

**Minutes of the General Council Meeting
held on Tuesday, 14 June 2022 at 6.30 pm
Council Chamber, Council Administration Centre
245 Sturt Road, Sturt**

PRESENT

His Worship the Mayor Kris Hanna

Councillor Ian Crossland

Councillor Maggie Duncan

Councillor Raelene Telfer

Councillor Bruce Hull

Councillor Kendra Clancy

Councillor Sasha Mason

Councillor Tim Gard

Councillor Matthew Shilling

Councillor Nathan Prior

Councillor Jason Veliskou

Councillor Joseph Masika

In Attendance

Chief Executive Officer - Tony Harrison

General Manager City Services - Ben Keen

General Manager Corporate Services - Sorana Dinmore

General Manager City Development - Tony Lines

Manager Office of the CEO - Kate McKenzie

Unit Manager Governance and Council Support - Victoria Moritz

1 Open Meeting

The Mayor opened the meeting at 6.30pm.

2 Kaurna Acknowledgement

We acknowledge the Kaurna 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 Declaration of Interest (if any)

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

The following interests were disclosed:

- Councillor Gard declared a perceived conflict of interest in the item *Council Member Representative for the Council Assessment Panel (CAP) 2022-23*.

5 Confirmation of Minutes**5.1 Confirmation of Minutes of the General Council Meeting held on 24 May 2022**
Report Reference GC220614R5.1**Moved Councillor Shilling****Seconded Councillor Telfer**

That the minutes of the General Council Meeting held on 24 May 2022 be taken as read and confirmed.

Carried Unanimously**6 Adjourned Items - Nil****7 Deputations - Nil****8 Petitions - Nil****9 Committee Recommendations****9.1 Confirmation of Minutes of the Finance, Risk and Audit Committee Meeting held on 17 May 2022**
Report Reference GC220614R9.1**Moved Councillor Duncan****Seconded Councillor Veliskou**

That Council:

1. Receives and notes the minutes of the Finance, Risk and Audit Committee meeting held on 17 May 2022.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.

Carried Unanimously**10 Confidential Items****10.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 17 May 2022**
Report Reference GC220614F10.1**Moved Councillor Prior****Seconded Councillor Mason**

That the following cover reports to move into confidence be moved en bloc:

- *Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 17 May 2022*
- *Cover Report - CEO Performance and Remuneration Review*

Carried Unanimously

Moved Councillor Prior**Seconded Councillor Mason**

That pursuant to Section 90(2) and (3)(e) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager Corporate Services, General Manager City Services, Manager Office of the CEO, Chief Financial Officer, Unit Manager Governance and Council Support, be excluded from the meeting as the Council receives and considers information relating to Confidential Finance, Risk and Audit Committee Meeting held on 17 May 2022, 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 the current status of the CoM Cyber Security and the impact on contractual expectations.

Carried Unanimously

6.33pm the meeting went into confidence

Moved Councillor Shilling**Seconded Councillor Duncan**

That Council In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, *Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 17 May*, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(e) 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 2022.

Carried Unanimously

6.35pm the meeting came out of confidence

10.2 Cover Report - CEO Performance and Remuneration Review
Report Reference GC220614F10.2**Moved Councillor Prior****Seconded Councillor Mason**

That 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 the following persons: Chief Executive Officer, General Manager City Services, General Manager City Development, General Manager Corporate Services, Manager People and Culture, Manager Office of the CEO, Unit Governance and Council Support, Executive Officer to the CEO be excluded from the meeting as the Council receives and considers information relating to CEO Performance and Remuneration Review, 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 figures of an independent third party.

Carried Unanimously

6.35pm the meeting went into confidence

Moved Councillor Veliskou**Seconded Councillor Crossland**

That Council In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, *CEO Remuneration Review*, any appendices 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 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 2022.

Carried Unanimously

6.37pm the meeting came out of confidence

11 Corporate Reports for Decision

11.1 Cove Sports and Community Club Stage 1 - Prudential report **Report Reference GC220614R11.1**

Moved Councillor Shilling**Seconded Councillor Duncan**

That Council:

1. Notes that the Section 48 Prudential Report for the Cove Sports and Community Club Stage One upgrade addresses the requirements under the Local Government Act 1999 (noting the requirements of Section 48 (2)(f) are covered in this report).
2. Endorses the Section 48 Prudential Report for the Cove Sports and Community Club Stage One upgrade.
3. Endorses Administration to complete the detailed design phase for the project.
4. Endorses the CEO to award the construction contract providing the tender price is within budget.

