

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 28 MARCH 2017**



PRESENT

His Worship the Mayor Kris Hanna

Councillors

Coastal Ward

Ian Crossland
Tim Gard

Mullawirra Ward

Jason Veliskou

Southern Hills

Janet Byram
Nick Westwood (from 6:36pm)

Warracowie Ward

Bruce Hull
Nathan Prior

Warriparinga Ward

Luke Hutchinson
Raelene Telfer

Woodlands Ward

Tim Pfeiffer
Nick Kerry

In Attendance

Mr Adrian Skull
Ms Abby Dickson
Mr Tony Lines
Ms Jaimie Thwaites
Ms Sherie Walczak

Chief Executive Officer
General Manager City Development
General Manager Operations
Acting Manager Corporate Governance
Acting Unit Manager Governance and Records

COMMENCEMENT

The meeting commenced at 6:30 pm.

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.

ELECTED MEMBER'S DECLARATION OF INTEREST

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

- Nil interests were disclosed.

COMMUNICATIONS

6:31pm Report on Mayoral Activities for February and March 2017

Date	Event	Comment
23 February 2017	Coast FM radio segment with David Hearn	Interview
24 February 2017	Marion Football Club Juniors Night, raffle draw in honour of Zayne Colson RIP – Club Marion	Attended
26 February 2017	Model Car Racing State Championships – Mitchell Park	Attended
26 February 2017	Cove Cricket Club Fundraiser	Attended
27 February 2017	Marion Mall Walkers 16 th Birthday Breakfast	Gave speech
28 February 2017	Meet the Author @ Book Talk Tuesdays – Carol Le Fevre 'Quiet City: Walking in West Terrace Cemetery'	Attended
28 February 2017	Eldercare Opening of Allambi redevelopment at Glengowrie	Gave speech, cut ribbon
2 March 2017	University of South Australia, Research interview with Dr David Radford. Re: "new arrivals" in Marion	Interview
10 March 2017	Gallery M, Shahin Azadegan Exhibition	Opened Exhibition
12 March 2017	The Cove FC 2017 Season Launch	Attended
19 March 2017	Harmony Day panel	Interview
21 March 2017	2017 Governor's Multicultural Awards	Attended
In addition, the Mayor has met with residents, MP's and also with the CEO and Council staff regarding various issues.		

Moved Councillor Telfer, Seconded Councillor Hutchinson that the Mayoral Report be received
Carried Unanimously

6:31pm Report on Deputy Mayor Activities for February and March 2017

Date	Event	Comment
3 March 2017	Clipsal Event – with Cr Hutchinson	Attended
5 March 2017	Huntingtons Disease South Australia & Northern Territory Launch / Opening of new premises at Glandore Neighbourhood Centre	Attended
14 March 2017	Meeting with CEO	Attended
21 March 2017	Meeting with Tony	Attended
In addition, the Deputy Mayor has met with residents, MP's and also with the CEO and Council staff regarding various issues.		

Moved Councillor Telfer, Seconded Councillor Hutchinson that the Deputy Mayor Report be received

Carried Unanimously

6:31pm Report on CEO and Executive Activities for February and March 2017

Date	Activity	Attended by
02 March 2017	South Australian Economic Development Board Meeting	Abby Dickson
02 March 2017	Meeting Council Solutions Procurement Review Project	Vincent Mifsud
03 March 2017	Meeting with Pitney Bowes regarding Asset Management	Abby Dickson
03 March 2017	LGA Building Upgrade Finance: Session for Council Senior Decision Makers, City of West Torrens	Adrian Skull Vincent Mifsud
03 March 2017	Morphettville Urban Renewal Project	Tony Lines
06 March 2017	Flinders Link Briefing with Department of Planning, Transport and Infrastructure (DPTI)	Abby Dickson
07 March 2017	LGA Meeting: Public Housing Transfers to Community Housing Providers	Adrian Skull
07 March 2017	Meeting with Renewal SA re Clovelly Park Community Open Space	Vincent Mifsud
09 March 2017	Marino Residents Association Meeting	Adrian Skull
14 March 2017	Funeral of Graham Waugh	Adrian Skull
15 March 2017	LGMA Challenge Day	Tony Lines
20 March 2017	Funeral of John Heard	Adrian Skull
20 March 2017	Morphettville Urban Renewal Project	Tony Lines
21 March 2017	SA Aquatic & Leisure Centre Governance Meeting and site tour	Adrian Skull
23 March 2017	Meeting with Adelaide Film Festival regarding new event for Tonsley Precinct	Adrian Skull Abby Dickson

