

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 28 JUNE 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

Raelene Telfer

Woodlands Ward

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 Corporate Governance
Unit Manager Governance and Records

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 declarations were made:

- Councillor Pfeiffer declared a potential perceived conflict of interest in the item 'Mitchell Park Sports and Community Centre - Section 48 Prudential Report' (GC280616R07).
- Councillor Telfer declared a potential perceived conflict of interest in the item 'Mitchell Park Sports and Community Centre - Section 48 Prudential Report' (GC280616R07).

CONFIRMATION OF MINUTES

6.33pm Moved Councillor Pfeiffer, Seconded Councillor Telfer that the minutes of the General Council meeting held on 14 June 2016 be taken as read and confirmed.

Carried Unanimously

COMMUNICATION – HIS WORSHIP THE MAYOR

Report on Mayoral Activities for May to June 2016

Date	Event	Comment
22 May 2016	Rally for Oaklands Crossing	Attended and addressed Media
24 May 2016	Met with President Edwardstown Region Business Association	Meeting regarding Oaklands Crossing campaign
25 May 2016	Met with General Manager, SA Aquatic & Leisure Centre	Meeting regarding Oaklands Crossing campaign
26 May 2016	Coast FM – Radio Segment	Interviewed
30 May 2016	Met with CEO Local Government Association of SA	Meeting regarding Oaklands Crossing campaign
30 May 2016	Met with Presiding members and Independent Members of Section 41 Committees	Attended
30 May 2016	Met with State Manager Employers Mutual	Attended
1 June 2016	Met with Minister for Transport, Stephen Mulligan	Meeting regarding Oaklands Crossing campaign
1 June 2016	Cove Football Club committee meeting	Attended
2 June 2016	Met with Chief of Staff, Minister for Planning	Attended
3 June 2016	Sheidow Park School – Steiner Stream	Attended celebration

5 June 2016	National Volunteer Week – Volunteer recognition event	Attended, gave speech
6 June 2016	Met with Regional Manager Scentre Group (Westfield Marion)	Meeting regarding Oaklands Crossing campaign
7 June 2016	Met with Mayor Stephen Patterson, City of Holdfast	Meeting regarding Oaklands Crossing campaign
16 June 2016	Governor's Reception in Honour of Her Majesty the Queen, 90 th Birthday celebrations	Mayor and Mayoress attended Government House
20 June 2016	Governor's Reception to Launch of Refugee Week	Attended Government House
20 June 2016	Community Grants Cheque Presentation Ceremony	Attended, gave speech.
21 June 2016	2016 Youth Poster Exhibition and Presentation of Awards – SA Refugee Week	Attended
22 June 2016	Minister for Sport, Leon Bignall re BMX	Attended
22 June 2016	Federal Minister for Innovation Christopher Pyne and members of Hindu Society, Hindu Temple	Attended
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 Byram, Seconded Councillor Prior that the report by the Mayor be received.

Carried Unanimously

COMMUNICATION – DEPUTY MAYOR

Report on Deputy Mayoral Activities for May to June 2016 File No: 9.33.3.17

Date	Event	Comment
20 May 2016	SASI Diving Pre-Olympic Trails Simulation – SA Aquatic and Leisure Centre.	Attended on behalf of the Mayor
24 May 2106	Meet with CEO discuss June 2016 Strategy Committee format and guest speaker.	Meeting with CEO.
25 May 2016	Meeting with Morphettville Park Tennis Club committee representatives.	Discuss future opportunities for the club.
29 May 2016	Morphettville Park Netball club sponsors day event.	Attended with Mayor Hanna, who presented a \$500 cheque to the club. This \$500 Donation was made from Mayor Hanna's own money as part of his 2015 Christmas event raffle; where

		each elected member chooses a sports or community group and one is chosen by raffle at Elected Member's Christmas event.
30 May 2016	Independent Committee members meeting.	Meeting to discuss the progress of Committee session with elected members that was held in early June 2016.
9 June 2016	Humans of Marion – Positive ageing exhibition launch – Council Chambers.	Launched the exhibition on behalf of the Mayor.
11 June 2016	SA Indoor Bias Bowls Association Regional Tournament. Held at Ascot Park Primary School.	Opened the event on behalf of the Mayor.
Ongoing	Park Holme Community Hall Consultation process.	Receiving on-going feedback from concerned residents and patrons against any moves to close the Park Holme Community Hall.

