



**Minutes of the Special General Council Meeting  
held on Tuesday, 30 August 2022 at 6.30pm  
Council Chamber, Council Administration Centre  
245 Sturt Road, Sturt**

**PRESENT**

His Worship the Mayor Kris Hanna

Councillor Maggie Duncan

Councillor Bruce Hull

Councillor Kendra Clancy (from 6:32pm)

Councillor Matthew Shilling

Councillor Luke Hutchinson

Councillor Nathan Prior

Councillor Jason Veliskou (from 6:33pm)

Councillor Joseph Masika

**In Attendance**

Chief Executive Officer - Tony Harrison

General Manager City Services - Ben Keen

General Manager City Development - Tony Lines

Manager Office of the CEO - Kate McKenzie

Unit Manager Governance and Council Support - Victoria Moritz

Governance Officer - Karrie McCann

**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:

- Nil

## 5 Committee Recommendations

### 5.1 Confirmation of Minutes of the Finance, Risk and Audit Committee meeting held on 16 August 2022

**Report Reference** SGC220830R5.1

**Moved Councillor Duncan**

**Seconded Councillor Prior**

That Council:

1. Receives and notes the minutes of the Finance, Risk and Audit Committee meeting held on 16 August 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**

## 6 Workshop / Presentation Items

### 6.1 Glenthorne Nature Play - Presentation from Department for Environment and Water

**Report Reference** SGC220830R6.1

The Department of Environment and Water attended to provide an update by way of presentation, regarding the Glenthorne Nature Play Space.

## 7 Petitions

### 7.1 Petition - 1 Cumbria Court, Mitchell Park

**Report Reference** GC220830P7.1

**Moved Councillor Veliskou**

**Seconded Councillor Masika**

That Council:

1. Notes the petition from Ms Nadia Clancy MP.
2. Notes the outcomes of the Report SGC220830R9.2
3. Advises the head petitioner of the outcome.

**Carried Unanimously**

The Mayor sought and was granted leave of the meeting to vary the order of the agenda and consider the Confidential items 8.1 and 8.2 at the end of the agenda.

## 9 Corporate Reports for Decision

### 9.1 Glenthorne Nature Play - Update

**Report Reference** SGC220830R9.1

**Moved Councillor Hull**

**Seconded Councillor Duncan**

That Council:

1. Notes the update on the Glenthorne City Wide Attraction nature play project.
2. Allocates additional funding of up to \$200,000 to ensure the delivery of the Glenthorne City Wide Attraction is in line with the original concept design, noting that the current DEW contingency of \$200,000 would be used before any additional Council funding.
3. Notes that the additional funding will be incorporated in the second quarterly review of the 2022/23 budget.
4. Gives preference to the following items being included in the project as additionally funded by Council:
  - a. Double flying fox and surrounding additional play features presented by DEW at the Special General Council Meeting
5. Notes that the Chief Executive Officer under delegated authority will extend the Grant Funding Agreement acquittal date as required by DEW.

**Carried Unanimously**

### 9.2 Cumbria Court, Mitchell Park - Revocation of Community Land Classification

**Report Reference** SGC220830R9.2

**Moved Councillor Veliskou**

**Seconded Councillor Clancy**

That Council:

1. Notes the outcome of the community consultation process undertaken for the revocation of the community land classification for the whole of the land situated at 1 Cumbria Court Mitchell Park (Allotment 102 in Deposited Plan 24889, Certificate of Title Volume 5808 Folio 815) and portion of the land 30 Lanark Avenue Mitchell Park (Allotment 167 in Deposited Plan 6473, Certificate of Title Volume 5214 Folio 25) for the potential disposal on the open market.
2. Choose Option 4 (Undertake further EOI for building use)
  - a. Does not proceed with the revocation of community land classification for the open space portion of 1 Cumbria Court, Mitchell Park.

- b. Defers a decision on the revocation of community land for the remainder of 1 Cumbria Court pending the outcomes of a further process to seek Expressions of Interest (EOI) from City of Marion focused community organisations for the lease or licence of the premises, or from any organisation for the purchase of the premises, noting that Puddle Jumpers would be able to submit an application through this further process, and requests a further report back to Council following the conclusion of the EOI.
- c. Notes that Council can then assess any Expressions of Interest for the lease, licence or purchase of the premises, and re-consult with the community on any preferred outcomes (including leasing, licencing, sale, or retention as open space).
- d. Notes that any retention of the building will require the allocation of up to \$150,000 to upgrade the building for an incoming lessee (works to include, compliant ramp, Disability Discrimination Act (DDA) compliant entrance and toilets, kitchen, fixing of roof leaks).