Moved Councillor Telfer, Seconded Councillor Hutchinson that the CEO and Executive Report be received

Carried Unanimously

Elected Member Report on Member Activities for February and March 2017

Raelene Telfer

Date	Event	Comment
28/2/17	Warriparinga Ward	Briefing with staff
6/3/17	Marion Bowling Club	Met committee members on sublease
6/3/17	Alawoona Ave Plans	Mayor and Ward councillors re plans
7/3/17	Infrastructure Committee	Attended
16/3/17	Urban planning policy areas	Met with development staff
22/3/17	Hamilton School Governing Council	Attended
23/3/17	Coast FM 'On Magazine'	Interviewed for City of Marion
23/3/17	Meeting on Marion Sports & C	Leasing arrangements with Mayor and staff
23/3/17	Urban Planning policy areas	Met with development staff

24/3/17	Marion Celebrates	Enjoyed as spectator to displays
24/3/17	Citizenship ceremony	Met new citizens
26/3/17	Amazing Race Mitchell Park	Supported local participants

ADJOURNED ITEMS

6:32pm Leasing and Licensing of Council Owned Facilities Policy Report Reference: GC280317R01

6:36pm Councillor Westwood entered the meeting

Moved Councillor Westwood, Seconded Telfer Councillor that Council:

1. Adopts the Leasing and Licencing of Council Owned Facilities Policy as attached as Appendix 1 to this report which includes:
 - \$300 minimal rental fee per annum
2. Endorses the progressive implementation of the Policy as leases and licences are renewed or newly entered into.
3. Notes administration will provide a response as set out in Appendix 1 to the nine organisations who provided a written response to the draft Policy.

Amendment:

Moved Councillor Hull, Seconded Councillor Hutcinson that Council:

1. Adopts the Leasing and Licencing of Council Owned Facilities Policy as attached as Appendix 1 to this report which includes:
 - \$300 minimal rental fee per annum
 - The additional point: That advertising of polital parties, Member of Parliament, Elected Members and candidates for Parliament/Council be prohibited on Council owned premises.
2. Endorses the progressive implementation of the Policy as leases and licences are renewed or newly entered into.
3. Notes administration will provide a response as set out in Appendix 1 to the nine organisations who provided a written response to the draft Policy.

The Amendedment was **Carried**
The Motion as Amended was **Carried**

CONFIRMATION OF MINUTES

6:54pm Moved Councillor Westwood, Seconded Councillor Prior that the minutes of the General Council Meeting held on 14 March 2017 be taken as read and confirmed.

Carried

The Mayor called for a division

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

Those against: Councillor Kerry

Carried

DEPUTATIONS

6:55pm Deputation - Marion Outdoor Pool

Report Reference: GC280317D01

On behalf of the Friends of Marion Outdoor Pool, Mr Paul Reachill gave a 5 minute deputation to Council relating to the Marion Outdoor Pool.

7:00pm Proposed Hughes Court Reserve Development
Reference: GC280317D02

Mr Matt Krieg gave a five minute deputation to Council regarding the proposed Hughes Court Reserve development (Woodend Primary School Carpark), Trott Park.

The Mayor sought, and was granted leave of the meeting, to vary the order of the agenda and bring the following three items forward: Woodend Primary School – Car Park (GC280317R16), Marion Outdoor Pool Slide (GC280317M03) and Marion Outdoor Swimming Centre Master Plan (GC280317R10)

7:08pm Woodend Primary School – Car Park
Reference No: GC280317R16

Moved Councillor Byram, Seconded Councillor Westwood that Council:

1. Notes the report.
2. Proceeds to community consultation in relation to the concept of a car park being situated on Hughes Court Reserve or consideration of a kiss and go zone.
3. Investigate the suggestion made by the Minister for Education and Child Development in her letter dated 13 February 2017 to work with the department and the Woodend Primary School to investigate the opportunity for the establishment of a kiss and go zone.

