

**Minutes of the General Council Meeting
held on Tuesday, 24 January 2023 at 6.30 pm
Council Chamber, Council Administration Centre
245 Sturt Road, Sturt**

PRESENT

His Worship the Mayor Kris Hanna

Councillor Raelene Telfer
Councillor Luke Naismith
Councillor Jason Veliskou
Councillor Sarah Luscombe

Councillor Jayne Hoffmann
Councillor Matt Taylor
Councillor Renuka Lama
Councillor Jana Mates

Councillor Ian Crossland

In Attendance

Chief Executive Officer - Tony Harrison
Acting General Manager City Services - Merran Fyfe
General Manager City Development - Tony Lines
Manager Office of the CEO - Kate McKenzie
Chief Financial Officer - Ray Barnwell
Governance Officer - Karrie McCann

Leave of Absence

Councillor Joseph Masika
Councillor Amar Singh

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 General Council meeting will be recorded.

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 Crossland declared a general conflict of interest in relation to item 12.2 Proposal to Close and Dispose Portion of Public Road, Sheidow Park.

- Mayor Hanna declared a general conflict of interest in relation to item 17.1 Motion without Notice, Nomination to GAROC

5 Confirmation of Minutes

5.1 Confirmation of Minutes of the General Council Meeting held on 13 December 2022

Report Reference GC230124R5.1

Moved Councillor Mates

Seconded Councillor Crossland

That the minutes of the General Council Meeting held on 13 December 2022 be taken as read and confirmed.

Carried Unanimously

6 Communications

Moved Councillor Telfer

Seconded Councillor Luscombe

That the following items be moved en bloc:

- 6.1 Mayoral Communication Report
- 6.2 Elected Member Verbal Communications
- 6.3 CEO and Executive Communication Report

Carried Unanimously

6.1 Mayoral Communication Report

Report Reference GC2YYMMDDR6.1

Name of Council Member Mayor - Kris Hanna

Date	Event	Comments
22/11/2022	Meeting with President of SA Malayalee Community	
23/11/2022	Meeting South Adelaide Basketball Club President	
24/11/2022	Coast FM in studio	Interview
29/11/2022	Meeting with the Hon Tom Koutsantonis	
29/11/2022	ABC radio interview onsite at Foodbank	
30/11/2022	Business SA Chamber Event at Patrilli	

30/11/2022	Norfolk Estate Retirement Village 20th Anniversary	Speech given
1/12/2022	Marion Cultural Centre 21st Birthday	
2/12/2022	SA Malayalee Community Xmas and New Year Function	
2/12/2022	South Australia Suite at the VALO Adelaide 500	Invitation from The Honourable Peter Malinauskas MP, Premier of South Australia
5/12/2022	Positive Ageing and Inclusion Volunteer Christmas Event	
5/12/2022	Marion Council Business Event	
6/12/2022	Meeting Basketball SA	
7/12/2022	Nari Reserve Celebration with Rishworth MP	
7/12/2022	Meeting with Mayor of Mitcham	
7/12/2022	MarionLife Dinner	
8/12/2022	City of Marion Safe Space Project Launch	
12/12/2022	Marion Probus Club	
13/12/2022	MarionLife Carpark Christmas BBQ Celebration	
14/12/2022	Grant Mayer, South Australian Jockey Club	
14/12/2022	Active Elders Christmas Party	
15/12/2022	Tonsley Connections Event	
15/12/2022	Council end of year celebration	
22/12/2022	Coast FM in studio	Interview
22/12/2022	Council Staff celebration	
23/12/2022	Meeting South Adelaide Basketball Club President	
11/01/2023	Meeting Mayor Hanna and Mayor of Onkaparinga	

Moved Councillor Telfer

Seconded Councillor Luscombe

That the Mayoral Communication report be received and noted.

Carried Unanimously

6.2 Elected Member Verbal Communications

Moved Councillor Telfer
Seconded Councillor Luscombe

That the Elected Member Verbal Communication report be received and noted.