In addition, the Deputy Mayor has met with residents, various groups and Council staff regarding various issues.

Moved Councillor Byram, Seconded Councillor Prior that the Deputy Mayoral report be received.

Carried Unanimously

COMMUNICATION – ELECTED MEMBERS

Councillor Raelene Telfer for May to June 2016
File No: 9.33.3.33

Date	Events Attended and Active Participation
25-5-16	Heritage Centre Meeting on Edwardstown Honour Board Gathering October 22 nd 10.30 am
26-5-16	Marion Historic Village Project Liaison on Light Square, Birthplace of Marion upgrade
30-5-16	Site Meeting George and Dwyer Road potential paving
31-5-16	CEO Interim Appraisal
31-5-16	Finance and Audit Committee Member
31-5-16	Tonkin Report Oaklands/Marion LATM
31-5-16	Edwardstown Honour Board Gathering planning with Communications Department
7-6-16	Warriparinga Ward briefing
14-6-16	People and Culture Agenda Planning Meeting

These Minutes are subject to confirmation at the General Council Meeting to be held on the 26 July 2016

14-6-16	Oaklands/Marion LATM with stakeholders
20-6-16	Special Audit Committee Mitchell Park Redevelopment S48 as Member
20-6-16	Community Grants Cheque Presentation
21-6-16	Marion Historic Village Tour Guide for Para Hills Primary
21-6-16	Annie Doolan's Cottage Friends Meeting
23-6-16	Coast FM Interview
23-6-16	Marion Historic Village Project Liaison on Light Square, Birthplace of Marion upgrade

Moved Councillor Byram, Seconded Councillor Prior that the Elected Members report be received.

Carried Unanimously

COMMUNICATION – CEO AND EXECUTIVE REPORTS

Report on CEO and Executive Activities for May to June 2016

Date	Activity	Attended by	Comments
19 May 2016	EDB of SA Workshop – Laboratory for Ageing Well	Adrian Skull	
20 May 2016	Linwood Quarry Site Visit	Tony Lines	
23 May 2016	Holdfast Model Aero Club Meeting, Majors Road, O'Halloran Hill	Adrian Skull	
23 May 2016	Council Solutions – Regional Forward Procurement Plan Steering Committee (RFPP) Workshop	Vincent Mifsud	
24 May 2016	Mitchell Park Sports & Community Centre (MPSCC) – Facility Management Model	Vincent Mifsud	
25 May 2016	Guest Storyteller, National Simultaneous Story time, Cove Civic Centre Library	Adrian Skull	
26 May 2016	SA Aquatic and Leisure Centre Governance Committee meeting	Adrian Skull	
27 May 2016	Council Solutions Directorate Meeting	Vincent Mifsud	

31 May 2016	Meeting with DEWNR, Majors Road, O'Halloran Hill	Adrian Skull, Abby Dickson, DEWNR	
1 June 2016	Phil Sutherland, CEO, Civil Contractors Federation re Oaklands Crossing	Vincent Mifsud	
2 June 2016	Visit to Jervois Street development	Adrian Skull	
2 June 2016	Met with Chris Daniels, Presiding Member of A&MRNRM Board.	Adrian Skull	
3 June 2016	Southern CEO's meeting	Adrian Skull	
6 June 2016	Meeting with Office of Recreation and Sport – Ilia Houridis	Adrian Skull	
8 June 2016	Meeting with Surf Life Saving SA re World Championships 2018	Abby Dickson	
9 June 2016	Council Solutions Board meeting	Adrian Skull	
15 June 2016	Resilient South Showcase	Adrian Skull Abby Dickson Tony Lines	
3 June 2016	Tonsley Development	Tony Lines	
10 June 2016	Tonsley, Reclaimed Water	Tony Lines	
20 June 2016	Community Grants Cheque Presentation	Tony Lines	
22 June 2016	"Reporting to the Board" course	Tony Lines	
22 June 2016	Council Solutions – Regional Forward Procurement Plan Steering Committee (RFPP) meeting	Vincent Mifsud	
24 June	Indigenous Land Corporation Lot 707 meeting	Abby Dickson Tony Lines	

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

Carried Unanimously

DEPUTATIONS

Nil

PETITIONS

Nil

WORKSHOP / PRESENTATION ITEMS / PUBLIC SUBMISSIONS

Nil

COMMITTEE RECOMMENDATIONS

6.41pm Confirmation of the Minutes for the Special Finance and Audit Committee Meeting held on 20 June 2016

Report Reference: GC280616R01

Moved Councillor Gard, Seconded Councillor Hull that Council:

1. Receive and note the minutes of the Special Finance and Audit Committee meeting of 20 June 2016 (Appendix 1).
2. Note that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

6.44pm the Chair sought and was granted leave of the meeting to vary the order of the agenda and bring forward the item '*Mitchell Park Sports and Community Centre - Section 48 Prudential Report*' (GC280616R07).