Carried

Councillor Crossland called for a division

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

Those against: Councillors Crossland, Pfeiffer and Kerry

Carried

7:28pm Marion Outdoor Pool Slide
Ref No: GC280317M03

Moved Councillor Veliskou, Seconded Councillor Crossland that Council:

1. Endorses the installation of a second slide for the Marion Outdoor Swimming Pool to be delivered and ready for use in time for the October 2017 season opening.
2. Endorses an allocation of up to \$320,000 from the Asset Sustainability Reserve (non-Community Facilities Partnering Program) element to fund this project
3. Endorses an allocation of \$22,400 per annum for operating and maintenance and an allocation of \$8,000 p.a. for renewal / depreciation into council 2017/18 annual budget and Long Term Financial Plan.

Carried Unanimously

7:40pm Marion Outdoor Swimming Centre Master Plan
Ref No: GC280317R10

Moved Councillor Veliskou, Seconded Councillor Pfeiffer that Council:

1. Endorses an allocation of up to \$150,000 for design development and documentation for the Marion Outdoor Swimming Centre in the draft 2017-18 budget.
2. Endorses undertaking detailed design for the scope of works outlined within this report.
3. Notes that a Section 48 prudential management report will be prepared for Council's consideration which incorporates whole of life costs for further consideration and assessment of Council's funding capacity.

Moved Councillor Crossland, Seconded Councillor Gard that the item be adjourned to the General Council meeting dated 9 May 2017.

Carried

Councillor Veliskou called for a division

Those for: Councillors Crossland, Westwood, Gard, Hutchinson, Telfer and Kerry

Those against: Councillors Pfeiffer, Hull, Westwood, Byram and Veliskou

Carried

7:48pm Councillor Kerry left the meeting

7:50pm Councillor Kerry returned to the meeting

PETITIONS

Nil

COMMITTEE RECOMMENDATIONS

7:50pm Infrastructure and Strategy Committee - Confirmation of Minutes of Meeting held on 7 March 2017

Report Reference: GC280317R02

Moved Councillor Byram, Seconded Councillor Westwood that Council:

1. Receives and notes the minutes of the Infrastructure and Strategy Committee meeting of 7 March 2017 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Infrastructure and Strategy Committee.

Carried

CONFIDENTIAL ITEMS

7:52pm Organisational Service Reviews – Status Report March '17 – City of Marion Library Service Review” (Appendix two)

Reference No: GC280317F01

Moved Councillor Crossland, Seconded Councillor Hutchinson that

1. 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: Adrian Skull Chief Executive Officer, Vincent Mifsud General Manager Corporate Services, Abby Dickson General Manager City Development, Tony Lines General Manager Operations, Liz Byrne Manager Community & Cultural Services, Ray Barnwell Manager Finance, Jaimie Thwaites Acting Manager Corporate Governance, Sherie Walczak Unit Manager Governance and Records, Craig Clarke Unit Manager Communications, Deborah Horton Unit Manager Performance & Improvement be excluded from leaving the meeting as the Council receives and considers information relating to the City of Marion Libraries Service Review (Appendix Two), upon the basis it 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 on the grounds that the report contains information relating to personnel matters.

Carried

7:52pm 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, City of Marion Library Service Review Appendix 2, having been considered in confidence under Section 90(2) and (3)(d) 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 2017.

Carried

8:24pm the meeting came out of confidence

WORKSHOP / PRESENTATION ITEMS

Nil

CORPORATE REPORTS FOR DECISION

7:52pm Organisational Service Reviews – Status Report March '17

Report Reference: GC280317R03

Cr Veliskou noted a perceived conflict of interest as one of the programs in the Library Service Review relates to *ATO Tax Help* which involves his employer, however as he is not directly associated, will remain for this item.

Moved Councillor Pfeiffer, Seconded Councillor Veliskou that Council:

1. Note the report “*Organisational Service Reviews – Status Report March ‘17*” including Appendix one and two.

**Carried Unanimously
Councillor Veliskou voted in favour
The majority of meeting voted in favour**

Moved Councillor Veliskou, Seconded Westwood that Council:

1. Note the Marion Library Service Review Report (Organisational Service Reviews – Status Report March ‘17” Appendix two)

8:25pm Councillors Gard, Prior, Kerry and Crossland left the meeting

8:28pm Councillors Gard, Prior, Kerry and Crossland returned to the meeting

Adjournment

The Mayor sought, and was granted leave of the meeting, to have a five minute adjournment.

