

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 23 FEBRUARY 2016**



PRESENT

His Worship the Mayor Kris Hanna

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Mullawirra Ward

Jerome Appleby
Jason Veliskou

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 Adrian Skull
Mr Vincent Mifsud
Ms Abby Dickson
Mr Tony Lines
Ms Kate McKenzie
Ms Jaimie Thwaites

CEO
General Manager Corporate Services
General Manager City Development
General Manager Operations
Manager Governance
Unit Manager Council Support

COMMENCEMENT

The meeting commenced at 6.30pm.

KAURNA ACKNOWLEDGEMENT

We acknowledge 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. The following declaration was made:

- Councillor Hutchinson declared a conflict of interest in the confidential item 'Glandore Laneways Project' (GC230216F01) as he has an interest in some of the property referred to in the report.

CONFIRMATION OF MINUTES

Moved Councillor Telfer, Seconded Councillor Prior that the minutes of the General Council meeting held on 9 February 2016 be taken as read and confirmed.

Carried Unanimously

COMMUNICATION - HIS WORSHIP THE MAYOR

Report on Mayoral Activities for January and February 2016

Date	Event	Comment
15/01/2016	Mrs Enid Wiglgsworth 100 th Birthday Celebration	Attended
15/01/2016	South Park Holme Tennis Club Meeting	Attended
18/01/2016	Meeting with Lions Club of Hallett Cove	Attended
19/01/2016	Interview for Independent Member for Urban Planning Committee	Attended
20/01/2016	Coast FM Radio Interview	Attended
23/01/2016	Citizenship Ceremony	Attended
23/01/2016	Australia Day Awards Presentation	Attended and Presented Awards
24/01/2016	Citizenship Ceremony	Attended
25/01/2016	Meeting with Club Marion	Attended
26/01/2016	Citizenship Ceremony	Attended
27/01/2016	Meeting with Cove Sports Club	Attended
28/01/2016	Cost FM Radio Interview	Attended
31/01/2016	Marion Outdoor Swimming Centre Birthday	Attended and Officially welcomed guests
31/01/2016	Al Salaam Festival	Attended
01/02/2016	Adult Community Education Leadership Course	Attended and opened course
03/02/2016	Accompanied DAP on Site Visit	Attended

04/02/2016	Meeting with Edwardstown Oval Committee of Management	Attended
05/02/2016	Meeting with Lew Owens re Business Opportunities	Attended
05/02/2016	Plympton Sports Club – Acknowledgement of Contributions	Attended
07/02/2016	Marion Church of Christ – Induction of New Minister	Attended
08/02/2016	Edwardstown Playspace Opening	Attended and Officially opened
09/02/2016	Over 50's Network Forum	Attended
09/02/2016	Sports Committee Meeting	Attended
10/02/2016	Meeting with Andrew McKeegan re Glenthorne Farm	Attended
15/02/2016	Christchurch City Council (self-funded trip)	Attended Meeting with Councillors and staff
In addition the Mayor has met with residents, MP's, Political candidates and also with the CEO and Council staff regarding various issues.		

Moved Councillor Prior, Seconded Councillor Hutchinson that the report by the Mayor be received.

Carried Unanimously

COMMUNICATION – DEPUTY MAYOR

Report on Deputy Mayoral Activities for January and February 2016

Date	Event	Comment
23 January 2016	Citizenship Ceremony Presentation	Attended
23 January 2016	Australia Day Awards Presentation	Attended
24 January 2016	Small Citizenship Ceremony Australia Day Event – Coast FM Glandore	Attended
26 January 2016	Hallett Cove Australia Day Event and Breakfast	Attended
31 January 2016	Marion Outdoor Pool 40 th Birthday Celebration Fun Day Event	Attended
8 February 2016	Edwardstown Play Space Opening	Attended
14 February 2016	Bangka Day Memorial Day Service – South Australia Women's Memorial Playing Field	Attended and represented City of Marion along with Councillor Byram
17 February 2016	Opening of SA Drill Core – Library at Tonsley	Attended and represented City of Marion

Moved Councillor Prior, Seconded Councillor Hutchinson that the Deputy Mayoral Report be received.

