



**Minutes of the General Council Meeting
held on Tuesday, 10 December 2024 at 6.30 pm
Council Chamber, Council Administration Centre
245 Sturt Road, Sturt**

PRESENT

His Worship the Mayor Kris Hanna

Councillor Joseph Masika

Councillor Nathan Prior

Councillor Raelene Telfer

Councillor Luke Naismith

Councillor Jason Veliskou (from 6.35pm)

Councillor Sarah Luscombe

Councillor Jayne Hoffmann

Councillor Matt Taylor

Councillor Renuka Lama (from 6.36pm)

Councillor Jana Mates

Councillor Amar Singh

Councillor Ian Crossland

In Attendance

Chief Executive Officer - Tony Harrison

General Manager City Services - Angela Allison

General Manager Corporate Services - Tony Lines

General Manager City Development - Ben Keen

Chief Financial Officer - Ray Barnwell

Manager People and Culture - Kate McKenzie

Governance Officer - Amey Johnson

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 Council Member Declaration of Interest (if any)

Nil

Moved Councillor Telfer**Moved Councillor Hoffmann**

That the following items be moved en bloc

- Confirmation of Minutes of the Special General Council Meeting held on 19 November 2024
- Confirmation of Minutes of the General Council Meeting held on 26 November 2024

Carried Unanimously

5 Confirmation of Minutes

5.1 Confirmation of Minutes of the Special General Council Meeting held on 19 November 2024

Report Reference GC241210R5.1

Moved Councillor Telfer**Seconded Councillor Hoffmann**

That the minutes of the General Council Meeting held on 26 November 2024 be taken as read and confirmed.

Carried Unanimously

5.2 Confirmation of Minutes of the General Council Meeting held on 26 November 2024

Report Reference GC241210R5.2

Moved Councillor Telfer**Seconded Councillor Hoffmann**

That the minutes of the General Council Meeting held on 26 November 2024 be taken as read and confirmed.

Carried Unanimously**Moved Councillor Prior****Moved Councillor Taylor**

That the following items be moved en bloc

- Cover Report – Adjourned – Revocation of Community Land Process – Edwardstown
- Cover Report – Tonsley Unsolicited Proposal
- Cover Report - Nungamoora

Carried Unanimously

6 Adjourned Items

6.1 Cover Report - Adjourned - Revocation of Community Land Process – Edwardstown

Report Reference GC241210F6.1

Moved Councillor Prior**Seconded Councillor Taylor**

1. Pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that the public be excluded from attendance at that part of this meeting relating to Agenda

Item GC241210F6.1 Revocation of Community Land Process – Edwardstown, except the following persons: Chief Executive Officer, Manager People and Culture, General Manager City Development, General Manager City Services, General Manager Corporate Services, Chief Financial Officer, Manager City Property, Unit Manager Property and Facilities, Team Leader Property, Property Officer, Governance Officer and Media and Engagement Adviser, to enable the Council to consider Item GC241210F6.1 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item GC241210F6.1 as its disclosure of information could reasonably be expected to prejudice the commercial position of the person who supplied the information.

2. Notes the disclosure of this information would, on balance, be contrary to the public interest because the details relate to commercial information of a confidential nature of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.
3. Determines, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep consideration of the information or matter confidential.

Carried Unanimously

6.32pm the meeting went into confidence

Moved Councillor Mates

Seconded Councillor Hoffmann

That Council:

1. Pursuant to section 91(7) of the Local Government Act 1999, orders that the following document(s) relating to Agenda Item - GC241210F6.1 - Adjourned - Revocation of Community Land Process – Edwardstown shall be kept confidential, except when required to effect or comply with Council's resolution(s) regarding this matter, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3)(b) of the Act:
 - Report - Adjourned - Revocation of Community Land Process – Edwardstown
 - Attachment 1 – GC20240723F11.1 Revocation of Community Land Process Edwardstown
 - Attachment 2 – GC240827F7.1 – Adjourned – Revocation of Community Land Process – Edwardstown
 - Attachment 3 – 24 MDIS 0301 – Response from Minister Cook – Marion Mayor
 - Attachment 4 – Letter to Executive Director, Department of Human Services dated 15 November 2024.
 - Minutes
 on the grounds that the document(s) relates to information the disclosure of which could reasonably be expected to prejudice the commercial position of Council.
2. Notes the disclosure of this information would, on balance, be contrary to the public interest because it could prejudice the commercial position of Council.
3. Determines this order shall operate until its revoked and will be reviewed every 12 months.

4. Pursuant to section 91(9)(c) of the Local Government Act 1999, delegates to the Chief Executive Officer the power to revoke this order in whole or part.

Carried Unanimously

6.33pm the meeting came out of confidence

7 Deputations - Nil

8 Petitions - Nil

9 Committee Recommendations - Nil

10 Confidential Items

10.1 Cover Report - Tonsley Unsolicited Proposal

Report Reference GC241210F10.1

Moved Councillor Prior

Seconded Councillor Taylor

1. Pursuant to Section 90(2) and (3)(d) of the Local Government Act 1999, the Council orders that the public be excluded from attendance at that part of this meeting relating to Agenda Item *GC241210F10.1 Tonsley Unsolicited Proposal*, except the following persons: Chief Executive Officer, General Manager Corporate Services, General Manager City Development, General Manager City Services, Chief Financial Officer, Manager People and Culture, Manager City Activation, City Activation Senior Advisor, Unit Manager Property and Facilities, Governance Officer and Media and Engagement Adviser, to enable the Council to consider the Item in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to the Item: commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.
2. Notes the disclosure of this information would, on balance, be contrary to the public interest being information relating to the financial and commercial capability of an unsolicited proposal by a third party. The public interest in the Council being able to partner with third parties to provide facilities that benefit its area would be compromised as third parties would be discouraged from partnering with the Council if their confidential commercial information were disclosed.
3. Determines, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep consideration of the information or matter confidential.

Carried Unanimously

6.33pm the meeting went into confidence

6.35pm Councillor Veliskou entered the meeting

6.36pm Councillor Lama entered the meeting

Moved Councillor Prior**Seconded Councillor Luscombe**

That formal meeting procedures be suspended to discuss the item.

Carried Unanimously

7.13pm formal meeting procedures suspended

7.49pm formal meeting procedures resumed

Moved Councillor Telfer**Seconded Councillor Prior**

That Council:

1. Pursuant to section 91(7) of the Local Government Act 1999, orders that the following document(s) relating to Agenda Item *Tonsley Unsolicited Proposal*, shall be kept confidential, except when required to effect or comply with Council's resolution(s) regarding this matter, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3)(d) of the Act,:
 - Report - Tonsley Unsolicited Proposal
 - Minutes – Tonsley Unsolicited Proposal
 - Electronic link – Draft Unsolicited Proposal
 - Attachment 1 – Locality Maps
 - Attachment 2 – Memorandum of Understanding
 - Attachment 3 – SAHT Ash Avenue Land Tenure
 - Attachment 4 – Proposed revocation of community land
 - Attachment 5 – Proposed community engagement report
 - Attachment 6 – Assessment and Risk Mitigation
 - Attachment 7 – Proposed timeline of unsolicited proposal

on the grounds that the document(s) relates to commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.
2. Notes the disclosure of this information would, on balance, be contrary to the public interest being information relation to the financial and commercial capability of an unsolicited proposal by a third party.
3. Determines this order shall operate for a period of 24 months; or until execution of a contract and will be reviewed every 12 months.
4. Pursuant to section 91(9)(c) of the Local Government Act 1999, delegates to the Chief Executive Officer the power to revoke this order in whole or part.