8:30pm Meeting adjourned

8:40pm Meeting resumed

Councillor Veliskou with consent of Councillor Westwood sought, and was granted leave of the meeting, to vary the motion as follows:

1. Note the Marion Library Service Review Report (Organisational Service Reviews – Status Report March ‘17” Appendix two)
2. Retain the three existing libraries at Cove Civic Centre, Cultural Centre, and Park Holme.
3. Retain the existing Library @ Home service.
4. Retain the Marion Heritage Research Centre in its current location, and consider any other building opportunity as it arises.
5. Consider a new library as part of any future Council facility in the northern area of the city: possibly in combination with a community / neighbourhood centre, heritage centre and sporting clubs; possibly in conjunction with neighbouring council(s); and probably requiring the relocation of the existing Park Holme library.

**Carried Unanimously
Councillor Veliskou voted in favour
The majority of meeting voted in favour**

**8:47pm LGA Public Awareness Campaign Regarding Rate Capping
Report Reference: GC280317R04**

Moved Councillor Crossland, Seconded Councillor Byram that Council:

1. Notes the Letter from the President of the LGA, Mayor Lorraine Rosenberg, attached as Appendix 1;
2. Writes to the LGA objecting to the anti-rate capping campaign because:

- (a) Councils ought to be able to manage financially within reasonable rate rise limits provided there are exemptions for extraordinary circumstances eg when a Council has experienced a natural disaster or a Council can justify capital expenditure for an exceptional project;
- (b) Whether the campaign is notionally funded from LGA membership fees or investment income, it is ultimately funded by ratepayers who would not want their rates used this way; and
- (c) Clearly only the Liberal Party have adopted a policy of introducing rate capping, so the proposed public campaign will be seen as a partisan, anti-Liberal campaign leading up to the 2018 election, and local government including the LGA should be seen as scrupulously non-partisan when it comes to State and Federal elections.

Carried

Councillor Westwood called for a division

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

Those against: Councillors Pfeiffer, Kerry, Westwood and Gard

Carried

9:05pm Fleurieu Peninsula Tourism proposal

Report Reference: GC280317R08

Moved Councillor Hull, Seconded Councillor Gard that Council:

1. Authorises the Mayor to write a letter to Fleurieu Peninsula Tourism supporting the Fleurieu Branding and Wayfinding Strategy.

Carried Unanimously

9:06pm Tennis and Netball Review – Rescission Motion

Report Reference: GC280317R09

Moved Councillor Telfer, Seconded Councillor Crossland that Council:

Amends the resolution of 28 February 2017 that states:

Allocates funding of \$574,050 in Draft 2017/18 Budget towards capital works for tennis and netball facilities at the following sites; Woodforde Reserve, Sandery Avenue, Hallett Cove Beach Tennis Club, Trott Park (Southbank Tennis Club) Tennis courts, Warradale Tennis Club, and Marion Tennis Club.

to the following new resolution:

1. Allocates funding of \$599,050 in Draft 2017/18 Budget towards capital works for tennis and netball facilities at the following sites; Woodforde Reserve, Sandery Avenue, Hallett Cove Beach Tennis Club, Trott Park (Southbank Tennis Club) Tennis courts, Warradale Tennis Club, and Marion Tennis Club.
2. Endorses the amended 3 year works program for Tennis and Netball Court and Facilities attached as Appendix 4 to this report which shows
 - The amended total allocation for 2017/18 works from \$574,050 to \$599,050
 - The total project cost for Hallett Cove Beach Tennis Club from \$38,000 to \$148,500

Carried Unanimously

9:07pm Councillor Pfeiffer left the meeting and did not return

9:08pm Hallett Cove Beach Tennis Club Facility Improvements
Report Reference: GC280317R11

