



**Minutes of the General Council Meeting
held on Tuesday, 13 September 2022 at 6.30 pm
Council Chamber, Council Administration Centre
245 Sturt Road, Sturt**



PRESENT

His Worship the Mayor Kris Hanna

Councillor Tim Gard

Councillor Maggie Duncan

Councillor Matthew Shilling

Councillor Bruce Hull

Councillor Luke Hutchinson

Councillor Kendra Clancy (from 6.34pm)

Councillor Nathan Prior

Councillor Jason Veliskou

Councillor Joseph Masika

In Attendance

Chief Executive Officer - Tony Harrison

General Manager City Services - Ben Keen

Manager Office of the CEO - Kate McKenzie

Unit Manager Governance and Council Support - Victoria Moritz

Executive Officer to the Chief Executive - Dana Bartlett

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 Hull declared an actual conflict of interest in the item *Code of Conduct*

5 Confirmation of Minutes**Moved Councillor Prior****Seconded Councillor Shilling**

That the following items be moved en bloc:

- Confirmation of Minutes of the General Council Meeting held on 23 August 2022
- Confirmation of Minutes of the Special General Council Meeting held on 30 August 2022

Carried Unanimously**5.1 Confirmation of Minutes of the General Council Meeting held on 23 August 2022****Report Reference** GC220913R5.1**Moved Councillor Prior****Seconded Councillor Shilling**

That the minutes of the General Council Meeting held on 23 August 2022 be taken as read and confirmed.

Carried Unanimously**5.2 Confirmation of Minutes of the Special General Council Meeting held on 30 August 2022****Report Reference** GC220913R5.2**Moved Councillor Prior****Seconded Councillor Shilling**

That the minutes of the Special General Council Meeting held on 30 August 2022 be taken as read and confirmed.

Carried Unanimously**6 Adjourned Items - Nil****7 Deputations - Nil****8 Petitions****8.1 Petition - BMX Track - Central & Fryer Avenues Hallett Cove****Report Reference** GC220913P8.1**Moved Councillor Hutchinson****Seconded Councillor Gard**

That Council:

1. Notes the petition from Mr Anthony Farrugia.
2. (a) Notes (i) the recent and current upgrades to Central Avenue Reserve and nearby Fryer Street Reserve to the value of \$510,500, (ii) the scheduled Central Avenue Reserve 2 upgrade

scheduled for 2028/29 to the value of \$402,400, and (iii) the new pump tracks in Hallett Cove and Marino, and therefore retains the current scope and timing of the Central Avenue Reserve 2 upgrade as per the Open Space Plan.

3. Advises the head petitioner/s of the resolutions of Council.

Carried

Councillor Hull called a Division

Those for: Councillors Masika, Veliskou, Clancy, Prior, Hutchinson, Shilling, Duncan and Gard

Those against: Councillor Hull

Carried

9 Committee Recommendations - Nil

10 Confidential Items

10.1 Cover Report - Code of Conduct

Report Reference

GC220913F10.1

Councillor Hull declared an actual conflict of interest in the item.

Mayor Hanna declared a material conflict of interest in the item as both Councillor Hull and Mayor Hanna have nominated as a Mayoral candidates in the upcoming 2022 Local Government Elections.

6.46pm the Mayor vacated the Chair and left the meeting

6.48pm the Deputy Mayor, Councillor Hutchinson took the Chair

6.48pm Councillor Hull left the meeting

Moved Councillor Gard

Seconded Councillor Shilling

That 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: Chief Executive Officer, Manager Office of the CEO, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to a Code of Conduct Matter 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 conduct of a Council Member.

Carried Unanimously

6.48pm the meeting went into confidence

6.49pm Councillor Hull re-entered the meeting

6.51pm Councillor Hull left the meeting

Moved Councillor Veliskou**Seconded Councillor Clancy**

That in accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Code of Conduct, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(a) 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

7.04pm the meeting came out of confidence

11 Corporate Reports for Decision

7.05pm the Mayor re-entered the meeting
7.05pm Councillor Hull re-entered the meeting

The Deputy Mayor vacated the Chair
The Mayor resumed the Chair

11.1 Elections for the positions of Representative Members of the LGFA Board of Trustees
Report Reference GC220913R11.1**Moved Councillor Veliskou****Seconded Councillor Duncan**

That formal meeting procedures be suspended to allow Council Members to participate in preferential voting and for the votes to be calculated for the items *Elections for the positions of Representative Members of the LGFA Board of Trustees and Election Process for LGA President & GAROC Representatives*.

