

**MINUTES OF THE GENERAL COUNCIL MEETING  
HELD AT ADMINISTRATION CENTRE  
245 STURT ROAD, STURT  
ON TUESDAY 24 FEBRUARY 2015**

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**PRESENT**

His Worship the Mayor Kris Hanna

**Councillors**

**Coastal Ward**

Ian Crossland  
Tim Gard

**Mullawirra Ward**

Jerome Appleby  
Jason Velsikou

**Southern Hills**

Janet Byram  
Nick Westwood

**Warracowie Ward**

Bruce Hull  
Nathan Prior

**Warriparinga Ward**

Luke Hutchinson  
Raelene Telfer

**Woodlands Ward**

Nick Kerry  
Tim Pfeiffer

**In Attendance**

Mr Mark Searle  
Ms Kathy Jarrett  
Mr Vincent Mifsud  
Ms Kate McKenzie  
Ms Victoria Moritz

Chief Executive Officer  
Director  
Director  
Manager Governance  
Governance Officer

**COMMENCEMENT**

The meeting commenced at 7.00pm.

**KAURNA ACKNOWLEDGEMENT**

*We would like to begin by acknowledging the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.*

**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.

## MEMBERS DECLARATION OF INTEREST

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

Councillors Hull and Telfer identified a conflict of interest which has been recorded in the minutes at the following relevant agenda item for reference:

- *Ombudsman Final Report – Misconduct – GC240215R01*
- *Marion Leisure & Fitness Centre – GC240215F02*

## CONFIRMATION OF MINUTES

**Moved Councillor Westwood, Seconded Councillor Telfer** that the minutes of the General Council meeting held on 27 January 2015 be taken as read and confirmed.

**Carried Unanimously**

## COMMUNICATION - HIS WORSHIP THE MAYOR

### Report on Mayoral Activities for November and January and February 2015

His Worship the Mayor, Kris Hanna submitted a report on meetings and functions attended by himself during January and February 2015

Date	Event	Comment
29 January	Met with Minister Susan Close to discuss Tonsley	
04 February	Met with Lieutenant Colonel David Lipschitz, Warrant Officer Andrew Crook and members of Hallett Cove Lions to discuss Hallett Cove Dawn Service and Freedom of Entry Parade	
04 February	Launched the Marion Community Leadership Program	
06 February	Met with Lynne Hargraves, Chairperson of Riding for the Disabled South Australia	
10 February	Attended and spoke at the COTA SA - Marion Over 50's Clubs Forum and Network meeting	
12 February	Attended the Church Service to mark the opening of the Parliamentary year	
16 February	Attended the Marion Mall Walkers' Birthday celebrations	
17 February	Met with Professor Colin Stirling, Vice-Chancellor of Flinders University	

20 February	Gave evidence at Parliamentary Select Committee into Electoral Matters	
20 February	Attended exhibition opening at Gallery M	
In addition the Mayor has met with residents, local Members of Parliament and also with the CEO and Council staff regarding various issues.		

**Moved Councillor Pfeiffer, Seconded Councillor Telfer** that the report by the Mayor be received.

**Carried Unanimously**

## **COMMUNICATION – DEPUTY MAYOR**

### **Report on Deputy Mayoral Activities for January and February 2015**

<b>Date</b>	<b>Event</b>	<b>Comment</b>
17 January	Council Sporting & Facilities Tour	Attended
23 January	Australia Day Awards Ceremony Government House	Attended
26 January	Australia Day Parade & Concert VIP Guest	Attended
3 February	Ward Briefing / Strategic Directions Committee	Attended
8 February	Meeting with Marion Historical Society 10:30AM	Attended
8 February	Meeting with Marion Residents 7:30PM	Attended
18 February	Hamilton Secondary College Council Meeting	Attended
20 February	CEO Performance Review Meeting	Attended

