a Community Excellence Award on the late Joan Herraman in recognition of her extraordinary long-term service to the community.
2. Proposes the renaming of the Reserve known as Sixth Avenue Reserve Ascot Park to the Joan Herraman OAM Reserve in her honour.
3. Prior to any renaming, undertakes a community engagement to understand the community's views on a proposed name change and that a report be brought back to Council in July 2018.

Carried

Questions with Notice

China recycling Import Ban
Report Reference: GC080518Q01

Moved Councillor, Seconded Councillor:

QUESTION: Is there anything further to report to Council on the China recycling import ban since the GC meeting on 13 February 2018 (GC130218Q02)?

COMMENTS: Councillor Appleby

Nil

COMMENTS: Allison Byrne, Education Officer Waste & Recycling
Colin Heath, Unit Manager Contracts

Our advice to Council on 13 February 2018 remains unchanged.

Council has maintained open communication on this issue with Solo Resource Recovery ("Solo"), and they have advised this week:

- their recycling processing sub-contractor (which we understand to be Visy Recycling SA) does not have any issues receiving Solo's recyclable product; and
- they are monitoring the situation weekly and will advise if any change occurs.

In the event this materially changes we will advise Council accordingly.

Council's recyclable product continues to be recycled (and not sent to landfill) and we are developing communication materials to promote this message to residents.

In addition, we are aware the Waste Management Association of Australia (WMAA) is engaging heavily in this space, having regular discussions with governments around the country, including regular liaison with Green Industries SA and the EPA SA.

Motions without Notice

Nil

Questions without Notice

Nil

15. OTHER BUSINESS

Nil

16. MEETING CLOSURE

Council shall conclude on or before 9.30pm unless there is a specific motion adopted at the meeting to continue beyond that time.

MEETING CLOSURE - Meeting Declared Closed at 9.40pm

CONFIRMED THIS 22 MAY 2018

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CHAIRPERSON