6.45pm Mitchell Park Sports and Community Centre - Section 48 Prudential Report **Report Reference: GC280616R07**

Councillor Pfeiffer declared a perceived conflict of interest for the item 'Mitchell Park Sports & Community Centre – Section 48 Prudential Report' (GC280616R07) as his son had started playing basketball with a club that would be affected by the decision. Councillor Pfeiffer left the Chamber for the item.

6.45pm Councillor Pfeiffer left the meeting

Councillor Telfer declared a perceived conflict of interest for the item 'Mitchell Park Sports & Community Centre – Section 48 Prudential Report' (GC280616R07) in that as Patron of Dover Gardens Kennel and Obedience Club. Councillor Telfer remained in the Chamber for the item.

Moved Councillor Telfer, Seconded Councillor Hull that Council:

1. Consider the advice and feedback received from the Finance and Audit Committee on the draft Section 48 Prudential Report.
2. Consider and adopt the Section 48 Prudential Report as amended including the KPMG Report on the Proposed Governance and Management Model and Financial Forecast and the Studio 9 design concept.
3. Authorise Council staff to finalise and submit a bid to the National Stronger Regions Fund (NSRF) Round 4 seeking \$9.875 million in Federal capital funding matching a \$9.875 million capital funding commitment by the City of Marion.
4. Endorse the capital funding commitment of up to \$9.875 million for the redevelopment of Mitchell Park Sports and Community Club, 4 indoor multi-purpose courts and neighbourhood centre facilities subject to the successful application for funding to the National Stronger Regions Fund.
5. Endorse the increased on-going operating, maintenance and renewal funding (i.e. Cash) requirement as identified in the Section 48 Prudential Report and note the impact to the City of Marion's adopted Long Term Financial Plan (LTFP) resulting from the additional funding requirement identified in the Section 48 report is forecast to be in the order of \$13.11 million over the 10 year term of the LTFP.
6. Commit to undertaking the redevelopment of the Mitchell Park Sports and Community Club, 4 indoor multi-purpose courts and neighbourhood centre facilities if matching funding is received from the National Stronger Regions Fund.

Carried

**Councillor Telfer voted in favour of the motion
The majority of the meeting voted in favour of the motion**

6.59pm Councillor Pfeiffer re-entered the meeting

ADJOURNED ITEMS

Nil

CORPORATE REPORTS FOR INFORMATION/NOTING

**6.59pm Finance Report – May 2016
Report Reference: GC280616R02**

Moved Councillor Appleby, Seconded Councillor Veliskou that Council:

1. Receive the report "Finance Report – May 2016".

Carried Unanimously

**7.03pm Glyphosate Based Herbicide
Report Reference: GC280616R03**

Moved Councillor Hull, Seconded Councillor Gard that Council:

1. Note this report.

Carried Unanimously

CORPORATE REPORTS FOR DECISION

**7.11pm Marion Learning Festival Service Review
Report Reference: GC280616R04**

Moved Councillor Crossland, Seconded Councillor Telfer that Council:

1. Discontinue the Marion Learning Festival and return \$32,150 back into the council budget.

Carried

**7.15pm Living Kurna Cultural Centre Post Consultation Preferred Model
Report Reference: GC280616R05**

Moved Councillor Gard, Seconded Councillor Westwood that Council:

1. Notes that the consultation process regarding Option 2B Transition to Kurna Community Governance Model has been completed.
2. Endorses Option 2B Transition to Kurna Community Governance Model as the governance model for Living Kurna Cultural Centre.