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Grants landlord consent for the upgrade of courts 3, 5 and 6, to install LED lighting on courts 5 and 6 and to replace court lighting with LED lights on courts 1, 2 and 3 at Hallett Cove Beach Tennis Club, Shamrock Road Reserve, Hallett Cove, Certificate of Title Volume 4165 Folio 463, subject to the Club obtaining the required funds to meet the project cost of \$148,500.
2. Notes landlord approval is subject to development approval.
3. Supports the Club submitting an application for \$70,500 to the Office for Recreation & Sports Community Recreation and Sport Facilities Program by the Hallett Cove Beach Tennis Club.
4. Endorses an allocation of up to \$45,000 towards these works being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program subject to the Club obtaining the required funds to meet the full project costs.
5. Advises that the Hallett Cove Beach Tennis Club will be responsible for any project related cost overruns and will be responsible for all future maintenance and repairs to the tennis courts and lights.
6. Endorses an allocation of \$10,395 per annum for operating and maintenance and an allocation of \$7,920 per annum for renewal/depreciation into Council's 2017/18 annual budget and Long Term Financial Plan.

Carried Unanimously

9:11pm Marion Tennis Club Facility Improvements
Report Reference: GC280317R12

Moved Councillor Telfer, Seconded Councillor Crossland that Council:

1. Grants landlord consent for the upgrade of lighting on Courts 1,2 and 3 to LED lighting and install new poles and LED lighting to courts 4, 5 & 6 at Marion Tennis Club, Norfolk Road Marion, subject to the Club obtaining the required funds to meet the project cost of \$100,000.
2. Notes landlord approval will be subject to development approval.
3. Supports the Club submitting an application for \$45,000 to the Office for Recreation & Sports Community Recreation and Sport Facilities Program by the Marion Tennis Club.
4. Endorses an allocation of up to \$45,000 towards these works being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program subject to the Club obtaining the required funds to meet the full project costs
5. Endorses an allocation of \$5,750 per annum for operating and maintenance and an allocation of \$4,000 p.a. for renewal / depreciation into Council 2017/18 annual budget and Long Term Financial Plan.

6. Advises that the Marion Tennis Club will be responsible for any project related cost overruns with council responsible for maintenance of the lighting structures excluding globe replacement.

Carried Unanimously

**9:12pm Southbank Tennis Club Facility Improvements
Report Reference: GC280317R13**

Moved Councillor Westwood, Seconded Councillor Byram that Council:

1. Grants landlord consent to the upgrade of six courts at 34 Hessing Crescent, Trott Park. Certificate of Title Volume 4020 Folio 236, subject to Southbank Tennis Club obtaining the required funds to meet the project cost of \$145,000.
2. Supports an application for \$65,000 being submitted to the Office for Recreation & Sports 2017 Community Recreation and Sport Facilities Program by the Southbank Tennis Club.
3. Endorses an allocation of up to \$45,000 towards these works being made from Council's Asset Sustainability Reserve – Community Facilities Partnering Program subject to the Club obtaining the required funds to meet the full project costs
4. Endorses an allocation of \$8,650 per annum for operating and maintenance and an allocation of \$8,491 for renewal/depreciation into Council's 2017/18 annual budget and Long Term Financial Plan.
5. Advises that the Southbank Tennis Club will be responsible for any project related cost overruns.

Carried Unanimously

**9:13pm Hallett Cove Stage 5 Amphitheatre Implementation
Report Reference: GC280317R15**

Moved Councillor Crossland, Seconded Councillor Gard that Council:

1. Endorses detailed design of Hallett Cove Foreshore Stage 5 (Amphitheatre) with funding of up to \$1.035m from the approved funding of \$1.355m to be utilised in 2017/18 for the completion of stage 5.
2. Endorses commencement of development approvals, tender and construction for stage 5 amphitheatre.
3. Endorses an allocation of \$13,938 for operations maintenance in the 2017/18 Budget and increased funding of up to \$71,424 per annum for operating, maintenance and renewal requirements into the Long Term Financial Plan from 2018/19.
4. Notes that the CEO will authorise the construction contract in accordance with delegated authority.