Carried Unanimously

COMMUNICATION – ELECTED MEMBERS

Councillor Raelene Telfer
File No: 9.33.3.33

Date	Event	Comment
23/01/16	Citizenship Ceremonies	2 events at Marion CC
23/01/16	Marion Australia Day	Awards
24/01/16	Coast FM Citizenship Ceremony	Glandore venue
09/02/16	Sports committee	Priority sports facility projects
11/02/16	Mitchell Park Sports and Community AGM	Council liaison
16/02/16	Friends of Annie Doolan Cottage	Council liaison
16/02/16	Streetscape Committee	Planning and policy setting
19/02/16	People and Culture independent member and CEO	Agenda setting
22/02/16	Edwardstown Honour Board, Warradale Barracks	Media arrangements for Oct 22nd

Moved Councillor Prior, Seconded Councillor Hutchinson 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 2016

Date	Activity	Attended by	Comments
19 January	President of Cove Sports meeting	Adrian Skull	
20 January	Seacliff Park Development meeting	Adrian Skull	
20 January	MLGG (Metropolitan Local Government Group) Meeting as proxy for Adrian Skull	Vincent Mifsud	
21 January	KPMG re Capital Works (including carryovers) internal audit	Vincent Mifsud	
23 January	Citizenship Ceremony and Australia Day Awards, Marion Cultural Centre	Adrian Skull	
29 January	Council Solutions Directorate Meeting	Vincent Mifsud	
31 January	Marion Outdoor Swimming Centre 40 th Birthday Celebration	Abby Dickson	
1 February	SRWRA Board Meeting	Vincent Mifsud	

3 February	Meeting with Renewal SA regarding Tonsley	Adrian Skull Abby Dickson Tony Lines	
5 February	Met with President Cove Soccer	Adrian Skull Cr Ian Crossland	
8 February	Edwardstown Playspace Opening	Abby Dickson Tony Lines (MC)	
10 February	Meeting with DPTI re Glenthorne Farm	Adrian Skull Mayor Hanna	
10 February	Meeting with Renewal SA regarding Tonsley	Tony Lines Abby Dickson	
10 February	Committee Meeting with Council Solutions	Vincent Mifsud	
15 February	Building Resilience : Talk with Brigadier General Rhonda Cornum	Adrian Skull Abby Dickson	
18 February	Edwardstown Oval Redevelopment meeting with TAFE	Adrian Skull	
18 February	Forum – An Ageing Population Burden or Boon	Adrian Skull	
19 February	Economic and Political Overview forum (CEDA)	Adrian Skull	

Moved Councillor Prior, Seconded Councillor Hutchinson that the report by the CEO and Executive be received.

The Chair sought and was granted leave of the meeting to vary the '*Report on CEO and Executive Activities for January and February 2016*' to remove the Activity 'Forum – An Ageing Population Burden or Boon' on 18 February 2016 as it wasn't attended.

Carried Unanimously

DEPUTATIONS

Nil

PETITIONS

Nil

COMMITTEE RECOMMENDATIONS

6.38pm Urban Planning Committee - Confirmation of Minutes of Meeting held on 2 February 2016

Report Reference: GC230216R01

Moved Councillor Prior, Seconded Councillor Crossland that Council:

1. Receive and note the minutes of the Urban Planning Committee meeting of 2 February 2016 (Appendix 1).
2. Note that separate reports will be brought to Council for consideration of any recommendations from the Urban Planning Committee.