**Moved Councillor Pfeiffer, Seconded Councillor Telfer** that the report by the Deputy Mayor be received.

**Carried Unanimously**

## **COMMUNICATION – ELECTED MEMBERS**

**Councillor Ian Crossland**  
**File No. 9.33.3.30**

Nil

**Councillor Tim Gard**  
**File No. 9.33.3.31**

Nil

**Councillor Jerome Appleby**  
**File No. 9.33.3.20**

Nil

**Councillor Jason Veliskou**  
**File No. 9.33.3.17**

Nil

**Councillor Janet Byram**  
**File No. 9.33.3.34**

<b>Date</b>	<b>Event</b>	<b>Comment</b>
30 Jan 15	Meeting RDA O'Halloran Hill	Attended
30 Jan 15	Visit RSL Marion	Attended
02 Feb 15	Coastal & Southern Hills Ward Meeting	Attended with Councillors Crossland, Gard and Westwood
02 Feb 15	Friends of the Library Committee Meeting	Attended
02 Feb 15	Sheidow Park Primary School meeting with Principal Jenny Engelhart	Attended
04 Feb 15	Meeting Hallett Cove Business Association	Attended
05 Feb 15	Meetings with Residents	Attended
05 Feb 15	Cove Sports & community centre committee meeting	Attended
06 Feb 15	Ward briefing Southern Hills and Coastal Wards	Attended
08 Feb 15	RSL committee meeting	Attended
08 Feb 15	Meeting BMX Club President	Attended
09 Feb 15	Meeting BMX Club President	Attended
11 Feb 15	Traffic management meeting for Southern Hills Ward with Business Services	Attended with Cr Westwood
11 Feb 15	Governing Council Seaview High School meeting	Attended
12 Feb 15	Dinner Cove Sports Centre	Attended with Cr Crossland
13 Feb 15	Tour of old TAFE site O'Halloran Hill	Attended
14 Feb 15	Library Lovers Day at Hallett Cove Library with Friends of the Library	Attended

15 Feb 15	Banka Day Memorial Service at Women's Memorial Playing Fields	Attended on behalf of the Mayor
18 Feb 15	Holdfast Model Aero Club committee meeting	Attended
19 Feb 15	Sunedin Special School meeting with Principal Anne Martin	Attended
23 Feb 15	Traffic management meeting for Southern Hills Ward with Business Services	Attended with Cr Westwood
In addition Cr Byram met with numerous residents, local MP's and council staff regarding various issues.		

**Councillor Nick Westwood**  
**File No. 9.33.3.35**

Nil

**Councillor Bruce Hull**  
**File No. 9.33.3.27**

Nil

**Councillor Nathan Prior**  
**File No. 9.33.3.29**

Nil

**Councillor Luke Hutchinson**  
**File No. 9.33.3.24**

Nil

**Councillor Raelene Telfer**  
**File No. 9.33.3.33**

Date	Event	Comments
29 January	Mitchell Pk Clovelly Pk Community Reference	Group wind up bbq
30 January	CEO Review Committee	KPI framework
03 February	Warriparinga Ward	Briefing
06 February	Migrant Resource Centre	Policy and practice of asylum seeker housing
11 February	Oaklands/ Marion LATM	Survey towards 40 km ph for area
12 February	South Adelaide Basketball	Mark Hubbard CEO and Daniel Hughes
13 February	Aidan and Bernadette Barry	Alica Clutterham re sport and disability
13 February	Corey Wingard MP	Basketball stadium, Oaklands

*These Minutes are subject to confirmation at the General Council Meeting to be held on the 24 March 2015*

		Crossing
16 February	Mayor and Finance staff	Financial ratios
16 January	Cosgrove Hall Management	Re paying insurance and building costs
18 January	David Speirs	Resources for southern sports facilities
19 January	Residential DPA	Public hearing
20 January	CEO Review	KPI workshop

