

MINUTESOFTHEGC190611-GENERALCOUNCILMEETING-11June2019

Tuesday, 11 June 2019 at 06:30 PM

Council Administration Centre, 245 Sturt Road, Sturt



PRESENT :**Elected Members**

Mayor - Kris Hanna, Councillor - Ian Crossland, Councillor - Tim Gard, Councillor - Jason Veliskou, Councillor - Bruce Hull, Councillor - Nathan Prior, Councillor - Raelene Telfer, Councillor - Luke Hutchinson, Councillor - Tim Pfeiffer, Councillor - Kendra Clancy, Councillor - Maggie Duncan, Councillor - Matthew Shilling, Councillor - Joseph Masika

DATE :

Tuesday, 11 June, 2019

IN ATTENDANCE

Chief Executive Officer - Adrian Skull
Acting General Manager Corporate Services – Ray Barnwell
General Manager City Development - Abby Dickson
General Manager City Services - Tony Lines
Manager Corporate Governance – Kate McKenzie
Acting Quality Governance Coordinator – Victoria Moritz

OPEN MEETING

The Mayor opened the meeting at 06:30 PM

KAURNA ACKNOWLEDGEMENT

We acknowledge the Kaurna 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 (if any)

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

The following interests were declared:

- Councillor Pfeiffer declared a perceived conflict of Interest in the item *Revitalisation of the Edwardstown Employment Precinct Revitalisation* (GC190611R09).
- Councillor Shilling declared a perceived conflict of interest in the item *Rescission Motion – Onkaparinga Boundary* (GC190611M01).

CONFIRMATION OF MINUTES

Confirmation of the minutes for the General Council Meeting held on 28 May 2019

Report Reference: GC190611R01

Moved Councillor - Raelene Telfer

Seconded Councillor - Nathan Prior

1. That the minutes of the General Council Meeting held on 28 May 2019 be taken as read and confirmed.

Carried Unanimously

COMMUNICATIONS – Nil

ELECTED MEMBER VERBAL COMMUNICATIONS - Nil

In accordance with the *Code of Practice - Procedures at Council Meetings 2017/18* an Elected Member has the right to speak for up to two minutes in the second meeting of Council every second month from February (with the exception of caretaker period).

DEPUTATIONS - Nil

PETITIONS

Woodend Primary School - Residents of Franklin and Edison Court, Sheidow Park

Report Reference: GC190611P01

Moved Councillor - Matthew Shilling

Seconded Councillor - Maggie Duncan

That Council:

1. Notes the report.
2. Supports a meeting between the Woodend Primary School Principal, Governing Council Chairperson, Southern Hills Ward Elected Members and Council administration to discuss the provision of a gate that can be locked outside of school hours.

3. Notifies the Head Petitioner of Council's decision.

Carried

COMMITTEE RECOMMENDATIONS

Moved Councillor - Kendra Clancy

Seconded Councillor - Maggie Duncan

That the following items be moved en bloc:

- Confirmation of Minutes of the Finance and Audit Committee - 28 May 2019
- Confirmation of Minutes of the Review and Selection Committee - 28 May 2019

Carried Unanimously

Confirmation of Minutes of the Finance and Audit Committee Meeting - 28 May 2019

Report Reference GC190611R03

Moved Councillor - Kendra Clancy

Seconded Councillor - Maggie Duncan

That Council:

1. Receives and notes the minutes of the Finance and Audit Committee meeting of 28 May 2019 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

Confirmation of Minutes of the Review and Selection Committee Meeting - 28 May 2019

Report Reference GC190611R02

Moved Councillor - Kendra Clancy

Seconded Councillor - Maggie Duncan

That Council:

1. Receives and notes the minutes of the Review and Selection Committee meeting of 28 May 2019 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Review and Selection Committee.

Carried Unanimously

ADJOURNED ITEMS

In accordance with the *Code of Practice - Procedures at Council Meetings*, the Presiding Member can allow for new business to be dealt with prior to Business adjourned from a previous meeting.