Carried Unanimously

6.3 CEO and Executive Communication Report
Report Reference

GC230124R6.3

Date	Activity	Attended By
28 November 2022	Meeting with Jayne Stinson MP – Member for Badcoe, Daniel Alexandrides – Ministerial Advisor to the Hon Tom Koutsantonis MP and Laura Akula – Manager, Transport Portfolio Investment Programs re Aldridge and Teesdale Reserves and Glandore Oval	Tony Harrison Tony Lines
29 November 2022	Meeting Tonsley Car Parking with City of Marion, Flinders University and Renewal SA	Tony Lines
1 December 2022	Meeting Tonsley Project Control Group monthly meeting with City of Marion, Peet Limited and Renewal SA	Tony Lines
2 December 2022	Seminar Datascope Solutions CEO briefing - for Tony Harrison	Angela Allison
7 December 2022	Monthly catch-up meeting Tony Harrison, Paul Sutton (City of Charles Sturt) and Mark Withers (City of Port Adelaide Enfield)	Tony Harrison
7 December 2022	MC Nari Reserve – Planting Trees for the Queens Jubilee Program	Tony Harrison
7 December 2022	Strategic Fleet Management _ Meeting with Cities of Pt Adelaide Enfield and Charles Sturt	Ben Keen
9 December 2022	Oaklands Smart Precinct Tour with NSW Western Parklands City Authority	Tony Harrison Ben Keen
12 December 2022	City of Marion & DIT re North-South Corridor Project	Tony Harrison
14 December 2022	Meeting Tony Harison, Mayor Kris Hanna and Grant Mayer (CEO SAJC) re Morphettville major project update	Tony Harrison

14 December 2022	Resilient Asset Management Project, Executive Sponsor Meeting Cities of Marion, Holdfast Bay, Onkaparinga and Mitcham with Urban and Regional Planning Solutions (URPS)	Ben Keen
15 December 2022	LGA CEO Advisory Board Meeting	Tony Harrison
19 December 2022	SWBMX Meeting with City of Marion, Auscycling and UCI	Tony Lines
20 December 2022	Gift of Reading – Handover of community donated books to The Smith Family	Ben Keen
11 January 2023	Meeting Angela Allison (CoM), Chris Adams, CEO SRWRA, site tour ahead of 1 st SRWRA Board meeting	Angela Allison
11 January 2023	Meeting Oaklands Green PCG Monthly meeting with City of Marion and Oaklands Green	Tony Lines
11 January 2023	SWBMX Meeting City of Marion, BMX Club Members	Tony Lines
12 January 2023	Meeting Angela Allison (CoM), Mark Booth, SRWRA Board Chair, ahead of 1 st SRWRA Board meeting	Angela Allison
12 January 2023	SWBMX Site Tour and Marion Golf discussions City of Marion and Southern and Coastal Ward Council Members	Tony Lines
18 January 2023	Meeting Clean Peak Energy re Water Agreement	Ben Keen
20 January 2023	SRWRA Tour Down under event – meeting Joint venture partners	Angela Allison

Moved Councillor Telfer

Seconded Councillor Luscombe

That the CEO and Executive Communication report be received and noted.

Carried Unanimously

7 Adjourned Items

7.1 Adjourned Item - Local Government Election Signs

Report Reference GC230124R7.1

Moved Councillor Telfer

Seconded Councillor Luscombe

That Council:

1. Notes the report
2. Prepare a motion for the LGA Ordinary Meeting that requires:
 - a) The LGA to review the election signage legislation and regulations, including the issues of operation experienced during the 2022 Local Government Elections
 - b) Options for solutions which may include having one prominent open space per Ward where candidates for the Mayor and specific Ward can display one compliant sign for a defined period before polling day

Carried**8 Petitions - Nil****9 Deputations - Nil****10 Committee Recommendations****10.1 Confirmation of Minutes of the Finance, Risk and Audit Committee Meeting held on 13 December 2022****Report Reference** GC230124R10.1**Moved Councillor Veliskou****Seconded Councillor Telfer****That Council:**

1. Receives and notes the minutes of the Finance, Risk and Audit Committee meeting held on 13 December 2022 with an amendment to the schedule dates on page 43 which note the incorrect year.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.

Carried Unanimously**11 Confidential Items****11.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 13 December 2022****Report Reference** GC230124F11.1**Moved Councillor Veliskou****Seconded Councillor Telfer****That Council:**

1. Receives and notes the confidential minutes of the Finance, Risk and Audit Committee meeting held on 13 December 2022.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.
3. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the attachment arising from this report, Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 13 December 2022, having been considered in confidence under Section 90(2) and (3)b) and € 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 2023.