**Councillor Nick Kerry**  
**File No. 9.33.3.32**

Nil

**Councillor Tim Pfeiffer**  
**File No. 9.33.3.22**

Nil

**Moved Councillor Pfeiffer, Seconded Councillor Telfer** that the Elected Member Communication Reports be received.

**Carried Unanimously**

**COMMUNICATION – CEO AND EXECUTIVE REPORTS**

**Report on CEO and Executive Activities for January and February 2015**

**CEO – Mark Searle**

<b>Date</b>	<b>Event</b>	<b>Comments</b>
28 January	Meeting with Office for Recreation and Sport and Cities of Holdfast Bay, Mitcham and Onkaparinga regarding the development of Regional Sport and Recreation Plan	
29 January	Tonsley Project Steering Committee	
03 February	Presentation and discussion with ElectraNet CEO and senior management	
04 February	Meeting with State Government staff and consultants regarding development of governance arrangements for Tonsley Redevelopment	
05 February	Meeting with State Director of Gymnastics South Australia to discuss their leasing arrangements and growth	
06 February	Meeting with Martin Hamilton-Smith MP, Office for Recreation and Sport and City of Mitcham regarding the Women's Memorial Playing Fields	
06 February	Meeting with Presiding Member, Adelaide Mt Lofty Ranges Natural Resource Management Board	

11 February	Meeting with residents regarding the Local Area Traffic Management planning for Dwyer Road, George Street and surrounding area	
16 February	Tonsley Redevelopment Progress Celebration and Showcase	

**Director – Heather Montgomerie**

Date	Event	Comments
11 February	Attended Council Solutions Board meeting	

**Director – Kathy Jarrett**

Date	Event	Comments
04 February	Attended meeting as member of the Tonsley Project Steering Committee	
06 February	Presenter at Intrapreneurship Forum	

**Director – Vincent Mifsud**

Date	Event	Comments
29 January	Attended meeting with EPA Board Sub-Committee with Site Contamination Review Committee regarding feedback Clovelly Park/Mitchell Park	
30 January	Attended meeting regarding progressing Indigenous Land Use Agreement (ILUA)	
02 February	Attended quarterly Board Meeting of Southern Region Waste Resource Authority (SRWRA)	

**Moved Councillor Pfeiffer, Seconded Councillor Telfer,** that the report by the CEO and Executive be received.

**Carried Unanimously**

**YOUTH ADVISRY COMMITTEE (YAC) UPDATE**

Nil

## DEPUTATIONS

### Deputation – Marion City Band Ref No: GC240215D01

Veronica Boulton, Musical Director from Marion City Band gave a 5 minute deputation to Council to introduce the band and herself to the new Council.

## PETITIONS

Nil

## ADJOURNED ITEMS

Councillor Hull declared a conflict of interest in this item *Ombudsman's Final Report – Breach of Code of Conduct – Bruce Hull* as it relates to himself and left the meeting.

7.18pm Councillor Hull left the meeting

### **Ombudsman's Final Report – Breach of Code of Conduct – Cr Bruce Hull** **Report Reference: GC240215R01**

**Moved Councillor Telfer, Seconded Councillor Byram** that Council

1. Note all material in the *Ombudsman Final report – Breach of Code of Conduct – Bruce Hull*
2. Accept the apology and undertaking forwarded by Councillor Hull as bringing into effect the recommendations of the Ombudsman.

**Carried Unanimously**

**Moved Councillor Telfer Seconded Councillor Byram** that Council

3. Accept the findings as listed and use them as a guideline for appropriate conduct for future code of conduct in the City of Marion.

**Lost**

7.32pm Councillor Hull re-entered the meeting

**Councillor Hull sought leave of the meeting to provide a personal explanation and requested that his apology to former Councillor Kathleen Allen be recorded in the minutes.**

**The Meeting agreed and Councillor Hull provided the following apology and undertaking:**

*"I note the recommendations in the Acting Ombudman's report dated 21 July 2014.*

*I express my sincere regret and apology for any harm to Cr Allen or her family from my conduct.*

*I will refrain from such conduct in the future."*



**1<sup>st</sup> Budget Review 2014/15 and 2013/14 Savings**  
**Report Reference: GC270115R06**

**Moved Councillor Pfeiffer, Seconded Councillor Hutchinson** that Council:

1. Adopt, as presented in Appendix 1, the revised budgeted statements including the Income Statement, Balance Sheet, Statement of Changes in Equity and Statement of Cash Flows.
2. Transfers the identified once-off savings from the 2013/14 audited financial statements of \$0.316m to the Asset Sustainability Reserve in full for further consideration as part of Council's upcoming strategic prioritisation process.