**Tied**

**The Mayor made a casting vote and voted in Favour**

**Carried**

**Councillor Hull called for a division**

**Those voting for: Councillors Masika, Veliskou, Clancy and Hutchinson**

**Those voting against: Councillors Prior, Hull, Shilling and Duncan**

**Tied**

**The Mayor made a casting vote and voted in Favour**

**Carried**

### 9.3 Expert Panel Review of SA Planning System

Report Reference SGC220830R9.3

**Moved Councillor Hull**

**Seconded Councillor Prior**

That formal meeting procedures be suspended to discuss the item listed at 9.3 Expert Panel Review of SA Planning System.

**Carried unanimously**

7:42pm Formal meeting procedures suspended

8:00pm Formal meeting procedures resumed

**Moved Councillor Hull**

**Seconded Councillor Prior**

That Council:

1. Notes the matters to be included in response to the State Government's review of the State Planning System (outlined in Attachment 3), with the addition of:

- a. That Council choose which of a number of standard zones should be applicable in a particular area
2. Endorses Administration to finalise the submission on Council's behalf, noting that it will be signed off by both the Mayor and CEO.

**Carried Unanimously**

#### 9.4 MAB Circuit Road Closure

Report Reference                      SGC220830R9.4

**Moved Councillor Hull**

**Seconded Councillor Duncan**

That Council:

1. Notes the responses received in response to the community consultation required under the *Roads (Opening and Closing) Act 1991*.
2. Resolves to make a Road Process Order pursuant to the *Roads (Opening and Closing) Act 1991* to close and merge the road lettered 'A' in Preliminary Plan 22/0005 with Allotment 335 In Deposited Plan 129227 contained in Certificate of Title Volume 6271 Folio 95.
3. Pursuant to Section 37(b) of the *Local Government Act 1999* authorises the Chief Executive Officer to enter into and sign all documentation necessary to complete the road closure process under the *Roads (Opening and Closing) Act 1991*.

**Carried Unanimously**

#### 9.5 Grant Funding Deed Coach House Affixation of Common Seal

Report Reference                      SGC220830R9.5

**Moved Councillor Hutchinson**

**Seconded Councillor Hull**

That Council:

1. Notes the amended dates contained in the Deed of Variation of the Grant Deed for funding towards the restoration of the Coach House and upgrade of the pedestrian bridges at Warriparinga.
2. Authorises the Mayor and Chief Executive Officer to attest to the affixation of the Common Seal of the Corporation of the City of Marion to the Deed of Variation contained in Attachment 1.

**Carried Unanimously**

## 8 Confidential Items

**Moved Councillor Hutchinson**

**Seconded Councillor** **Prior**

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

- 8.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 16 August 2022
- 8.2 Cover Report - City of Marion Water Business Update

**Carried Unanimously**

### 8.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 16 August 2022

Report Reference                      SGC220830F8.1

**Moved Councillor Hutchinson**

**Seconded Councillor Prior**

That pursuant to Section 90(2) and (3)(b) 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 City Services, 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 Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 16 August 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 commercial information.

**Carried Unanimously**

8:02pm the meeting went into confidence

**Moved Councillor Duncan**

**Seconded Councillor Hutchinson**

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 16 August 2022, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) 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**

8.03pm the meeting came out of confidence

**8.2 Cover Report - City of Marion Water Business Update**

Report Reference

SGC220823F8.2

**Moved Councillor Hutchinson****Seconded Councillor Prior**

That pursuant to Section 90(2) and (3)(b) 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, Chief Financial Officer, Manager Engineering, Assets and Environment, Manager Office of the Chief Executive, Chief Financial Officer, Water Resources Coordinator, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to an update on the City of Marion Water Business, 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 matters that may impact commercial contracts with 3rd parties.

**Carried Unanimously**

8:03pm the meeting went into confidence

**Moved Councillor Hutchinson****Seconded Councillor Prior**

In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, City of Marion Water Business Update, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) 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**

8:19pm the meeting came out of confidence

**10 Meeting Closure**

The meeting was declared closed at 8:19pm.

CONFIRMED THIS 13 DAY OF SEPTEMBER 2022

---

CHAIRPERSON