Carried Unanimously

7.57pm the meeting came out of confidence

10.2 Cover Report - Nungamoora

Report Reference

GC241210F10.2

Moved Councillor Prior

Seconded Councillor Taylor

1. Pursuant to Section 90(2) and (3)(a, b and d) of the Local Government Act 1999, the Council orders that the public be excluded from attendance at that part of this meeting relating to Agenda Item *GC241210F10.2 – Nungamoora* except the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager People and Culture, Manager City Activation, Manager City Property, Manager Development and Regulatory Services, Unit Manager Planning & Development, Project Manager Infrastructure, Unit Manager Property and Facilities, Senior Urban Planner, Unit Manager Governance and Council Support, Governance Officer, and Media and Engagement Adviser, to enable the Council to consider the Item in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to the Item: - information the disclosure of which could reasonably be private information.
2. Section 90(2) and (3)(a, b and d) Notes the disclosure of this information would, on balance, be contrary to the public interest because it includes private land valuation financial figures, consideration, or discussion of the information in public would, on the balance, be considered personal under privacy law.
3. Determines, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep consideration of the information or matter confidential.

Carried Unanimously

7.57pm the meeting went into confidence

Moved Councillor Prior

Seconded Councillor Luscombe

1. Pursuant to section 91(7) of the Local Government Act 1999, orders that the following documents relating to Agenda Item *GC241210F10.2 – Nungamoora*, shall be kept confidential, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3)(a, b and d) of the Act:

Report – GC241210F10.2 – Nungamoora

Attachment 1 – GC241126F11.2 – Nungamoora - Concept and Design Options

Minutes - GC241210F10.2 – Nungamoora

on the grounds that document(s) relates to information concerning the personal information of personal addresses the disclosure of which could unreasonable being sensitive and are details of which are only known to those working on the project, the disclosure of which would be unreasonable, being information relating to the personal information of individuals and addresses and with whom the Council conducting business or would prejudice the commercial position of Council.

2. Sections 90(2) and 90(3)(a, b and d) of the Act notes the disclosure of this information would, on balance, be contrary to the public interest because it includes private land valuation financial figures, consideration, or discussion of the information in public would, on the balance, be considered personal under privacy law.

3. Determines this order shall operate for a period of 12 months and will be reviewed every 12 months if the confidentiality period is longer than 12 months in duration.
4. Pursuant to section 91(9)(c) of the Local Government Act 1999, delegates to the Chief Executive Officer the power to revoke this order in whole or part.

Carried Unanimously

8.02pm the meeting came out of confidence

8.03pm Councillor Telfer left the meeting

8.03pm Councillor Prior left the meeting

8.03pm Councillor Naismith left the meeting

8.03pm Councillor Masika left the meeting

11 Corporate Reports for Decision

11.1 Review of Confidential Items Overview - 2024

Report Reference GC241210R11.1

Moved Councillor Mates

Seconded Councillor Hoffmann

That Council:

1. Notes it has reviewed and considered all items with a current confidentiality order;
2. Endorses the recommendations as detailed in Attachment 1;
3. Reviews all items with a remaining confidential order in or prior to December 2025.

Carried Unanimously

8.04pm Councillor Naismith re-entered the meeting

11.2 Final draft submission - Waste to resources EPP Policy

Report Reference GC241210R11.2

Moved Councillor Luscombe

Seconded Councillor Taylor

That Council:

1. Endorses the final draft submission to the EPA Discussion Paper on the review of the *Environment Protection (Waste to Resources) Policy 2010* (Attachment 2), subject to any amendments made in the meeting.

8.06pm Councillor Telfer re-entered the meeting

8.06pm Councillor Masika re-entered the meeting

8.09pm Councillor Prior re-entered the meeting

Amendment

Moved Councillor Veliskou

Seconded Councillor Naismith

That Council:

1. Endorses the final draft submission to the EPA Discussion Paper on the review of the *Environment Protection (Waste to Resources) Policy 2010* (Attachment 2), subject to the removal of the reduction of weekly general waste collection and instead seek State Government funding for weekly green waste collection.