Carried Unanimously

6.39pm Strategy Committee - Confirmation of Minutes of Meeting held on 2 February 2016

Report Reference: GC230216R02

Moved Councillor Gard, Seconded Councillor Westwood that Council:

1. Receive and note the minutes of the Strategy Committee meeting of 2 February 2016 (Appendix 1)
2. Note that separate reports will be brought to Council for consideration of any recommendations from the Strategy Committee

Carried Unanimously

WORKSHOP / PRESENTATION ITEMS

Nil

ADJOURNED ITEMS

Nil

CORPORATE REPORTS FOR DECISION

6.41pm Discovery Circle Program

Report Reference: GC230216R03

Dr Philip Roetman, Lead Researcher, Discovery Circle, Uni SA gave a 5 minute presentation on the Discovery Circle Program.

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. Notes this update on the Discovery Circle Project being delivered in partnership with the University of South Australia (including the verbal update provided by Dr Philip Roetman, Discovery Circle Research Leader, UniSA, in the meeting);
2. Approves funding of \$30,000 per annum for this project in the 2016/17 and 2017/18 budgets.

Carried

6.54pm Energy Efficient Council Buildings Project
Report Reference: GC230216R04

6.55pm Councillor Pfeiffer left the meeting

Moved Councillor Prior, Seconded Councillor Hull that Council:

1. Notes the list of prioritised energy efficiency options with payback time of 5.2 years (Appendix 1) and the list of all identified energy efficiency opportunities (Appendix 2);
2. Endorses the priority options with a payback time of 5.2 years and allocates up to \$125,000 in the 2016/17 Budget so that such measures can be implemented by June 2017.
3. Notes that funding of up to \$7,000 for the development of a detailed staged implementation program will be sourced from savings in the 2015/16 budget;
4. Notes a report will be brought back to Council in April 2016 outlining the staged implementation plan, project budget and whole of life costs for the priority options
5. Receives a report on similar potential energy efficiency measures in relation to all Council owned facilities (other than those being considered for asset disposal) by November 2016.

6.57pm Councillor Pfeiffer re-entered the meeting

Carried

7.08pm Community Energy Project – Solar Options for Marion
Report Reference: GC230216R05

Moved Councillor Prior, Seconded Councillor Crossland that Council:

1. Notes the Solar Power Options report prepared by The Energy Project (Appendix 1);
2. Approves Option A for further detailed business case analysis, with this detailed business case to include solar infrastructure for the Cove Civic Centre and the Marion Council Depot; with a report to be brought back to Council in May 2016.

(Note: Option A is to Install numerous distributed solar power systems totalling 400kW in capacity in Council owned properties. A Distributed Power Plant (DPP) costing approximately \$600k that reduces electricity from the grid by an estimated 26%.)

Carried

7.37pm Moved Councillor Prior, Seconded Councillor Hull that Council:

1. Allocates up to \$600,000 in the 2016/2017 budget to fund solar infrastructure for implementation before June 2017.

Amendment:

Moved Councillor Telfer,

1. Commends this community energy project to fund solar infrastructure, for implementation before June 2017, to the 2016/17 budget for prioritisation.

Councillor Hull raised a point of order that the amendment was in direct opposite to the original motion. The Mayor agreed with the point of order and ruled that the amendment would not be allowed.

The original motion was **tied**
The Mayor gave a casting vote and voted in favour of the motion
Carried

Councillor Appleby called for a division:

Those for: Councillors Pfeiffer, Kerry, Hutchinson, Prior, Hull, Westwood and Crossland

Those Against: Councillors Telfer, Byram, Veliskou, Appleby and Gard

Carried

7.57pm Poker Machines in Council operated facilities

Report Reference: GC230216R06

7.57pm Councillor Appleby left the meeting

7.58pm Councillor Kerry left the meeting

Moved Councillor Byram, Seconded Councillor Veliskou that Council notes:

1. The two community organisations operating poker machines in Council facilities have been consulted;
2. These organisations are well aware of their responsibilities and are fulfilling all their obligations under State legislation to recognise, deter and care for problem gamblers;
3. Committee members and staff receive ongoing training and the clubs regularly liaise with ClubSA and relevant Government bodies.