Carried

**7.22pm Oaklands Crossing Campaign
Report Reference: GC280616R06**

Moved Councillor Hull, Seconded Councillor Prior that Council:

1. Notes the outcomes of the Oaklands crossing campaign as at 28 June 2016.
2. Continues the campaign to support construction of the Oaklands crossing grade separation in the lead up to the March 2018 state election using advertisements, letters to the community, DL flyers and a petition.
3. Endorses funding of up to \$15,400 in the 2016/17 Annual Budget, to fund additional strategies to run a Council-led campaign to build a grade separation at Oaklands crossing.
4. Reviews and reassess the campaign in June 2017.

Carried

Motion with Notice

7.32pm Oaklands Crossing

Report Reference: GC280616M01

Moved Councillor Hull, Seconded Councillor Prior that Council:

1. Urgently writes to the Premier urging the SA Government to nominate the grade separation of the Oaklands Crossing as a major project with Infrastructure Australia so as to allow this project to be eligible for consideration for Federal Funding.

Carried Unanimously

7.34pm Adoption of the Annual Business Plan & Budget 2016/17 & Long Term Financial Plan

Report Reference: GC280616R08

Moved Councillor Veliskou, Seconded Councillor Telfer that:

The following be adopted by Council in the following order:

1. Financial Policies (Appendix 1 → appendices 8 to 14):
 - a) Rating Policy
 - b) Treasury Management Policy
 - c) Asset Management Policy
 - d) Fees and Charges Policy
 - e) Reserve Funds Policy
 - f) Asset Accounting Policy
 - g) Budget Policy
2. Pursuant to Section 123(6) of the Local Government Act 1999 and regulation 6 of the Local Government (Financial Management) Regulations 2011, the Annual Business Plan 2016/17 (Appendix 1)
3. Pursuant to Section 123(7) of the Local Government Act 1999, and regulation 7 of the Local Government (Financial Management) Regulations 2011, the Annual Budget 2016/17 (Appendix 1)
4. Pursuant to Section 122(1a) of the Local Government Act 1999, and regulation 5 of the Local Government (Financial Management) Regulations 2011, the Long Term Financial Plan for 2016/17 to 2025/26 (Appendix 2).

Carried

7.35pm Valuation – Adoption for 2016/2017 Financial Year

Report Reference: GC280616R09

Moved Councillor Crossland, Seconded Councillor Telfer that:

1. Pursuant to Section 167(2)(a) of the Local Government Act 1999 Council adopts the capital valuations as supplied by the Office of the Valuer-General, (at Supplementary Week 52 dated 27 June 2016), as the Valuations that are to apply to land within its area for rating purposes for the 2016/2017 financial year.
2. Council notes that, at the time of adoption, the Valuation totalled \$18,774,353,580 (including \$18,014,329,009 Rateable and \$760,024,571 Exempt).

Carried

7.38pm Rates Declaration 2016/17
Report Reference: GC280616R10

Moved Councillor Crossland, Seconded Councillor Byram that:

1.
 - i. pursuant to Section 153(1)(b) and 156(1)(a) of the Local Government Act, 1999 the Council declares differential general rates according to land use based on Capital Value within the area for the 2016/2017 financial year as follows:
 - (a) 0.358121 cents in the dollar on rateable land of Categories 1 - Residential, 7 - Primary Production, 9 – Other.
 - (b) 0.662524 cents in the dollar on rateable land of Categories 2 – Commercial Shop, 3 – Commercial Office, 4 - Commercial Other.
 - (c) 0.608805 cents in the dollar on rateable land of Categories 5 - Industry Light and 6 - Industry Other.
 - (d) 0.716242 cents in the dollar on rateable land of Category 8 - Vacant Land
 - ii. pursuant to Section 158 (1)(a) of the Local Government Act 1999, fixes a minimum amount payable by way of General Rates in respect of rateable land within the area for the 2016/2017 financial year of \$1,000.00.
2. pursuant to Section 153(3) of the Local Government Act 1999 the Council has determined not to fix a maximum increase under this Section in the general rate to be charged on a principal place of residence of a principal ratepayer upon the basis that relief is otherwise provided under the 'Discretionary Rebate – Residential Land Use (Rate Capping)' provision of its Rating Policy.
3. as required by the Natural Resources Management Act 2004, and pursuant to Section 95 of that Act and Section 154 (1) of the Local Government Act, the Council declares a Separate Rate of 0.009493 cents in the dollar on all rateable land in the area covered by the Adelaide and Mount Lofty Ranges Natural Resources Management Board within this Council's area for the 2016/2017 financial year.
4. pursuant to Section 181 (1) of the Local Government Act rates are payable in four equal or approximately equal instalments, and Council resolves that pursuant to section 181(2) of the Act the due dates for those instalments shall be:
 - 1 September 2016
 - 1 December 2016

1 March 2017
1 June 2017

5. pursuant to Section 44 of the Local Government Act 1999 the Council delegates to the Chief Executive Officer the power at Section 181(4)(b) to alter the due date for payment of any rate or instalment payment of a ratepayer where circumstances warrant such action, and to make any arrangement for payment of an account (either including or excluding the imposition of fines thereon) over an extended period.