Carried

9:15pm Review of Elected Member Records Management Policy
Report Reference: GC280317R17

Moved Councillor Crossland, Seconded Councillor Prior that Council:

1. Notes the legal advice obtained regarding the 'Elected Member Records Management' Policy attached as Appendix 1.
2. Adopts the 'Elected Member Records Management' Policy as attached as Appendix 2 with the following addition:
All Elected Member Records will be securely locked down and only accessed by relevant staff in order to comply with a legislative obligation (e.g. Freedom of Information Application) or upon appropriate formal request (e.g. Code of Conduct investigation or assisting individual Elected Members to access their own records). The relevant Elected Member and the Chief Executive Officer will be notified if records are to be accessed by staff unless there is a duty of confidence (e.g. Independent Commission Against Corruption Investigation).
3. Notes the 'Elected Member Records Management' Procedure diagram as attached at Appendix 3 and the 'Records Management Guidance Note' as attached at Appendix 4.

Carried

Meeting Extension:

Moved Councillor Westwood, Seconded Councillor Kerry that meeting be extended by 15 minutes.

Carried Unanimously

9:24pm meeting extended

9:25pm LGA General Meeting 2017 – Voting Delegate
Report Reference: GC280317R18

Moved Councillor Telfer, Seconded Councillor Gard that:

1. The nominated Council Voting Delegate for the Local Government Association General and Annual General meetings is the Mayor and that the Proxy Delegate voting delegate is the Deputy Mayor.

Carried

CORPORATE REPORTS FOR INFORMATION / NOTING

9:27pm Finance Report – February 2017
Report Reference:GC280317R19

Moved Councillor Telfer, Seconded Councillor Kerry that Council:

1. Receives the report "Finance Report – February 2017

Carried Unanimously

9:27pm WHS Performance Report – February 2017
Report Reference: GC280317R20

Moved Councillor Telfer, Seconded Councillor Kerry that Council:

1. Notes the report and statistical data contained therein.

Carried Unanimously

MATTERS RAISED BY MEMBERS

Questions with Notice

9:34pm SA Aquatic Centre
Reference No: GC280317Q01

QUESTION: Apart from a very small array of free standing PV panels near the grassed area of the State Aquatic Centre, has the State Government met its specific commitment/promise to our City (as project partners) of significant solar energy capture at the State Aquatic Centre? Does the State Aquatic Centre meet the SA Government's own environmental policy requirements for energy efficiency and energy capture?

COMMENTS: Councillor Bruce Hull

Nil

COMMENTS: Adrian Skull, CEO

The Office of Sport and Recreation has budgeted \$1.2 million in 2017/18 for solar power for the South Australian Aquatic and Leisure Centre.

A detailed response has been requested from the Office of Sport and Recreation.

9:34pm Staff Wages
Reference No: GC280317Q02

QUESTION:

The South Australian Municipal Salaried Officers Award 2016 “the Award” sets the minimum wages for local government administration staff. (Indoor staff)

1. Please supply a comparison of City of Marion wage payments with the wages recommended in the Award. (contained in Schedule 2 and 3).
2. Please show the differences as a percentage and explain the reason for the difference and or deviation from the Award.
3. What will the City of Marion indoor staff wage amount be in the 2016/17 budget and what would it be if the Council had made payments at the level stated in the Award.

COMMENTS: Councillor Ian Crossland

Many of our rate payers have had very low pay increases over the last decade with some reporting no pay rises during some of those years. Previous excessive rate rises have become another cash grab for many struggling families.

Recent advertised vacancies in the City of Marion seem to show that our wages are significantly higher than other public service workers and private businesses.

I continue to seek ways to achieve lower rate increases. Staff wages account for around 44% of our budget and have a significant impact on the rates we can set.

The Award sets out a generous remuneration, access to tea and coffee, and a range of additional payments and penalty rates.

I am concerned that Council wages have outpaced those of our residents or any other employment sector.

I would like to confirm that our remuneration rates are comparable with other public service rates and that our current payments are available for public scrutiny and comment.

COMMENTS: Steph Roberts, Manager Human Resources

1 and 2 Comparison of Award to Council wage payments, including the % difference.