Carried Unanimously

11.2 State Government 2022 Election commitments **Report Reference GC220614R11.2**

Moved Councillor Masika**Seconded Councillor Mason**

That Council:

1. Notes the additional State Government funding commitment of \$90,000 toward a 'wombat' pedestrian crossing on Great Eastern Avenue, Sheidow Park.
2. Authorises the Chief Executive Officer and General Manager- City Services and General Manager- City Development to enter into formal funding agreements for the projects at Attachment 1 via the Smartygrants electronic portal.

3. Authorises the Chief Executive Officer to negotiate minor amendments to the agreements, where necessary, to enable progress of the projects.
4. Endorses the Mayor and Chief Executive Officer to enter, sign and seal the Deed on behalf of the Council, if required by the State Government (pursuant to Section 38(c) of the Local Government Act 1999).
5. Notes that an updated Open Space Plan will be brought to General Council in August 2022.

Carried Unanimously

11.3 Draft Annual Business Plan 2022-2023 and Long-Term Financial Plan

Report Reference GC220614R11.3

Meeting Suspension

Moved Councillor Veliskou

Seconded Councillor Telfer

That formal meeting procedures suspended to discuss the item.

6.51pm formal meeting procedures suspended

7.34pm Councillor Mason left the meeting

7.37pm Councillor Mason re-entered the meeting

7.46pm Councillor Duncan left the meeting

7.47pm Councillor Duncan re-entered the meeting

7.48pm formal meeting procedures resumed

Moved Councillor Shilling

Seconded Councillor Crossland

That Council:

1. Endorses the Draft Annual Business Plan 2022-23 and Draft Long Term Financial Plan (Attachment 1) be prepared for final consideration at the 28 June 2022 General Council meeting with variations as approved by Council on the basis of:
 - Average Rate increase of 2%
 - Minimum Rate of \$1091
 - Capping set at 10% with a \$20 minimum and \$200 maximum
 - Differential Rate by Land use:
 - Commercial 115%
 - Industrial 105%
 - Vacant Land 120%.
2. Endorses the changes now incorporated into the Draft ABP 2022-2023 and LTFP (Attachment 1), outlined in Table 1 of this report, with the final Draft 2022-23 ABP and LTFP to be presented for adoption at the 28 June 2022 General Council Meeting.
3. Endorses the Draft Fees and Charges Schedule for 2022-23 (Attachment 2) with the revised amendments to the rates for room hire for community centres and libraries provided in Attachment 1 to the minutes.

4. Endorses the forecast Grants Program for 2022-23 (Attachment 3).
5. Notes the Public Consultation feedback provided at Attachment 4 and that any amendments to the Draft Annual Business Plan 2022-23 will be brought back as part of the final endorsed version on 28 June 2022.
6. Endorses the inclusion of Glandore Oval as a strategic project noting that initial project planning and scoping will occur in 2022-2023 with the project brought into the budget in 2024-25.
7. Notes the suite of Corporate Key Performance Indicators for 2022-2023 (Attachment 5) with the following amendments to be included in the final version of the draft plan to be endorsed at the 28 June 2022 meeting:
 - *KPI-3 Total Employees Costs* amend to: a stretch target of 4% and core target 4.5%
 - *KPI-7 Staff Engagement*: agree with staff recommendations (altered questions for staff survey)
 - *KPI-10 Asset Utilisation of Sports and Community Venues*: amend the target to: 50% utilisation across venues (through the booking system).

Carried

Councillor Hull called a Division

Those for: Councillors Masika, Mason, Veliskou, Clancy, Prior, Telfer, Shilling, Duncan, Gard and Crossland

Those against: Councillor Hull

Carried

11.4 1 Cumbria Court, Mitchell Park - Future Use

Report Reference GC220614R11.4

Moved Councillor Telfer

Seconded Councillor Veliskou

That Council:

1. Notes that from the week commencing 13 June 2022 the Mitchell Park Neighbourhood Centre will be located and operational in the new Mitchell Park Sports and Community Centre on Moreland Avenue.
2. Does not proceed with granting an occupancy agreement to any of the organisations that submitted an Expression of Interest during the community consultation process.
3. Endorses Option 4 A (Seek to purchase DECS land and demolish and dispose all of the site) and authorises:
 - a. The Chief Executive Officer to explore a potential purchase of the DECS owned portion of land currently leased to Council from DECS (see Attachment 7), and for the Mayor & Chief Executive Officer to be authorised to attest to the affixation of the Common Seal of the Corporation of the City of Marion, and for the Chief Executive Officer to execute any documentation as may be required to effect such purchase of the land. Council further resolves that any land purchased from DECS will be excluded from classification as community land.

