

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 12 JUNE 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
Nathan Prior

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Woodlands Ward

Tim Pfeiffer
Nick Kerry

In Attendance

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

Chief Executive Officer
General Manager City Development
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.

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 Telfer – declared a perceived conflict in the item Final Draft Annual Business Plan 2018/19 and Long Term Financial Plan (Report Reference: GC120618R09).

5. CONFIRMATION OF MINUTES

Moved Councillor Hutchison, Seconded Councillor Prior the minutes of the General Council meeting held on 22 May 2018 be taken as read and confirmed

Carried Unanimously

6. COMMUNICATIONS

Nil

7. ADJOURNED ITEMS

Nil

8. DEPUTATIONS

Nil

9. PETITIONS

Nil

10. COMMITTEE RECOMMENDATIONS

Confirmation of Finance and Audit Committee Minutes for the meeting held on 29 May 2018
Report Reference: GC120618R01

Moved Councillor Telfer, Seconded Councillor Kerry that Council

1. Receives and notes the minutes of the Finance and Audit Committee meeting of 29 May 2018 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

11. CONFIDENTIAL ITEMS

6.32pm Finance and Audit Committee Confidential Minutes – 29 May 2018
Report Reference: GC120618F01

Moved Councillor Byram, Seconded Councillor Telfer that Council:

1. Pursuant to Section 90(2) and (3) (a) 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, Victoria Moritz, Governance Officer, Sudarshani Udawatta (CAMMS), Duncan McKenzie (CAMMS), Beau Murfitt (CAMMS) and Maddie Couzner (CAMMS) be excluded from the meeting as the Council receives and considers the confidential minutes of the Finance and Audit Committee relating to the Service Review – Report – Community Safety Inspectorate, 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 personnel matters.

Carried Unanimously

6.36pm the meeting went into confidence

Moved Councillor Telfer, Seconded Councillor Byram that Council:

1. Receives and notes the confidential minutes of the Finance and Audit Committee meeting of 29 May 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) (a) 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

6.37pm the meeting came out of confidence

6.37pm Commercial Development within Regional Centre Zone
Report Reference: GC120618F02

Moved Councillor Byram, Seconded Councillor Hutchinson that Council:

1. Pursuant to Section 90(2) and (b) and (d) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Abby Dickson, Tony Lines, Vincent Mifsud, Kate McKenzie, Greg Salmon, Donna Griffiths, Craig Clarke, Jaimie Thwaites and Victoria Moritz, be excluded from the meeting as the Council receives and considers information relating to the report Commercial Development within Regional Centre Zone, 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 relating to matters pertaining to commercial operations of a confidential nature, the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information and could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or prejudice the commercial position of the council.

POINT OF ORDER

Councillor Hull called a point of order that the Mayor had not allowed him to ask a question on the motion.

The Mayor disallowed the point of order ruling that Councillor Hull should have asked his question when he was speaking to the motion.

Moved Councillor Hull a motion of dissent as he wanted to be able to ask a question.

The motion lapsed for want of a seconder

The motion to move into confidence was **Carried**

6.45pm the meeting went into confidence

6.48pm Councillor Westwood left the meeting

6.49pm Councillor Westwood re-entered the meeting

Moved Councillor Crossland, Seconded Councillor Telfer that Council:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the minutes, Commercial Development within Regional Centre Zone, 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 Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection until the close of business on 14 June 2018; and that the report and appendices, Commercial Development within Regional Centre Zone, 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 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 Crossland called for a Division:

The vote was set aside

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

Those Against: Councillors Kerry, Hull and Veliskou

Carried

7.16pm the meeting came out of confidence

12. WORKSHOP / PRESENTATION ITEMS

Nil

13. CORPORATE REPORTS FOR DECISION

7.17pm Hallett Cove Sea Pool

Report Reference: GC120618R02

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Writes to Hon David Speirs MP Minister for Environment and Water agreeing to partner on a study to assess the feasibility of the use of a sea pool to support climate change adaptation at Hallett Cove Beach.
2. Endorses an allocation of up to \$25,000 as matching funding for the feasibility study of the sea pool at Hallett Cove to be funded in 2018/19 from identified cash savings following the completion of the 2017/18 audited Annual Financial Statements process.
3. Works with the Department for Environment and Water to progress the project and report back to Council in December 2018.