**Carried Unanimously**

**MATTERS LYING ON THE TABLE**

Nil

**COMMITTEE RECOMMENDATIONS**

**Strategic Directions Committee Confirmation of Minutes of Meeting held on 3 February 2015**  
**Report Reference: GC240215R02**

**Moved Councillor Veliskou, Seconded Councillor Crossland** that Council:

1. Receive and adopt the minutes of the Strategic Directions Committee meeting of 3 February 2015 (Appendix 1 to report reference GC240215R02).

**Carried Unanimously**

**WORKSHOP / PRESENTATION ITEM**

Nil

**CORPORATE REPORTS FOR DECISION**

**Landlords' Approval for kitchen and bar upgrade project, Plympton Sporting and Recreation Club Inc, Milton Avenue, Plympton Park, Certificate of Title Volume 5542 Folio 610**  
**Report Reference: GC240215R03**

**Moved Councillor Veliskou, Seconded Councillor Westwood** that Council:

1. Grant landlord's consent for Stage 1 of the kitchen and bar upgrade project at Plympton Sporting and Recreation Club, Milton Avenue Plympton Park, Certificate of Title Volume 5542 Folio 610.

2. Delegate to the Team Leader Land and Property approval to authorise any works required to facilitate Stage 2 and Stage 3 of the kitchen and bar upgrade works at Plympton Sporting and Recreation Club, Milton Avenue Plympton Park, Certificate of Title Volume 5542 Folio 610, with the approval for the construction of a new canteen service counter being subject to full Development Consent being obtained.
3. Council require the Plympton Sporting and Recreation Club to provide the full scope and costs associated with the proposed Stage 2 and Stage 3 works for the kitchen and bar upgrade works at Plympton Sporting and Recreation Club, Milton Avenue Plympton Park, Certificate of Title Volume 5542 Folio 610,
4. Council require the Plympton Sporting and Recreation club Inc to be responsible for all future maintenance and repairs to the kitchen and bar area, the associated improvements and fit out.

**Carried Unanimously**

**Exclusion of land at Travers Street Sturt from the Community Land Classification  
(Certificate of Title Volume 5576 Folio 122)  
Report Reference: GC240215R04**

**Moved Councillor Hutchinson, Seconded Councillor Telfer that:**

1. Pursuant to Section 193 (4) of the Local Government Act 1999 the portion of land at Travers Street Sturt, to be transferred to Council in accordance with Resolution 1 (GC091214R04), is to be excluded from the Community Land Classification.

**Carried**

**Submission Regarding 'Conflict of Interest Proposals' Discussion Paper  
Report Reference: GC240215R05**

**Moved Councillor Appleby, Seconded Councillor Prior that:**

1. Council note the discussion paper 'Council Members Personal Interests'.

**Carried Unanimously**

**Moved Councillor Veliskou, Seconded Councillor Telfer that:**

2. Council advises the Local Government Association that it supports the proposals put forward in the discussion paper.

**Carried**

8.23pm Councillor Pfeiffer left the meeting  
8.25pm Councillor Pfeiffer re-entered the meeting  
8.26pm Councillor Prior left the meeting  
8.26pm Councillor Crossland left the meeting

**Dog Registration Fees 2015/16**  
**Report Reference: GC240215R06**

**Moved Councillor Appleby, Seconded councillor Kerry** that the item *Dog Registration Fees 2015/16 Report Reference GC240215R06* be adjourned until later in the meeting whilst clarification is being sought on the questions asked.