7.59pm Councillor Appleby re-entered the meeting

8.00pm Councillor Kerry re-entered the meeting

Carried

Councillor Hull called for a division:

Those for: Councillors Telfer, Hutchinson, Westwood, Byram, Veliskou, Appleby, Gard and Crossland

Those against: Councillors Pfeiffer, Kerry, Hull and Prior

Carried

8.15pm Forestville Hockey Club Proposal
Report Reference: GC230216R07

Moved Councillor Crossland, Seconded Councillor Hull that:

1. Council note the correspondence from the Member for Elder, and the Forestville Hockey Club's proposal.
2. The Mayor write to the Hockey Club explaining that the City of Marion is unable to assist them with their proposal.

Amendment:

Moved Councillor Hutchinson, Seconded Councillor Kerry that:

1. Council note the correspondence from the Member for Elder, and the Forestville Hockey Club's proposal.
2. The Mayor write to the Hockey Club explaining that the City of Marion is unable to assist them with their current proposal. Noting that, if they could provide additional information making the proposal more financially attractive to Council, Council may reconsider its position.

The amendment to become the motion was **Carried**

The motion as amended was **Tied**

The Mayor gave his casting vote and voted against the amended motion

Lost

Moved Councillor Crossland, Seconded Councillor Veliskou that:

1. Council note the correspondence from the Member for Elder, and the Forestville Hockey Club's proposal.
2. The Mayor write to the Hockey Club explaining that the City of Marion is unable to assist them with their proposal.

Carried

Councillor Westwood called for a division:

Those for: Councillors Trelfer, Hutchinson, Prior, Hull, Byram, Veliskou, Appleby and Crossland

Those Against: Councillors Pfeiffer, Kerry, Westwood and Gard

Carried

8.47pm Toc H Hall (Talbot House)
Report Reference: GC230216R08

Moved Councillor Pfeiffer, Seconded Councillor Hull that Council:

1. Endorse Administration to undertake site investigations into the potential disposal of Toc H Hall, Certificate of Title Volume 6022 Folio 144.

2. Requires Administration bring a report back at the conclusion of the site investigations regarding the potential disposal of Toc H Hall.

Amendment

Moved Councillor Crossland, Seconded Councillor Hutchinson that Council:

1. Endorse Administration to undertake site investigations into the potential disposal of Toc H Hall, Certificate of Title Volume 6022 Folio 144.
2. Requires Administration bring a Section 194 report back at the conclusion of the site investigations regarding the potential disposal of Toc H Hall.

The Mover, with the consent of the Seconder, sought and was granted leave of the meeting to vary the amendments as follows:

1. Endorse Administration to undertake site investigations into the potential disposal of Toc H Hall, Certificate of Title Volume 6022 Folio 144.
2. Requires Administration bring a Section 194 report back at the conclusion of the site investigations regarding the potential disposal of Toc H Hall by June 2016

The amendment to become the motion was **Tied**
The Mayor gave his casting vote and voted in favour of the motion
The amendment to become the motion was **Carried**

The motion as amended was Carried

LGA General Meeting 2016 – Proposed Council Notices of Motion Reference No: GC230216R09

Moved Councillor Veliskou, Seconded Councillor Hutchinson that:

1. Council notes the report “LGA General Meeting 2016 – Proposed Council Notices of Motion”
2. Council submits the following motions to the Local Government Association for consideration at the Local Government Association General Meeting to be held on Friday 15 April 2016:
 - *That the Local Government Association lobby the State Government for the abolition of the NRM levy.*
 - *That the Local Government Association joins the Alliance for Gambling Reform and support reform to reduce the public health impacts caused by pokie machines in the South Australian community.*
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 Deputy Mayor Veliskou, and Councillor Byram if he is unable to attend.