Carried

Councillor Byram called for a division

The vote was set aside

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

Those Against: Councillors Kerry, Telfer and Appleby

Carried

7.36pm Councillor Veliskou left the meeting

7.37pm ITEMS EN BLOC

Moved Councillor Byram, Seconded Councillor Telfer that the following items be moved en bloc:

- Vietnam Veterans Relocation Project (Report Reference: GC120618R03)
- Returned Services League Marion Sub Branch, Norfolk Road - Landlord Approval (Report Reference: GC120618R04)

7.41pm Councillor Veliskou re-entered the meeting

Carried Unanimously

Vietnam Veterans Relocation Project
Report Reference: GC120618R03

Moved Councillor Byram, Seconded Councillor Telfer that Council:

1. Delegates to the CEO approval to enter into an Agreement with the Vietnam Vets in order to facilitate works to co-locate the Vets with Marion RSL, as well as authorise any relevant documentation necessary to facilitate the construction and management of the external building works.
2. Notes that the Vietnam Veterans' Federation will be responsible for all project related capital costs and that Council will receive the required project funding from the Vets to expend on their behalf.
3. Authorises the City of Marion providing in-kind support for the Development Application and project and contract management for the construction of a new building and storage sheds.

4. Authorises an amount of \$11,750 per annum being included in Council's Long Term Financial Plan for structural maintenance/depreciation costs for the new building and storage sheds.
5. Notes that a subsequent report will be brought to Council for a second stage of capital works in regards to required car-parking and storm water management upgrades, which are currently unfunded.

Carried Unanimously

**Returned Services League Marion Sub Branch, Norfolk Road - Landlord Approval
Report Reference: GC120618R04**

Moved Councillor Byram, Seconded Councillor Telfer that Council:

1. Grants Landlord approval for the construction of a new building and storage sheds at the Marion RSL, 31-39 Norfolk Road, Marion, Lot: 5 DP: 38832 CT: 5220/315, subject to;
 - All works being undertaken in a professional manner and to the satisfaction of the City of Marion;
 - The City of Marion being indemnified against all claims, suites, losses etc. that may result from carrying out this work;
 - The City of Marion having the right to reinstatement upon termination of the lease;
 - The work being substantially commenced prior to 12 June 2019, after this date landlords approval will expire
2. Notes Landlord Approval will be subject to Development Approval and Building Rules Consent.

Carried Unanimously

7.42pm Councillor Byram left the meeting

7.43pm Councillor Byram re-entered the meeting

**7.43pm Solar Offset Opportunities for Oaklands Wetlands
Report Reference: GC120618R05**

Moved Councillor Hull, Seconded Councillor Prior that Council:

1. Notes the report and supporting documentation;
2. Endorses \$43,395 to fund an extra 36.58 kW of solar power at City Services to be funded from the Asset Sustainability Reserve - Energy Efficiency Fund in 2018/19.

Carried Unanimously

VARY ORDER OF AGENDA

Councillor Telfer sought and was granted leave of the meeting to vary the order of the agenda to bring forward the items 'Concert at the Cove – Rescheduling options (Report Reference: GC120618R07)' and 'Marion Celebrates Campaign Strategy (Report Reference: GC120618R08)' to before the item 'Iconic events – three concepts (Report Reference: GC120618R06)'.

7.47pm Concert at the Cove – Rescheduling options
Report Reference: GC120618R07

7.48pm Councillor Kerry left the meeting

7.51pm Councillor Kerry re-entered the meeting

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Selects Option 1 (Saturday, 24 November 2018) for the event Concert at the Cove and endorses up to \$62,500 to run the event funded from identified savings following the completion of the 2017/18 audited Annual Financial Statements process.
2. Use any monies recovered from the pending insurance claim for the 2018 Concert at the Cove to offset the cost of staging the next event.
3. Notes that Concert at the Cove will be a twilight event staged between 5pm and 9pm.

Carried

7.51pm Marion Celebrates Campaign Strategy
Report Reference: GC120618R08

Moved Councillor Gard, Seconded Councillor Pfeiffer that Council:

1. Adopts the Marion Celebrates Campaign Strategy (attached as Appendix A)
2. Endorses an allocation of \$19,700 to deliver the Marion Celebrates Campaign Strategy to be funded in 2018/19 from identified cash savings following the completion of the 2017/18 audited Annual Financial Statements process.

7.58pm Councillor Westwood left the meeting

8.02pm Councillor Westwood re-entered the meeting

Amendment:

Moved Councillor Byram, Seconded Councillor Westwood that Council:

1. Adjourns the item until 11 September 2018 so the budget allocation can be reconsidered at the same time as the iconic event.

Carried

8.14pm Iconic events – three concepts
Report Reference: GC120618R06

Meeting Suspension

Moved Councillor Byram, Seconded Councillor Crossland that formal meeting proceeding be suspended to enable discussion on the item.