**Carried Unanimously**

8.28pm Councillor Crossland re-entered the meeting  
8.28pm Councillor Prior re-entered the meeting

**Development Assessment Panel – Expiry of two current Independent Panel Members Terms.**  
**Report Reference: GC240215R07**

**Moved Councillor Hull, Seconded Councillor Kerry** that:

1. Council seeks candidates to fill the two impending vacant Independent Member positions of the Development Assessment Panel (DAP) by placing an advert in the Advertiser Newspaper for a two year term commencing 29 May 2015.
2. The recruitment process, including during advertising and interviews provide opportunity for
  - Council to express its view regarding the openness and transparency of DAP operations such that it is preferable that discussions, deliberations and the determination of development applications take place in public unless the provisions of Sections 56A(12)(a) of the Development Act 1993 apply;
  - Candidates to express their views on deliberations and determinations of the DAP taking place in public;
  - Council, in making appointments to the DAP, to also take into account the requirements set out in Section 56A(3)(c)(ii) of the Development Act 1993 having regards to, among other things, an applicant's relevant knowledge, qualifications and experience in relation to the activities of the DAP.
3. A review Panel, comprising Councillor Hull, Councillor Kerry, Councillor Westwood and Councillor Byram shortlist candidates for interview, conduct interviews and formulate recommendations for appointment (including the Presiding Member) to Council.
4. Expressions of interest from shortlisted candidates and the two remaining current Independent Members of the Panel be sought for the Presiding Member's role.

**Carried**

8.43pm Councillor Appleby left the meeting  
8.45pm Councillor Appelby re-entered the meeting

**LGA General Meeting 2015 – Proposed Council Notices of Motion**  
**Reference No: GC240215R08**

**Moved Councillor Westwood, Seconded Councillor Veliskou that:**

1. Council notes the report “LGA General Meeting 2015 – Proposed Council Notices of Motion”
2. Council submits the following motion to the Local Government Association for consideration at the Local Government Association General Meeting to be held on Friday 1 May 2015:
  - *'That the General Meeting requests the LGA to continue to advocate an amendment to the Local Government Act 1999 to amend Division 2 regarding Register of Interests to enable an Elected Member's residential address to be suppressed under special circumstances.'*
3. On submitting the motions 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.
4. The nominated Council Voting Delegate for this meeting is Mayor Hanna and that the Proxy Delegate for this meeting is Councillor Hutchinson.

**Carried Unanimously**

8.50pm Councillor Kerry left the meeting  
8.52pm Councillor Kerry re-entered the meeting

**Elected Member Liaison for the Marion RSL and Glenelg Plympton RSL**  
**Reference No: GC240215R09**

**Moved Councillor Byram, Seconded Councillor Westwood that:**

1. Council endorses the nomination of Councillor Byram from January 2015 to January 2017 and Councillor Telfer from January 2015 until January 2016 and Councillor Hutchinson from January 2016 to January 2017 to act as Council liaisons concurrently to the Marion Returned & Services League of Australia, to be reviewed by January 2017.
2. Council endorses the nomination of Councillors Byram and Veliskou from January 2015 to January 2017 to act as Council liaisons concurrently to the Plympton Glenelg Returned & Services League of Australia for a period of up to two years, to be reviewed by January 2017.
3. The Marion Returned & Services League of Australia and Plympton Glenelg Returned & Services League of Australia be advised of the above resolutions.

**Carried Unanimously**

**Elected Member Private Email Accounts – Ombudsman Advice**  
**Report Reference: GC240215R10**

**Moved Councillor Hutchinson, Seconded Councillor Prior** that :

1. Council note the attached correspondence from Mr Wayne Lines, SA Ombudsman regarding 'Personal email accounts and council members'.

**Carried Unanimously**

**Elected Member Professional Development Policy**  
**Report Reference: GC240215R11**

**Moved Councillor Hull, Seconded Councillor Pfeiffer** that Council:

1. Adopt the Elected Member Professional Development Policy and Procedure as outlined in Appendix 1 and 2, with the following amendments:
  - **Point 2 paragraph 4 to read:** any training and professional development attracting costs of more than \$1000 per head of Council contribution or any interstate or international travel to which Council has contributed, requires that member to personally author and lodge a General Council report detailing the professional development within three calendar months of undertaking the professional development.