- b. The commencement of the process to investigate the revocation of the community land classification of 1 Cumbria Court Mitchell Park contained in Certificate of Title Volume 5808 Folio 815, and that a further report be presented to Council at the 26 July 2022 General Council Meeting seeking endorsement of a Section 194 Report for Consultation, in accordance with the requirements of Section 194 (2)(a) of the Local Government Act 1999.
4. Notes that subject to item 3 above, and all necessary regulatory and consultation steps as legally required being followed, that it is Council's intention that the buildings located on 1 Cumbria Court Mitchell Park contained in Certificate of Title Volume 5808 Folio 815 are demolished with a view to Council disposing of the land for market value.
5. Endorses that the service and pedestrian lane from Cumbria Court to Penrith Court and Harkin Avenue be retained, and that the nature play elements currently located at 1 Cumbria Court be relocated to Harkin Avenue Reserve in conjunction with other upgrades to Harkin Avenue Reserve to be determined.

Carried

Councillor Clancy called a Division

Those for: Councillors Masika, Mason, Veliskou, Prior, Telfer, Shilling, Duncan, Gard and Crossland

Those against: Councillors Clancy and Hull

Carried

11.5 YMCA Solar - Marion Leisure & Fitness Centre
Report Reference GC220614R11.5

8.13pm Councillor Telfer left the meeting

8.16pm Councillor Telfer re-entered the meeting

Moved Councillor Veliskou

Seconded Councillor Clancy

That the matter be left lying on the table to allow for additional information to be received.

Carried Unanimously

11.6 LGA Climate Change Policy Review
Report Reference GC220614R11.6

Moved Councillor Shilling

Seconded Councillor Crossland

That Council:

1. Endorses the feedback to the LGA Climate Change Policy provided in Attachment 3, subject to any amendments made in the meeting.

Carried

11.7 Council Member Representative for the Council Assessment Panel (CAP) 2022-23
Report Reference GC220614R11.7

Councillor Gard declared a perceived conflict of interest in the item due to a matter that is likely to come before the Council Assessment Panel and will remain in the meeting for the item.

Councillor Prior declared a perceived conflict of interest in the item due to a potential build in the future that may come before the Council Assessment Panel and will remain in the meeting for the item.

Councillor Telfer nominated for the Council Member Position and was granted leave of the meeting to provide a brief summary of relative experience and why she should be considered for the position. Councillor Telfer declared an actual conflict of interest and left the meeting.

Councillor Shilling nominated for the Council Member Position and was granted leave of the meeting to provide a brief summary of relative experience and why he should be considered for the position. Councillor Shilling declared an actual conflict of interest and left the meeting.

8.28pm Councillor Telfer left the meeting.

8.28pm Councillor Shilling left the meeting.

Moved Councillor Crossland

Seconded Councillor Prior

That Council:

1. Appoints Councillor Shilling as Member of the Council Assessment Panel for a period of 1 July 2022 to 30 June 2023.
2. Appoints Councillor Telfer as Deputy Member of the Council Assessment Panel for a period of 1 July 2022 to 30 June 2023.

Carried Unanimously

Councillor Gard voted in favour
Councillor Prior voted in favour

8.31pm Councillor Telfer re-entered the meeting

8.31pm Councillor Shilling re-entered the meeting

12 Corporate Reports for Information/Noting - Nil

13 Workshop / Presentation Items - Nil

14 Motions with Notice - Nil

15 Questions with Notice - Nil

16 Motions Without Notice

17 Questions Without Notice

18 Other Business**Councillor Mason - Recognition and Thanks for Service**

The Mayor sought and was granted leave of the meeting to thank Councillor Mason for her contribution to Council noting this is her last General Council Meeting.

19 Meeting Closure

The meeting was declared closed at 8.31pm.