• **Schedule 2**

LEVEL	SAMSOA (AWARD) Schedule 2 General Officers	ASU EA	% difference between Award and EA
level 1A	36123	43169	19.5%
	36873	44510	20.7%
	37625	45766	21.6%
	39127	48367	23.6%
level 1	40055	49111	22.6%
	40681	49798	22.4%
	41682	51949	24.6%
	42621	53724	26.1%
	43561	55496	27.4%
	44370	57267	29.1%
level 2	45324	58373	28.8%
	46262	60153	30.0%
	47201	61928	31.2%
	47824	64398	34.7%
level 3	48762	65038	33.4%
	49359	66817	35.4%
	50298	68593	36.4%
	51237	70370	37.3%
level 4	52176	71880	37.8%
	53115	73655	38.7%
	54053	75433	39.6%
	54866	77210	40.7%
level 5	55804	78979	41.5%
	56614	80753	42.6%
	57554	82529	43.4%

level 6	59120	85484	44.6%
	60683	88437	45.7%
	62250	91399	46.8%
level 7	63815	94358	47.9%
	65379	97312	48.8%
	66945	100269	49.8%
level 8	68823	103818	50.8%
	70700	107367	51.9%
	72579	110916	52.8%

- **Schedule 3 – Senior Officers Stream - is not applicable as Council does not employ Senior Officers**

The Local Government Association has also provided the following comparative data:

- Based on remuneration information held by the LGA from across the sector, a direct analysis of the City of Marion's wage rates for the various levels are between 4.72% and 7.33 % above the medium paid by all Councils in South Australia.
- This analysis also shows that the City of Marion's wage rates are between – 3.35% (minus) and 2.24% (above) the top 25th percentile paid by all Councils in South Australia
- Additionally, when compared against the top paying council across all levels, the City of Marion's wage rates are between minus 9.33 % and equal to these rates of pay.

- **The reason for the difference and or deviation from the Award**

Council's pay grades for our administrative (internal) staff are based on the General Officer's stream in the Municipal Officers (SA) Award 1998. The City of Marion pays above the award as a result the Administrative staff's Enterprise Agreement having been negotiated over many years between staff and the Australian Services Union (ASU).

Roles are assessed using an external specialist against the criteria in the Award and with consideration of relativities to other roles.

Up until the 2016 ASU Enterprise Negotiations, the City of Marion Administrative Staff Enterprise Agreement included a Salary Guarantee, to achieve an equal sixth salary ranking with the reference group of councils, comprising Port Adelaide Enfield, Mt Barker, Unley, Holdfast Bay, Salisbury, Adelaide City Council, Adelaide Hills, Onkaparinga, Tea Tree Gully, Norwood Payneham & St Peters, West Torrens, Burnside, Charles Sturt and Mitcham. This ensured sixth ranking alignment and relativity with other councils was achieved through the negotiations. This has since been removed from the Enterprise Agreement and replaced with a 2% annual salary increase or CPI, whichever is the greater, for the life of the Agreement.

- 3 City of Marion administrative staff wage amount in the 2016/17 budget compared to what it would be if the Council had made payments at the level stated in the Award.

2016/2017 Budget Comparison	
Budget ASU staff (excluding the Executive Leadership and Senior Leadership teams)	\$23,288,596
Budget ASU at Municipal Officers (SA) Award 1998 rates	\$15,983,922

9:34pm Marion Outdoor Swimming Centre Caretaker's House
Reference No: GC280317Q03

QUESTION:

With regards to the Marion Outdoor Swimming Centre Caretaker's House;

1. What are the income and expenditure until the end of February 2017?
2. What are the predicted annual income and expenditure until the end of February 2018?

COMMENTS: Councillor Raelene Telfer

Nil

COMMENTS: Carol Hampton, Manager City Property

City Property staff are currently working towards having a management agreement for the house used by swimmers, coaches etc. The house is still vacant so there has been no income received for 2016/17, expenditure has been \$2,733.

It is anticipated once the management agreement is in place that all expenses will be met by the organisation that manages the facility and there would be an income of \$11,700 p.a.

9:34pm Cost of LGA Membership Investigation
Reference No: GC280317Q04

QUESTION:

How much money has been spend on legal advice and staff time on leaving the LGA?

COMMENTS: Councillor Nick Kerry

Nil

COMMENTS: Jaimie Thwaites, Acting Manager Corporate Governance

It is conservatively estimated that the total cost to date in reviewing our membership with the LGA was a minimum of \$33k, including approximately \$15k in legal fees and \$18k (260 hours) in staff time.

9:34pm Development Assessment Panel
Reference No: GC280317Q05

QUESTION:

1. Earlier this month Scope, a developer company, complained to staff regarding rejection of applications by the DAP. What exactly did they say, in what format and to whom did they say it?
2. As a result of that complaint, staff made representations to the DAP. What exactly was conveyed to the DAP and how?