Moved Councillor Veliskou, Seconded Councillor Gard that formal meeting procedures be suspended to enable discussion on the item.

Lost

Point of Order

Councillor Pfeiffer called a point of order that the motion as item 'Adoption of the Annual Business Plan & Budget 2016/17 & Long Term Financial Plan' (GC280616R08) above had been passed on a basis of a 2.75% rate increase and this motion was suggesting a 2.5% increase. The order of the reports to be considered was also passed in the previous item.

The Mayor overruled the point of order. He ruled that a rescission motion on the previous item would not be required if this motion got up as the intention would be the same. The content of the report would just need to be brought back to Council to fix any anomaly.

Moved Councillor Pfeiffer, Seconded Councillor Westwood that the Mayor's ruling on the point of order is not agreed with.

The vote was **Tied**
The Mayor gave a casting vote and voted against of the motion
Lost

The Mayor's ruling on the point of order stood and debate resumed on the motion.

The motion was **Carried**

Rate Rebate 2016/17 Report Reference: GC280616R11

This item was not considered

8.11pm Councillors Pfeiffer and Veliskou left the meeting.

Meeting Adjournment

Moved Councillor Prior, Seconded Councillor Telfer that the meeting be adjourned for a period of 5 minutes.

Carried

8.11pm meeting adjourned

8.19pm meeting resumed

8.19pm Removal of Regulated and Significant Trees Darlington Upgrade
Report Reference: GC280616R12

Moved Councillor Telfer, Seconded Councillor Prior that Council:

1. Advises the Development Assessment Commission that if the Commission decides to approve the application, the Commission places a condition of approval requiring that Trees 455a, 455c, 455e, 658 are not to be removed until final design and construction details confirm that there are no practical alternatives to retain the trees in good health and structural stability.
2. Advises the Development Assessment Commission that Council supports the development of a detailed Landscape and Urban Design Plan as part of the project which proposes the on ground planting of semi-mature native tree species as an offset for the removal of Regulated or Significant trees during construction of the road upgrade (at a ratio of 2:1 for Regulated trees and 3:1 for Significant trees).
3. Requests that the Development Assessment Commission seeks an expansion of the tree removal offset to include a ratio of at least 2:1 for all other trees removed as part of the construction works.

Carried Unanimously

8.21pm Rezoning of ADC Land at Hallett Cove
Report Reference: GC280616R13

Moved Councillor Crossland, Seconded Councillor Prior that Council:

1. Decides on a preferred approach for undertaking the rezoning of the whole of the ADC land at Hallett Cove; being a joint Council DPA.
2. Writes a letter to the Mayor of the City of Onkaparinga seeking the City of Onkaparinga's opinion on a preferred DPA process for the ADC land.

Carried Unanimously

8.24pm Toc H Hall – Community Land Revocation
Report Reference: GC280616R14

Moved Councillor Pfeiffer, Seconded Councillor Hull that Council:

1. Declares that the retention of the land does not contribute to Council's strategic objectives and that the land is surplus to Council's requirements and subject to Ministerial approval, the net sale proceeds will be used for the development of existing or new community facilities currently under Council's consideration.
2. Endorses the Section 194(2)(a) report on the land known as Toc H Hall at Lot 151 in Filed Plan 10801 being the whole of the land comprised in Certificate of Title Volume 6022 Folio 144, prepared in accordance with the Local Government Act 1999.

3. Authorises the Section 194(2)(a) report on Toc H Hall at Lot 151 in Filed Plan 10801 being the whole of the land comprised in Certificate of Title Volume 6022 Folio 144 to be submitted for public consultation in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Community Consultation Policy.
4. Requires Administration to bring a report to Council for consideration of the outcome of the public consultation and for authorisation for Ministerial consideration of the Community Land classification revocation.