Moved Councillor Crossland, Seconded Councillor Pfeiffer that the formal meeting procedures be suspended to enable discussion on the item '*LGA General Meeting 2016 – Proposed Council Notices of Motion*' and extend the meeting until the conclusion of the agenda items (including one Motion without Notice).

Carried

**9.15pm Formal meeting procedures suspended
9.15pm meeting extended**

9.17pm Councillor Pfeiffer left the meeting

Moved Councillor Prior, Seconded Councillor Hull that formal meeting procedures resume.

Carried

9.18pm Formal proceedings resumed

9.21pm Councillor Pfeiffer re-entered the meeting

The motion was **Carried**

**9.23pm Section 270 – Review of Process – Reserve Street Reserve Dog Park
Report Reference: GC230216R10**

9.23pm Councillor Gard left the meeting

9.25pm Councillor Gard re-entered the meeting

9.25pm Councillors Byram and Crossland left the meeting

Moved Councillor Westwood, Seconded Councillor Telfer that Council:

1. notes the report and endorses the following recommendations within the report:
 - Prior to the commencing of any s270 reviews, a briefing is made to the Independent consultant that includes a complete listing of interested parties to be interviewed.
 - The Section 270 review should list persons interviewed at the start of the investigative report.
 - The Terms of Reference should be agreed prior to going out to an independent investigator
 - All reference documentation should be attached.
 - The name of the Section 270 Report author is included in the report in order that it stands alone from the covering Council report
 - Council's Community Engagement Policy and Framework be reviewed to consider how the processes can be improved. It is noted that this matter is scheduled for an Elected Member Forum in May 2016.

- A post-implementation review meeting involving all Southern Ward Councillors, the Open Space team members involved in this project and the General Manager City Development is held to consider recommendations from this report and to put in place processes to prevent the recurrence of the situation requiring this review.

Carried Unanimously

9.29pm Councillor Byram and Crossland re-entered the meeting

CORPORATE REPORTS FOR INFORMATION / NOTING

9.29pm Finance Report – January 2016 Report Reference: GC230216R11

Moved Councillor Telfer, Seconded Councillor Hutchinson that Council:

1. Receive the report “Finance Report – January 2016”.

9.36pm Councillor Kerry left the meeting

Carried Unanimously

MATTERS RAISED BY MEMBERS

Questions with Notice

Nil

Motions with Notice

Nil

Questions without Notice

Nil

Motions without Notice

9.39pm Oaklands Crossing Campaign Reference No: GC230216M01

9.39pm Councillor Kerry re-entered the meeting

Moved Councillor Hull, Seconded Councillor Prior that:

1. Council allocates \$3700 from the underspend in the Council approved budget of \$14,550 for the hiring of a billboard at Oaklands crossing to produce an online video.

Carried

CONFIDENTIAL ITEMS

9.41pm Glandore Laneways Project Reference No: GC230216F01

Councillor Hutchinson declared a conflict of interest in the item ‘*Glandore Laneways Project*’ (GC230216F01) as he has an interest in some of the property referred to in the report and left the meeting.

9.41pm Councillor Hutchinson left the meeting and did not return

Moved Councillor Pfeiffer, Seconded Councillor Prior that:

1. Pursuant to Section 90 (2) and (3)(b)(d) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Tony Lines, Vincent Mifsud, Abby Dickson, Rudy Tieman, Kate McKenzie and Jaimie Thwaites, be excluded from the meeting as the Council receives and considers information relating to the Glandore Laneways, 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 of a commercial nature (not being a trade secret) the disclosure of which (i) could reasonably be expected to prejudice the commercial position of a person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest.

Carried Unanimously

9.41pm the meeting went into confidence

Moved Councillor Pfeiffer, Seconded Councillor Kerry that:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report having been considered in confidence under Section 90(2) and (3) (b) and (d) of the Act shall, 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 2016.

Carried

10.06pm the meeting came out of confidence

CLOSURE - Meeting Declared Closed at 10.11pm.

CONFIRMED THIS 22 MARCH 2016

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CHAIRPERSON