The amendment to become the motion was Carried

The motion as amended was Lost

11.3 Asset Management Plans - final endorsement

Report Reference GC241210R11.3

8.11pm Councillor Singh left the meeting

Moved Councillor Telfer

Seconded Councillor Hoffmann

That Council:

1. Endorses the City of Marion Transport Asset Management Plan (attachment 1).
2. Endorses the City of Marion Water Treatment and Resources Asset Management Plan (attachment 2).
3. Endorses the allocation of an additional \$3.589m identified in the Transport Asset Management Plan (Attachment 1) into the next Long-Term Financial Plan currently being prepared.

Carried Unanimously

8.14pm Councillor Singh re-entered the meeting

11.4 Scouts SA 1 Cumbria Court Lease

Report Reference GC241210R11.4

8.20pm Councillor Luscombe left the meeting

8.23pm Councillor Luscombe re-entered the meeting

Moved Councillor Telfer**Seconded Councillor Masika**

That Council:

1. Rescinds the resolution from 24 September 2024 - GC240924R12.2 Scouts SA – 1 Cumbria Court Lease which states:

That Council:

1. *Notes that Development Approval has been granted to Scouts SA for its intended use of Cumbria Court.*
2. *Authorises the grant of a 5-year lease to Scouts SA of 1 Cumbria Court, Mitchell Park with a rent set at 7% of commercial rent (\$2,247.00 ex GST – plus outgoings per annum) in accordance with Council's Policy. The grant of the lease is to be subject to:*
 - a. *The Minister for Education consenting to a sub-lease of the portion of land leased from the Minister;*
 - b. *The Minister for Education consenting to a change in the permitted use contained in the lease for the leased land to accommodate for the proposed use by Scouts SA; and*
3. *Notes that Scouts SA will be responsible for all costs related to capital works and maintenance required for its use of the building during the lease arrangement.*
4. *Notes that the lease will be executed by Council staff using existing sub-delegations; and*
5. *Authorises the Mayor and Chief Executive Officer to affix the Common Seal of the Corporation of the City of Marion to any documentation required to give effect to the lease, sub-lease, grant of consent and change of permitted use by the Minister for Education.*

Moved Councillor Crossland**Seconded Councillor Naismith**

That formal meeting procedures be suspended to discuss the item.

Carried

8.19pm formal meeting procedures suspended

8.20pm Cr Luscombe left the meeting

8.22pm Cr Luscombe re-entered the meeting

8.24pm formal meeting procedures resumed

Carried Unanimously

Moved Councillor Telfer**Seconded Councillor Masika**

That Council:

1. Authorises the grant of a 5-year lease to Scouts SA of 1 Cumbria Court, Mitchell Park with a rent set at 14% of market rent (\$4,494.00 ex GST – plus outgoings per annum) in accordance with Council's Policy. The grant of the lease is to be subject to:
 - a. The Minister for Education consenting to a sub-lease of the portion of land leased from the Minister;
 - b. The Minister for Education consenting to a change in the permitted use contained in the lease for the leased land to accommodate for the proposed use by Scouts SA; and
2. Notes that Scouts SA will be responsible for all initial costs related to capital works required for its use of the building, with ongoing capital and maintenance responsibilities to be in accordance with the standard maintenance schedule (Attachment 1) utilised for Council's sporting and community organisation agreements.
3. Notes that the lease will be executed by Council staff using existing sub-delegations; and
4. Authorises the Mayor and Chief Executive Officer to affix the Common Seal of the Corporation of the City of Marion to any documentation required to give effect to the lease, sub-lease, grant of consent and change of permitted use by the Minister for Education.