CONFIRMED THIS 28 DAY OF JUNE 2022

CHAIRPERSON

Attachment 1:

Revised amendments to the rates for room hire for Community Centres and Libraries

Attachment 1:

Revised amendments to the rates for room hire for Community Centres and Libraries

	GST	2021/22 Charge	Corporate Rates		Community Rate	
			Non CoM Business	CoM Business	Non CoM Community Grp	CoM Community Grp
			Corporate Rates		Community Rate	
			Non CoM Business	CoM Business	Non CoM Community Group, Non CoM individual/residents	CoM Community Group, CoM individual/residents
Hall Hire- Cooinda						
Cooinda Function Space (Hall, Café & Kitchen)	Y	New	\$65.00	\$32.00	\$32.00	\$16.00
Main Hall	Y	\$100.00	\$50.00	\$25.00	\$25.00	\$12.00
Café Space	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Kitchen	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Craft Room 1	Y	\$50.00	\$30.00	\$15.00	\$15.00	\$7.00
Craft Room 2	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Multipurpose Room	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Small Office	Y	New	\$10.00	Free	\$10.00	Free
Hall Hire - Glandore						
Clarke Hall (Hall, kitchen, studio and stage)	Y	\$100.00	\$65.00	\$32.00	\$32.00	\$16.00
Clarke Hall- Studio	Y	New	\$50.00	\$25.00	\$25.00	\$12.00
Clarke Hall- Stage	Y	New	\$50.00	\$25.00	\$25.00	\$12.00
Clarke Kitchen	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Rugby	Y	\$80.00	\$50.00	\$25.00	\$25.00	\$12.00
Slade Training Room	Y	\$50.00	\$30.00	\$15.00	\$15.00	\$7.00
Slade Community Room	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Slade Office 1	Y	New	\$10.00	Free	\$10.00	Free
Slade Office 2	Y	New	\$10.00	Free	\$10.00	Free
Opal Whole Site	Y	New	\$50.00	\$25.00	\$25.00	\$12.00
Opal Café	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Opal Café- side room	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Opal kitchen	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Hall Hire- Trott Park						
Whole Site (Hall, kitchenette and community	Y	New	\$65.00	\$32.00	\$32.00	\$16.00
Main Hall	Y	\$100.00	\$50.00	\$25.00	\$25.00	\$12.00
Multipurpose Room	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Trott Park Community Room	Y	\$50.00	\$30.00	\$15.00	\$15.00	\$7.00
Kitchen	Y	New	\$10.00	Free	\$10.00	Free
Hall Hire - Mitchell Park Sports						
Activity Room A	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Activity Room B	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Activity A and B	Y	New	\$50.00	\$25.00	\$25.00	\$12.00
Activity C	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Activity D	Y	New	\$30.00	\$15.00	\$15.00	\$7.00
Activity E	Y	New	\$50.00	\$25.00	\$25.00	\$12.00
Meeting Room	Y	New	\$10.00	Free	\$10.00	Free
Upstairs Room - small	Y	New	\$50.00	\$25.00	\$40.00	\$20.00
Upstairs Room - Large	Y	New	\$80.00	\$40.00	\$50.00	\$25.00
Upstairs Room - Combined	Y	New	\$120.00	\$60.00	\$80.00	\$40.00
Cove Civic Centre						
Hall whole (200 people) p/hour	Y	\$100.00	\$90.00	\$45.00	\$40.00	\$20.00
Hall half (100 people) p/hour	Y	\$75.00	\$70.00	\$35.00	\$30.00	\$15.00
Hall quarter (50 people) p/hour	Y	\$50.00	\$50.00	\$25.00	\$20.00	\$10.00
Meeting Rooms (6 people) p/hour	Y	\$10.00	\$10.00	\$5.00	\$5.00	Free
Meeting Rooms (10 people) p/hour	Y	\$50.00	\$20.00	\$10.00	\$10.00	\$5.00
IT Training Room	Y	\$75.00	\$70.00	\$35.00	\$30.00	\$15.00
Co-working Space casual daily rate	Y	\$5.00			\$5.00	
Co-working Space partner monthly rate	Y	\$20.00			\$20.00	
Park Holme Library						
Meeting Room - full (12 people) p/hour	Y	New	\$20.00	\$10.00	\$10.00	\$5.00
Meeting Room - half (6 people) p/hour	Y	New	\$10.00	\$5.00	\$5.00	Free