Carried Unanimously

8.24pm Application to depart from Land Management Agreement (LMA) Registered over Myer Rd, Sturt
Report Reference: GC280616R15

Moved Councillor Telfer, Seconded Councillor Byram that:

1. Council waive compliance to the obligations of the Land Management Agreement at 45 Myer Road, Sturt (Certificate of Title Volume 6158/Folio 570) to allow for the omission of a 3.0 metre length of landscaping along the eastern boundary, as proposed in Development Application 100/1301/2015.

Carried Unanimously

MATTERS RAISED BY MEMBERS

Questions with Notice

Lorenzin Site
Report Reference: GC280616Q01

QUESTION: Mayor Hanna

Given the apparent lack of remedy disclosed by the answer given at the General Council meeting of 24 May 2016 to Cr Gard's Question on Notice about the unsightly and potentially unsafe nature of the Lorenzin site, has further consideration been given to how residents' concerns might be addressed?

COMMENTS:

Steve Hooper, Manager Development & Regulatory Services

Council officers have re-inspected the site and I confirm that whilst Section 254 of the Local Government Act might be used to improve the visual appearance of the site, its scope is likely to have limited effect in this instance.

It is my understanding that the concerns of Councillor Gard and other residents in the locality extend broader than the scope of Section 254 of the Local Government Act, in particular to matters such as

safety, undesirable persons attending the site, using the empty buildings for inappropriate activities, risks of fire, etc.

In this respect, a Section 69 Order is likely to be more effective in addressing the above-mentioned concerns as any such order will involve a declaration that the buildings are unsafe and a requirement that the owners of the land address the safety concerns, either through securing the buildings or the fencing on the land.

Currently, Section 254 of the Local Government Act, 1999, gives Council the power to make orders regarding an unsightly condition of land.

Council can take action against the owner or occupier of land, when the action is considered necessary to ameliorate an unsightly condition, in the circumstances where the land, or a structure or object on the land, is unsightly and detracts significantly from the amenity of the locality in which the land is situated.

Council could potentially issue a Section 254 and require the owners to remove the graffiti which is visible from the public realm, however, unfortunately, it is likely to return in a very short time-frame.

Likewise, the City of Holdfast Bay, might be in a position to issue a Section 254 Order with respect to the shade cloth on the fencing fronting Schofield Road being ripped, torn and in a state of disrepair.

We are currently negotiating with the City of Holdfast to determine a collaborative approach on tackling the concerns of Councillor Gard having regard to both Section 69 of the Development Act 1993 and Section 254 of the Local Government Act 1999 noting that neither approach is an absolute or long-term solution and ultimately facilitating the rezoning of the land will be the long term solution with respect to the subject land.

Further Motions with Notice

8.28pm Proposed AdeLINK Light Rail Network Report Reference: GC280616M02

Moved Councillor Hull, Seconded Councillor Westwood that:

1. Council provide no support to the expansion of light rail at this time.
2. Council draws attention to the comprehensive \$2 million study by the State Government for the grade separation of the Oaklands a Crossing.
3. Council participate in further discussions with the Federal Government, State Government and Community regarding funding and delivery options for a grade separation of the Oaklands Crossing.
4. The grade separation of the Oaklands a Crossing is by far a greater priority than any suggestion of extending the light rail network within the Marion Council area.
5. Minister Mulligan, the Member for Elder, the Member for Mitchell and the City of Adelaide Lord Mayor & Councillor's be advised of this decision by Council.

Amendment:

Moved Councillor Gard that:

1. Council provide support to the expansion of light rail at this time.
2. Council draws attention to the comprehensive \$2 million study by the State Government for the grade separation of the Oaklands a Crossing.
3. Council participate in further discussions with the Federal Government, State Government and Community regarding funding and delivery options for a grade separation of the Oaklands Crossing.
4. The grade separation of the Oaklands a Crossing is by far a greater priority than any suggestion of extending the light rail network within the Marion Council area.
5. Minister Mulligan, the Member for Elder, the Member for Mitchell and the City of Adelaide Lord Mayor & Councillor's be advised of this decision by Council.