The vote was tied

The Mayor made a casting vote and voted in favour of the motion

The motion was Carried

Councillor Crossland called for a Division

Those for: Councillors Masika, Telfer, Lama, Veliskou, Singh & Luscombe

Those against: Councillors Hoffmann, Taylor, Prior, Naismith, Mates, Crossland

TTThe vote was tied

The Mayor made a casting vote and voted in favour of the motion

The motion was Carried

8.31pm Councillor Taylor left the meeting

11.5 ED Visitor Strategy

Report Reference GC241210R11.5

Moved Councillor Mates**Seconded Councillor Prior**

That formal meeting procedures be suspended to discuss the item

Carried Unanimously

8.32pm formal meeting procedures suspended

8.34pm Councillor Taylor re-entered the meeting

8.35pm formal meeting procedures resumed

Moved Councillor Mates

Seconded Councillor Lama

That Council:

1. Endorses the Visitor Growth Strategy 2024-27 subject to the following amendments:

- Pg 2 Partnerships Key Actions: amend wording of first dot point to read 'Assess fees for in-kind support to partnering events: This may include waiver of fees for public land use and assist with logistical needs in situations where there's mutual benefit for organisers and City of Marion alike.'
- Pg 3 Partnerships Key Actions: amend wording of second dot point to read 'Offer Financial Contributions: Assess for minor funding for small-scale event costs that align with community priorities.'
- Amend the title to 'Events Strategy 2024-27'

Carried Unanimously

8.50pm Councillor Naismith left the meeting

8.53pm Councillor Naismith re-entered the meeting

11.6 Transport Strategy – City of Marion Submission

Report Reference GC241210R11.6

Moved Councillor Luscombe

Seconded Councillor Masika

That Council:

1. Endorses the attached draft submission (attachment 2) to the Transport Strategy to be sent to the Department for Infrastructure before close of consultation subject to the following amendments:

- Page 262 amend wording to change the title to 'Sustainability, net zero goals and reducing pollution'
- Page 260 amend wording to include 'Majors Road Precinct' and 'recreational activity'
- Page 261 amend wording to include 'deployment of small buses should be considered where appropriate'

Carried Unanimously

12 Corporate Reports for Information/Noting

Moved Councillor Hoffmann

Seconded Councillor Telfer

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

- Glandore Oval Redevelopment – Community Consultation Feedback
- SRWRA Board Meeting 18 November 2024 – Constituent Council Information Report
- Monthly Work Health and Safety Report

Carried Unanimously

12.1 Glandore Oval Redevelopment – Community Consultation Feedback

Report Reference GC241210R12.1

Moved Councillor Hoffmann

Seconded Councillor Telfer

That Council:

1. Notes the report

Carried Unanimously

12.2 SRWRA Board Meeting 18 November 2024 - Constituent Council Information Report

Report Reference GC241210R12.2

Moved Councillor Hoffmann

Seconded Councillor Telfer

That Council:

1. Notes the Constituent Council Information Report from SRWRA Board Meeting, 18th November 2024.

Carried Unanimously

12.3 Monthly Work Health and Safety Report

Report Reference GC21121012.3

Moved Councillor Hoffmann

Seconded Councillor Telfer

That Council:

1. Notes the report.

Carried Unanimously

13 Workshop / Presentation Items – Nil

14 Motions With Notice

14.1 Glenthorne National Park

Report Reference GC241210M14.1

Moved Councillor Mates

Seconded Councillor Naismith

That the Mayor write to the Minister for Climate, Environment and Water expressing concerns and

to request a briefing about the maintenance and general upkeep of Glenthorne National Park, particularly the community precinct, comprising the playground, carparks, picnic areas the Glenthorne creek and accessing the Changing Places toilet for visitors to the park living with a disability.

Carried Unanimously

15 Questions With Notice - Nil

16 Motions Without Notice

17 Questions Without Notice

18 Other Business

19 Meeting Closure

The meeting was declared closed at 9.06pm.

CONFIRMED THIS 28 DAY OF JANUARY 2025

CHAIRPERSON