Carried Unanimously

7.06pm formal meeting procedures suspended
7.11pm formal meeting procedures resumed

The Mayor sought and was granted leave of the meeting to vary the order of agenda items and consider the Corporate Reports for Information / Noting next on the agenda and return to the items *Elections for the positions of Representative Members of the LGFA Board of Trustees and Election Process for LGA President & GAROC Representatives* at the conclusion of the Corporate reports for Information / Noting.

12 Corporate Reports for Information/Noting**Moved Councillor Shilling****Seconded Councillor Duncan**

That the following Corporate Reports for Information / Noting be moved en bloc:

- Questions Taken on Notice Register
- Disability Access and Inclusion 2021-22 Implementation Update
- Reconciliation Action Plan 2021-22 Implementation Update
- Public Health Implementation Update 2020-2022

- Quarterly Risk Report
- WHS Monthly Performance Report

Carried Unanimously

12.1 Questions Taken on Notice Register
Report Reference GC220913R12.1**Moved Councillor Shilling****Seconded Councillor Duncan**

That Council:

1. Notes the report 'Questions Taken on Notice Register'.

Carried Unanimously

12.2 Disability Access and Inclusion 2021-22 Implementation Update
Report Reference GC220913R12.2**Moved Councillor Shilling****Seconded Councillor Duncan**

That Council:

1. Note the DAIP 2021-22 Implementation Report
2. Note the 2021-22 Department of Human Services online survey City of Marion responses (Attachment 2)

Carried Unanimously

12.3 Reconciliation Action Plan 2021 - 22 Implementation Update
Report Reference GC220913R12.3**Moved Councillor Shilling****Seconded Councillor Duncan**

That Council:

1. Note the 2021-22 RAP Implementation Report
2. Note the next RAP development process (Attachment 1)

Carried Unanimously

12.4 Public Health Implementation Update 2020-2022**Report Reference**

GC220913R12.4

Moved Councillor Shilling**Seconded Councillor Duncan**

That Council:

1. Note the Progress Report on Public Health Planning (1 July 2020 - 30 June 2022) to be submitted to the Chief Public Health Officer (Attachment 1).

Carried Unanimously**12.5 Quarterly Risk Report****Report Reference**

GC220913R12.5

Moved Councillor Shilling**Seconded Councillor Duncan**

That Council:

1. Notes Corporate Risk Register Report (Attachment 1) and provides feedback on the review outcomes.
2. Notes the changes made to the DTP01 risk with the completed treatments being implemented as controls as queried by the FRAC on the 17 May 2022.
3. Notes the risk rating changes for PCU01 moving from Medium to High risk, as detailed in Attachment 2.

Carried Unanimously**12.6 WHS Monthly Performance Report****Report Reference**

GC220913R12.6

Moved Councillor Shilling**Seconded Councillor Duncan**

That Council:

1. Notes the report and statistical data contained therein.

Carried Unanimously

Moved Councillor Masika**Seconded Councillor Veliskou**

That the following Corporate Reports for Decision be moved en bloc:

- Elections for the positions of Representatives Member of the LGFA Board of Trustees
- Selection Process for LGA President & GAROC Representatives

Carried**11.1 Elections for the positions of Representative Members of the LGFA Board of Trustees****Report Reference**

GC220913R11.1

Moved Councillor Masika**Seconded Councillor Veliskou**

That Council votes for the appointment of;

1. Anette Martin
2. Nigel Graves

To the Local Government Authority Board of Trustees.

Carried**11.2 Election Process for LGA President & GAROC Representatives****Report Reference**

GC220913R11.2

Moved Councillor Masika**Seconded Councillor Veliskou**

That Council votes for the appointment of:

1. Votes for the appointment of Erika Vickery for LGA President
2. Notes that Mayor Heather Holmes-Ross and Councillor Luke Hutchinson are elected to GAROC South Regional Grouping.

Carried**13 Workshop / Presentation Items - Nil****14 Motions With Notice - Nil****15 Questions With Notice - Nil**

16 Motions Without Notice

16.1 Condolences on the passing of Her Majesty the Queen
Report Reference GC220913M16.1

Moved Councillor Shilling**Seconded Councillor Gard**

The City of Marion expresses its sadness at the death of Her Majesty The Queen; and conveys its sincere condolences to His Majesty King Charles III and the Royal Family on behalf of residents of the City of Marion.

Carried Unanimously**17 Questions Without Notice - Nil****18 Other Business - Nil****19 Meeting Closure**

The meeting was declared closed at 7.26pm.

CONFIRMED THIS 25 DAY OF OCTOBER 2022

CHAIRPERSON