**Carried**

9.28pm Councillor Byram left the meeting

9.30pm Councillor Byram re-entered the meeting

**Petition Policy Review**  
**Report Reference: GC240215R12**

**Moved Councillor Veliskou , Seconded Councillor** that Council:

1. Adopts the Petition Policy provided as Appendix 1 to this report reference GC240215R12.

**Moved Councillor Pfeiffer, Seconded Councillor Hutchinson** that this item *Petition Policy Review Report Reference GC240215R12* be adjourned until the General Council Meeting on 24 March 2015.

**Carried Unanimously**

**CORPORATE REPORTS FOR INFORMATION NOTING**

**Finance Report – January 2015**  
**Report Reference: GC240215R13**

**Moved Councillor Kerry, Seconded Councillor Telfer** that Council:

1. Receive the report "Finance Report – January 2015".

**Carried Unanimously**

## **LATE ITEM**

### **CEO Employment Arrangements Reference No: GC240215R14**

#### **Moved Councillor Hutchinson, Seconded Councillor Hull That:**

1. The minutes of the Special Council meeting held 19 February 2015 be confirmed as a true and correct record of proceedings noting that reference to 20 February 2015 in resolution number 3 for the Item 'Marion Leisure & Fitness Lease to CASA leisure Pty Ltd' was incorrect. Rather, the recommended resolution should have referred to retaining the confidentiality order for a period of 12 months to be reviewed in December 2015.
2. Council's Chief Executive Review Committee consider, and make a recommendation to Council regarding the appointment of an Acting Chief Executive Officer from close of business Friday 27 March 2015 until such time as a permanent appointment is made and new Chief Executive Officer commences employment with the City of Marion.
3. Council's Chief Executive Review Committee, currently comprising the Mayor, Deputy Mayor and Councillor Telfer provide oversight to the Chief Executive Officer recruitment process. Council notes that the Chief Executive Review Committee has no delegated authority, and will make recommendations to Council at various junctures in the process.

#### **Amendment:**

#### **Moved Councillor Appleby, Seconded Councillor Kerry that**

1. The minutes of the Special Council meeting held 19 February 2015 be confirmed as a true and correct record of proceedings noting that reference to 20 February 2015 in resolution number 3 for the Item 'Marion Leisure & Fitness Lease to CASA leisure Pty Ltd' was incorrect. Rather, the recommended resolution should have referred to retaining the confidentiality order for a period of 12 months to be reviewed in December 2015.
2. Council appoint the following CEO Recruitment Panel comprising the following three Elected Members:
  - 
  - 
  - 
  - a. To consider, and make a recommendation to Council regarding the appointment of an Acting Chief Executive Officer from close of business Friday 27 March 2015 until such time as a permanent appointment is made and new Chief Executive Officer commences employment with the City of Marion; and
  - b. To provide oversight to the Chief Executive Officer recruitment process. Council notes that the Chief Executive Recruitment Panel has no delegated authority, and will make recommendations to Council at various junctures in the process.

**That the amendment become the motion and was lost  
Debate resumed on the original motion  
The original motion was put and was Carried**

8.56pm Cr Prior left the meeting

**Dog Registration Fees 2015/16**  
**Report Reference: GC240215R06**

**Moved Councillor Hutchinson, Seconded Councillor Gard** that Council:

1. Receives and notes this report.
2. Subject to approval by the Minister for Sustainability, Environment and Conservation increase the standard rate registration fee effective from 1<sup>st</sup> July over the next three years to:
  - Financial year 2015/16           \$60.00
  - Financial year 2016/17           \$65.00
  - Financial year 2017/18           \$70.00
3. Increase the fees for concessional dog registration in line with the rise in standard dog registration (Appendix 1)
4. The fee rebate percentages remain the same except for Greyhound racing, which are to be removed subject to compliance with the relevant legislation and regulations under the Dog and Cat Management Act.