The motion lapsed for want of a seconder

Second Amendment:

Moved Councillor Telfer, Seconded Councillor Crossland that:

1. Council draws attention to the comprehensive \$2 million study by the State Government for the grade separation of the Oaklands a Crossing.
2. Council participate in further discussions with the Federal Government, State Government and Community regarding funding and delivery options for a grade separation of the Oaklands Crossing.
3. The grade separation of the Oaklands a Crossing is by far a greater priority than any suggestion of extending the light rail network within the Marion Council area.
4. Minister Mulligan, the Member for Elder, the Member for Mitchell and the City of Adelaide Lord Mayor & Councillor's be advised of this decision by Council.

The seconded amendment was **Carried Unanimously**

The motion as amended was **Carried**

8.39pm Marion Outdoor Pool
Report Reference: GC280616M03

Moved Councillor Crossland, Seconded Councillor Veliskou that:

1. Council explore new management options at the Marion Outdoor Pool with the aim of:
 - Increasing attendances and revenue
 - Reducing ongoing costs.
2. A report is presented at the General Council meeting on the 11 October 2016.

Carried Unanimously

FURTHER CORPORATE REPORTS FOR DECISION

8.42pm Reconciliation Action Plan 2016-2019 Report Reference: GC280616R16

Moved Councillor Byram, Seconded Councillor Veliskou that Council:

1. Endorse the 2016-2019 Reconciliation Action Plan (Appendix 1) and the Plan's registration with Reconciliation Australia.

Carried

Moved Councillor Veliskou, Seconded Councillor Westwood that:

1. Councillors Hull and Byram be appointed to the Reconciliation Working Group.

Carried Unanimously

8.44pm Draft Climate Change Policy Report Reference: GC280616R17

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. Endorses the draft Climate Change Policy as provided in Appendix 1;
2. Endorses community consultation on the draft Climate Change Policy;
3. Notes a final Climate Change Policy will be presented for consideration by Council in September 2016.

Carried

8.45pm Streetscape Project – Final Draft Streetscape Policy Report Reference: GC280616R18

Moved Councillor Telfer, Seconded Councillor Gard that Council:

1. Endorse the final draft Streetscape Policy as provided in Appendix 1.

Carried Unanimously

8.47pm Community Consultation – Code of Practice, Access to Council Meetings & Documents Report Reference: GC280616R19

Moved Councillor Telfer, Seconded Councillor Byram that:

1. Council adopt the Code of Practice, Access to Meetings and Documents attached as Appendix 1 to this report.

Carried Unanimously

8.48pm Councillor Pfeiffer left the meeting

8.48pm Elected Member Liaison for Annie Doolan's Cottage
Report Reference: GC280616R20

Moved Councillor Prior, Seconded Councillor Crossland that:

1. Council endorses the nomination of Councillor Telfer to act as Council liaison to the Management Committee of Annie Doolan's Cottage for a period of up to 7 months, to be reviewed by January 2017.
2. The Management Committee of Annie Doolan's Cottage be advised of the above resolution.

Carried Unanimously

Questions without Notice

Nil

Motions without Notice

8.49pm Local Government Association (LGA) Membership

8.50pm Councillor Pfeiffer re-entered the meeting

Moved Councillor Hull, Seconded Councillor Crossland that:

1. The City of Marion withdraws from membership with the Local Government Association (LGA) for the 2016/17 period.
2. A report be presented to Council in March 2017 as to any progress of negotiating a more acceptable membership fee.

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

Councillor Veliskou called for a division:

Those for: Councillors Prior, Hull, Appleby, Gard and Crossland

Those Against: Councillors Pfeiffer, Telfer, Westwood, Byram and Veliskou

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

CONFIDENTIAL ITEMS

9.23pm Glenthorne Farm

Report Reference: GC280616F01

Moved Councillor Byram, Seconded Councillor Prior that:

1. That pursuant to Section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Vincent Mifsud, Abby Dickson, Tony Lines, Kate McKenzie, John Valentine, Jaimie Thwaites and Craig Clarke be excluded from the meeting as the Council receives and considers information relating to the Glenthorne Farm, 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

9.23pm The meeting went into confidence.

Meeting Extension

Moved Councillor Crossland, Seconded Councillor Prior that the meeting be extended until the conclusion of the item 'Glenthorne Farm'.

Carried

9.29pm meeting extended

Moved Councillor Byram, Seconded Councillor Crossland that Council:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report 'Glenthorne Farm' together with the appendix and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(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

9.31pm The meeting came out of confidence.

CLOSURE - Meeting Declared Closed at 9.31pm.

CONFIRMED THIS 26 JULY 2016

.....
CHAIRPERSON