Carried

8.15pm formal meeting proceeding suspended

8.29pm Councillor Pfeiffer left the meeting

8.32pm Councillor Pfeiffer re-entered the meeting

8.34pm formal meeting proceedings resumed

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that Council:

1. Selects Concept 3 (Adelaide Symphony Orchestra at Warriparinga) for further exploration as a major event in the City of Marion for 2019.
2. Receives a report detailing a full budget and a run sheet on 11 September 2018.

Carried

**8.39pm Final Draft Annual Business Plan 2018/19 and Long Term Financial Plan
Report Reference: GC120618R09**

Councillor Telfer declared a perceived conflict in the item as she lives in close proximity to Kenton Avenue Reserve, which is listed in the irrigation and wetland schedule. Councillor Telfer remained for item as the schedule was provided for information only.

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that Council:

1. The Draft Annual Business Plan 2018/19 be prepared for final consideration at the 26 June 2018 General Council meeting with variations as approved by council on the basis of:
 - Average Rate increase of 1.8%
 - Minimum Rate of \$1,040
 - No Maximum Rate is applicable
 - Capping set at 12% with a \$20 minimum and \$200 maximum
 - Differential Rate by land use:
 - Commercial 85%
 - Industrial 70%
 - Vacant Land 100%
2. The Draft LTFP 2018/19 – 2027/28 (Appendix 2), with such variations as approved by Council (e.g. Staff Retention KPI reduced to a range of 88% - 92%), be referred to the General Council Meeting on 26 June 2018 for final adoption
3. The Draft Fees & Charges Schedule for 2018/19 (Appendix 3) be noted by Council, subject to the Fees & Charges policy being finalised in light of the final decisions to be made by Council as part of the ABP process. A final version to be presented to the 26 June 2018 General Council meeting.
4. The Grants Program for 2018/19 (Appendix 4) be endorsed by Council.
5. That any remaining draft budget funding surplus in 2018/19 is quarantined in the Asset Sustainability Reserve to support Council's long term asset management objectives.

Carried

Councillor Telfer voted for the motion

Councillor Gard called for a division:

The vote was set aside

Those For: Councillors Pfeiffer, Telfer, Prior, Hull Westwood, Byram and Veliskou

Those Against: Councillors Kerry, Hutchinson, Appleby, Gard and Crossland

Carried

MEETING EXTENSION

Moved Councillor Pfeiffer, Seconded Councillor Hull that the meeting be extended to consider the item Naming of Inclusive Playground (Report Reference: GC120618M05).

Carried

9.29pm Meeting Extended

9.30pm Councillor Hutchinson left the meeting and did not return

9.30pm Naming of Inclusive Playground

Report Reference: GC120618M05

Meeting Suspension

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

Carried

9.30pm formal meeting proceedings suspended

9.40pm formal meeting proceedings resumed

Moved Councillor Veliskou, Seconded Councillor Telfer that:

1. The City of Marion Inclusive playground be named The Hendrie Street Inclusive Playground.

Amendment

9.48pm Councillor Kerry left the meeting

9.50pm Councillor Kerry re-entered the meeting

Moved Councillor Byram, Seconded Councillor Pfeiffer that:

1. The City of Marion Inclusive playground be named The Hendrie Street Inclusive Playground, and the signage identify it as part of the Livvi's Place network.

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

The motion was **Carried**

The following items were not considered:

- Unsolicited Proposals Policy (Report Reference: GC120618R10)
- Community Facilities Policy (Report Reference: GC120618R11)
- Open Space Policy – Updated (Report Reference: GC120618R12)
- Organisational Policy Review 2018 (Report Reference: GC120618R13)

- Questions Taken on Notice Register (Report Reference: GC120618R14)
- Health Assessment - Telco Tower – 287A Morphett Road, Oaklands Park (Report Reference: GC120618M01)
- Community Bus (Report Reference: GC120618M02)
- Central Avenue Playground Upgrade (Report Reference: GC120618M03)
- LED Street Lighting Rollout – Private Roads and Laneways (Report Reference: GC120618M04)
- Oil and Gas Exploration in the Great Australian Bight (Report Reference: GC120618M06)
- Planting of trees on the Median Strip of Major Roadways in the City of Marion and Holdfast Bay (Reference No:GC120618Q01)
- Illegal Dumping (Reference No: GC120618Q02)

14. 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 9.53pm

CONFIRMED THIS 26 JUNE 2018

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CHAIRPERSON