9.58pm Cr Prior re-entered the meeting

**Moved Councillor Hutchinson, Seconded Councillor Pfeiffer** that the meeting be extended for a period of 30 minutes until 10.30pm

**Carried**

9.59pm meeting extended

**Amendment:**

**Moved Councillor Appleby, Seconded Councillor Kerry** that Council:

1. Receives and notes this report.
2. Subject to approval by the Minister for Sustainability, Environment and Conservation increase the standard rate registration fee effective from 1<sup>st</sup> July over the next three years to:
  - Financial year 2015/16   \$60.00
  - Financial year 2016/17   \$65.00
  - Financial year 2017/18   \$70.00
3. Increase the fees for concessional dog registration in line with the rise in standard dog registration (Appendix 1).

**Councillor Hull called a point of order as the amendment was a direct negation of the original motion.**

**The Presiding Member ruled that the point of order was not accepted and proceeded with the amendment.**

**The Amendment became the motion and was lost**  
**Debate resumed on the original motion**  
**The original motion was Put and was Carried**

Councillor Appleby called for a division:

**Those for:** Councillors Pfeiffer, Telfer, Hutchinson, Prior, Hull, Westwood and Byram

**Those against:** Councillors Kerry, Veliskou, Appleby, Gard and Crossland

**Carried**

## **MATTERS RAISED BY MEMBERS**

### **QUESTIONS WITH NOTICE**

#### **Street Tree Planting Report Reference: GC240214Q01**

#### **QUESTION:**

What mechanisms are in place to initiate street tree planting following a developer payment for the replacement street trees?

#### **COMMENTS:**

##### **Peter Patterson, Manager Open Space & Facilities**

Development Services raise the street tree removal and replacement requests as part of the Development Application Submission for a new development, which is reviewed by our Tree Planning Officer.

Once the fees have been paid, the request for removal and subsequent re-planting is forwarded to Open Spaces. The planting generally occurs well after the completion of the development to prevent damage to the tree during construction.

### **MOTIONS WITH NOTICE**

#### **Development Assessment Panel Operations Report Reference: GC240215M01**

**Moved Councillor Kerry, Seconded Councillor Veliskou that:**

1. the Council write to the Presiding Member of the City of Marion DAP (with a courtesy copy to other DAP members), with a request that its letter be tabled at the next DAP meeting, advising that the Council is of the view that it is preferable that discussions, deliberations & the determination of applications by the DAP take place in public & that it only exclude the public from attendance during so much of a meeting as is necessary to receive, discuss or consider in confidence that information or those matters set out in Section 56A(12)(a) of the Development Act 1993. The Council recommends that the DAP consider adopting such an approach & incorporating this in its procedures when they are reviewed at the next DAP meeting in accordance with the DAP resolution. The Council's recommendation is in the interests of raising accountability & promoting transparency in local government decision making & is consistent with its submission to the Planning Minister in relation to the Report of the SA Expert Panel on Planning Reform of December 2014 that, in the public interest, any planning authority should adopt procedures that ensure transparency of deliberations & decision making.

**Carried**



**Closure of the Repatriation General Hospital**  
**Report Reference: GC240215M02**

**Moved Councillor Byram, Seconded Councillor Veliskou** that:

1. Council express concern at the plans to close the Repatriation General Hospital
2. Council requests an urgent and extensive briefing on the planned closure and its impact on the City of Marion's residents and especially veterans – to be provided by the Minister for Health.