Carried Unanimously

12 Corporate Reports for Decision

12.1 Reallocation of the Local Roads and Community Infrastructure funding Phase 3

Report Reference GC230124R12.1

Moved Councillor Naismith

Seconded Councillor Veliskou

That Council:

1. Endorses projects at Attachment 1 to be submitted to the Federal Government for approval for allocation of the LRCI funding.
2. That council endorse a reallocation of \$2,115,506 in the current 22/23 budget from funded projects at Attachment 1 and transfer to the MCC Plaza project, pending Federal Government approval of projects.
3. Endorses the CEO to nominate any current year 22/23 capital projects for funding allocation should any of the projects at Attachment 1 be denied for funding by the Federal Government.

Carried Unanimously

12.2 Proposal to Close and Dispose Portion of Public Road, Sheidow Park

Report Reference GC230124R12.2

Councillor Crossland declared a perceived conflict of interest as his spouse works at the school. Councillor Crossland remained in the chamber for this item.

Moved Councillor Mates

Seconded Councillor Naismith

That Council:

1. In relation to the portion of legal and open public road (road verge) in Young Street, Sheidow Park, bordered in red on Attachment 1 to the agenda report:
 - a. Declares the subject portion of road as surplus to the road network requirements and suitable for closure.
 - b. Approves the commencement of the road closure process, including public notice in accordance with the provisions of the *Roads (Opening and Closing) Act 1991*.
 - c. Resolves that the subject portion of road to be closed bordered in red on Attachment 1 to the agenda report will be excluded from the classification of community land upon a successful closure.
 - d. Notes the area in green is proposed to be vested in the Community Corporation as part of the road closure process.
 - e. Approves the sale of the subject portion of road to the adjoining landowner, 2 Education Court Sheidow Park, at no less than the market value, subject to all costs associated with the road closure process, sale, transfer, and consolidation of the land with adjoining landowner's land being met by the adjoining landowner.
 - f. Approves to deviate from Council's Disposal of Land and Assets Policy and obtain one market valuation for the portion of road.
 - g. Notes that if any objections or applications for easements are received during the public notification phase of the proposed road closure, a further report will be tabled for Council's consideration and determination of the matter.
 - h. Authorises the Chief Executive Officer to sign any documentation necessary to finalise the road closure process, the sale and transfer of the subject portion of road to the adjoining landowner and the consolidation with their land.
 - i. Approves the net proceeds from the sale of the subject portion of road to be assigned to the Open Space Reserve Fund to be used in accordance with Council's approved use of that Fund.

Carried Unanimously

12.3 Nomination for Premier's Climate Change Council

Report Reference GC230124R12.3

Moved Councillor Crossland

Seconded Councillor Taylor

That Council:

1. Nominates Cr Luscombe to the LGA for appointment to the Premier's Climate Change Council.
2. Nominates Dr Stefan Caddy-Retalic to the LGA for appointment to the Premier's Climate Change Council.
3. Notes that staff will forward the above nomination/s to the LGA by 10 February 2023.

Carried Unanimously

12.4 Neighbourhood Centres Extended Hours**Report Reference** GC230124R12.4**Moved Councillor Telfer****Seconded Councillor Crossland**

That Council:

1. Endorses the adjustment to extended trading hours trading at Glandore Community Centre and Trott Park Neighbourhood Centre to approximately once a month during the months of daylight savings.
2. Notes no adjustment to extended or regular trading hours at Cooina Neighbourhood Centre or Mitchell Park Sports and Community Centre in regarding to Neighbourhood Centre staffing / offering.
3. Notes future decisions regarding after-hours operations at all Neighbourhood Centres will be delegated to the General Manager, and Council will be kept informed.