3. Scope also complained to the Coordinator General about rejection of applications by the Marion DAP. What has the Coordinator General communicated to Council about this; how and when did that occur? Was the subject of the complaint within the jurisdiction of the Coordinator General?

4. What action or communication has been taken, or is intended to be taken, as a result of the Coordinator General's intervention?

5. On 7th November 2014 the Coordinator General visited the then CEO and the Manager of Development Services to convey complaints about the refusal by the DAP of several local housing developments. Were applications by Scope, or persons closely associated with Scope, among those complaints? If so, was any application initially refused by the DAP but subsequently approved by the DAP?

COMMENTS: Mayor Hanna

Nil

COMMENTS: Abby Dickson, General Manager City Development

Question 1:

The General Manager, City Development, Manager Development and Regulatory Services and Team Leader Planning met with Scope Development Solutions (the Developer) on 23 February 2017. The meeting was arranged as the Developer indicated they wished to provide feedback on the Development Assessment Panel (DAP). The feedback provided by the Developer did not concern the rejection of applications by the City of Marion DAP. The Developer expressed the following viewpoints regarding the performance of Council's DAP:

- Inconsistent application of planning policy by the DAP in the assessment of applications.
- Lack of clarity in the DAP's policy application is resulting in a higher number of applications needing to be amended which then lengthens the application process.

Question 2:

The General Manager, City Development and Manager Development and Regulatory Services met with the chair of the DAP on 1 March 2017 to convey the Developer's view that the DAP was being inconsistent in its application of policy.

Question 3 & 4:

The CEO and Team Leader Planning met with the Coordinator General on 24 March 2017 and the complaint forwarded by the Developer regarding inconsistent application of planning policy by the City of Marion's DAP's was discussed. It is standard practice for the Coordinator General to pass on complaints they receive regarding development assessment panels to the relevant Council.

As a result of this meeting the following actions will occur:

- Further discussions will occur with the Chair of the DAP
- The CEO will meet the Developer

The complaint concerned

Question 5:

The meeting that occurred on 7 November 2014 discussed three development applications which had been refused by Council's DAP one of which included an application from Scope Development Solutions. This application had been refused under delegation by staff due to non-compliance.

Scope Development Solutions resubmitted the application with amendments at a later date and the revised application was recommended for approval by planning staff and was subsequently approved by the DAP. This is common practice within the application process where development applications after being initially refused will be amended through the appeal process or via a new application.

Motions with Notice

**9:39pm Lorenzin Site
Ref No: GC280317M01**

Moved Councillor Gard, Seconded Councillor Crossland that, in coordination with the City of Holdfast Bay, management take action to ensure that the Seacliff Park (Lorenzin) Development site be secured to its satisfaction during any remaining waiting period for its development transformation.

9:39 Councillor Veliskou left the meeting
9:42 Councillor Veliskou returned the meeting

Carried Unanimously

**9:43pm Legal Expenses Policy
Ref No: GC280317M02**

Moved Councillor Hull, Seconded Councillor Prior that Council:

Amend the Legal Expenses Policy to add a third dot point in "Principles ",
* Planning and Development matters, as soon as it is anticipated that a dispute is likely to be adjudicated by the ERD Court, must have any further legal fees approved by the Chief Executive Officer (and the Chief Executive Officer is to advise the Mayor)

With a corresponding amendment of the checklist appended to the Policy.

Moved Councillor Crossland, Seconded Councillor Hutchinson that the motion be put

**Carried Unanimously
The motion was put and was Carried Unanimously**

Questions without Notice

Nil

Motions without Notice

Nil

LATE ITEMS

Nil

The following items were not considered:

- Section 270 Review – Removal of Playground (Resolute Crescent, Hallett Cove)
Report Reference: GC280317R05
- City of Marion Volunteer Program – Annual Report
Report Reference: GC280317R06
- Update on potential to supply water into Tonsley
Report Reference: GC280317R07
- Playground Framework Progress Report
Report Reference: GC280317R14

CLOSURE - Meeting Declared Closed at 9:45pm

CONFIRMED THIS 11 APRIL 2017

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CHAIRPERSON