**Carried Unanimously**

**Hallett Cove Foreshore**  
**Report Reference: GC240215M03**

**Moved Councillor Crossland, Seconded Councillor Byram** That Council:

1. Include the wording 'lest we forget' on the commemorative wall at Hallett Cove foreshore and remove the words "Southern Cross" and the associated aboriginal translation. Any additional cost will be offset by the \$23,000 federal grant fund recently received by the City of Marion which was not included in the original Council budget.
2. Attach the official ANZAC centenary logo to the commemorative wall.
3. Investigate alternative funding options to deliver the next stage of the project being the embankment works.
4. Request and work with administration to review the master plan and provide options to scale back the size of the master plan and to consider as part of the upcoming budget discussions as well as seeking alternative funding options should such funding become available.

**Moved Councillor Crossland, Seconded Councillor Pfeiffer** that the meeting be extended for a period of 15 minutes until 10.45pm

**Carried**

10.30pm Meeting extended

**Amendment:**

**Moved Councillor Hull, Seconded Councillor Pfeiffer** that Council:

1. Include the wording 'lest we forget' on the commemorative wall at Hallett Cove foreshore in addition to the words 'Southern Cross, Wilrtu Tidna and the ANZAC Centenary Logo' with an additional estimated quote of \$2820 ext GST.
2. Attach the official ANZAC centenary logo to the commemorative wall.
3. Investigate alternative funding options to deliver the next stage of the project being the embankment works.

4. Request and work with administration to review the master plan and provide options to scale back the size of the master plan be considered as part of the upcoming budget discussions as well as seeking alternative funding options should such funding become available.

**The Amendment became the Motion and was Lost  
Debate resumed on the original motion  
The original motion was Carried Unanimously**

**Demolition Applications for Local Heritage Places  
Report Reference: GC240215M04**

This item was not considered

**Distribution of Funding and Regular Expenditure in Wards  
Report Reference: GC240215M05**

This items was not considered

**QUESTIONS WITHOUT NOTICE**

Nil

**MOTIONS WITHOUT NOTICE**

Nil

**CONFIDENTIAL ITEMS**

**Cove Civic Centre – Cost and programme management  
Reference No: GC240215F01**

**Moved Councillor Hutchinson, Seconded Councillor Pfeiffer** that pursuant to Section 90(2) and (3)(b)(i)(ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Mark Searle, Kathy Jarrett, Heather Montgomerie, John Valentine, Kate McKenzie, Craig Clarke, Jaimie Thwaites and Victoria Moritz, Campbell Mackie and Nathan Hawkes, be excluded from the meeting as the Council receives and considers information relating information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council and would, on balance, be contrary to the public interest.

**Carried**

10.32pm the meeting went into confidence

**Moved Councillor Appleby, Seconded Councillor Telfer** that In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Cove Civic Centre – Cost and programme matters and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b)(i)(ii) 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 2015

**Carried Unanimously**

10.39 pm the meeting came out of confidence

**Marion Leisure & Fitness Centre  
Lease to CASA Leisure Pty Ltd  
Reference No: GC240215F02**

This item was not considered

**Surplus land associated with City Services Redevelopment  
Reference No: GC240215F03**

This item was not considered

**Signatures Café  
Reference No: GC240215F04**

This item was not considered

**Code of Conduct Complaint  
Report Reference: GC240215F05**

**Moved Councillor Byram, Seconded Councillor Appleby** 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 Kathy Jarrett, Director and Andrew Lindsay, Manager Organisational Development be excluded from the meeting as the Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report relating to a code of conduct complaint.

**Carried Unanimously**

10.44pm the meeting went into confidence

**Moved Cr Pfeiffer, Seconded Cr Veliskou** that the time for the meeting be extended for a further 10 minutes

**Carried**

10.49 Cr Crossland left the meeting

10.52 Cr Crossland re-entered the meeting

**Moved Councillor Hutchinson, Seconded Councillor Kerry** that In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report and the minutes arising from this report be kept confidential and not available for the public inspection on the basis that it deals with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person living or dead. This order will be reviewed at the General Council meeting in December 2015.

**Carried**

10.58pm the meeting came out of confidence

**CLOSURE** - Meeting Declared Closed at 10.58 pm.

**CONFIRMED THIS 24 MARCH 2015**

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**CHAIRPERSON**