Carried Unanimously**12.5 LGA Ordinary General Meeting 2023 - Call for Items of Business****Report Reference** GC230124R12.5**Moved Councillor Telfer****Seconded Councillor Mates**

That:

1. The nominated Council voting delegate for the 2023 Local Government Association Ordinary General Meeting is Mayor Hanna and the Proxy Delegate for this meeting is Councillor Telfer.
2. Council submits the following Proposed Items of Business to the Local Government Association by 3 February 2023 for consideration at the 2023 Local Government Association Ordinary General Meeting:
 - a. *That the Ordinary General Meeting requests the LGA to undertake a sector wide review following the 2022 Local Government Elections to consider any process improvements and policy amendments to provide further clarification around the use of Election Signs as a result of the changes arising from the implementation of the Statutes Amendment (Local Government Review) Act 2021.*
 - b. *That the review includes options to define a space to display election signs and/or allowance of a specified number of elections signs per candidate in their nominated ward.*

3. On submitting Notices of Motion to the Local Government Association, the Chief Executive Officer be authorised to amend the wording (without changing the meaning or purpose of the motion) if required.

Carried

12.6 Review of the Schedule of Delegations 2023

Report Reference GC230124R12.6

Moved Councillor Veliskou

Seconded Councillor Naismith

That Council:

1. Revokes all previous delegations to the Chief Executive Officer.
2. Grants the delegation of powers and functions of the Council as provided for in the attached instrument of delegation provided as Attachment 1 and 2.
3. Resolves to grant the sub-delegation of powers under the Road Traffic Act as provided for in Attachment 3.
4. In accordance with the Instrument of General Approval and Delegation to Council (dated 22 August 2013) from the Minister for Transport and Infrastructure (General Approval) the council authorises the following person(s) pursuant to Clause A.7 of the General Approval to endorse Traffic Impact Statements for the purposes of Clause A of the General approval provided that such person(s) shall take into account the matters specified in Clause A.7 of the General Approval in respect of Traffic Impact Statements:
 - Coordinator Transport
 - Unit Manager Engineering
5. In accordance with Clause A.7 of the General Approval, the council is of the opinion that the following person(s) is/are experienced traffic engineering practitioner(s) for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the General Approval:
 - Coordinator Transport
 - Unit Manager Engineering
6. In accordance with Clause E.2 of the General Approval, the council is of the opinion that the following person(s) has (have) an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:
 - Coordinator Transport
 - Unit Manager Engineering
7. Notes that a full list of the Delegations and Sub-Delegations of the CEO will be made available on the City of Marion website.

Carried Unanimously**13 Corporate Reports for Information/Noting****13.1 Questions Taken on Notice Register****Report Reference** GC230124R13.1**Moved Councillor Crossland****Seconded Councillor Telfer**

That the following items are moved en bloc:

- 13.1 Questions Taken on Notice Register
- 13.2 Environment Protection (Commercial Industrial Noise) Policy
- 13.3 January - WHS Monthly Report.

Carried Unanimously**Moved Councillor Crossland****Seconded Councillor Telfer**

That Council:

1. Notes the report 'Questions Taken on Notice Register' and that the item related to Mitchell Street Glengowie be elaborated upon to include further detail.

Carried Unanimously**13.2 Environment Protection (Commercial and Industrial Noise) Policy****Report Reference** GC23012413.2**Moved Councillor Crossland****Seconded Councillor Telfer**

That Council:

1. Notes the report and proposed revocation of the *Environment Protection (Noise) Policy 2007* and replacement with the *Environment Protection (Commercial and Industrial Noise) 2022*.

Carried Unanimously**13.3 January - WHS Monthly Report****Report Reference** GC230124R13.3

Moved Councillor Crossland**Seconded Councillor Telfer**

That Council:

1. Note this report.

Carried Unanimously**14 Workshop / Presentation Items - Nil****15 Motions With Notice - Nil****16 Questions With Notice - Nil****17 Motions Without Notice**

Mayor Hanna declared a general conflict of interest on the basis that he was nominated to fill the (unpaid) LGA position on GAROC. Mayor Hanna remained in the chamber and the chair for the remainder of the item.

Moved Councillor Crossland**Seconded Councillor Lama**

That Council:

1. Nominate Mayor Hanna to fill one (1) position on the GAROC Committee to represent the Metro South Regional Grouping for the balance of the membership term to GAROC (i.e. until the LGA Annual General Meeting to be held in October 2024)

Carried Unanimously**18 Questions Without Notice**

Nil

19 Other Business

Nil

20 Meeting Closure

The meeting was declared closed at 6.50pm.

CONFIRMED THIS 14 DAY OF FEBRUARY 2023

CHAIRPERSON