Confidential Westminster Reserve - Adjourned Report

Report Reference: GC190611F01

Councillor Telfer declared an actual conflict of interest in the item as she lives in close proximity to Westminster Reserve and left the meeting for the item.

6.42pm Councillor Telfer left the meeting.

Moved Councillor - Jason Veliskou

Seconded Councillor - Tim Gard

That;

1. Pursuant to Section 90(2) and (3)(b)(i)(ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Abby Dickson, Ray Barnwell, Kate McKenzie, Megan Hayward, Heather Michell, Craig Clarke, Clare Benn and Victoria Moritz be excluded from the meeting as the Council receives and considers information relating to Westminster Reserve, 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 a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and be contrary to the public interest.

Carried Unanimously

6.42pm the meeting went into confidence

Moved Councillor - Luke Hutchinson

Seconded Councillor - Ian Crossland

That:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b)(i)(ii) 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 2019.

Carried

Division called by Councillor - Bruce Hull

Voters	Against	For
Councillor - Bruce Hull	X	
Councillor - Ian Crossland		X
Councillor - Jason Veliskou		X
Councillor - Joseph Masika		X
Councillor - Kendra Clancy	X	
Councillor - Luke Hutchinson		X
Councillor - Maggie Duncan		X
Councillor - Matthew Shilling	X	
Councillor - Nathan Prior	X	
Councillor - Tim Pfeiffer		X
Councillor - Tim Gard		X

Carried

6.57pm the meeting came out of confidence

CONFIDENTIAL ITEMS

Confirmation of Confidential Minutes of the Review and Selection Committee Meeting - 28 May 2019

Report Reference: GC190611F02

Moved Councillor - Tim Pfeiffer

Seconded Councillor - Kendra Clancy

That:

1. Pursuant to Section 90(2) and 90(3)(a) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Ray Barnwell, Tony Lines, Abby Dickson, Kate McKenzie, Victoria Moritz, Warwick Deller-Coombs, Stephen Zillante, Craig Clarke and Alex Wright, be excluded from the meeting as the Committee receives and considers information relating to the selection of candidates for interview/appointment for Council Assessment Panel, upon the basis that the Committee 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 the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person.

Carried Unanimously

6.59pm the meeting went into confidence

7.00pm Councillor Telfer re-entered the meeting

Moved Councillor - Ian Crossland**Seconded Councillor - Tim Pfeiffer**

That Council:

1. Receives and notes the confidential minutes of the Review and Selection Committee meeting of 28 May 2019 (Appendix 1).
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Review and Selection Committee.
3. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Confirmation of Confidential Minutes of the Review and Selection Committee Meeting - 28 May 2019, and any appendices arising from this report having been considered in confidence under Section 90(2) and (3)(a), 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 2019.

Carried Unanimously

7.01pm the meeting came out of confidence

Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting - 28 May 2019**Report Reference: GC190611F03****Moved Councillor - Ian Crossland****Seconded Councillor - Tim Pfeiffer**

That:

1. Pursuant to Section 90(2) and (3)(d)(i)(ii) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Ray Barnwell, Abby Dickson, Tony Lines, Kate McKenzie, Jamie Dunicliff and Victoria Moritz be excluded from the meeting as the Council receives and considers information relating to the Internal Audit Tender, 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 contains commercial information that would on balance, be contrary to the public interest.

Carried Unanimously

7.02pm the meeting went into confidence

Moved Councillor - Matthew Shilling**Seconded Councillor - Tim Gard**

That Council:

1. Receives and notes the confidential minutes of the Finance and Audit Committee meeting of 28 May 2019 (Appendix 1).

2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.
3. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting - 28 May 2019, and any appendices arising from this report having been considered in confidence under Section 90(2) and (3)(d)(i)(ii), 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 2019.

Carried Unanimously

7.02pm the meeting came out of confidence

Review and Selection Committee - Appointment of Independent Council Assessment Panel (CAP) Members

Report Reference: GC190611F04

Moved Councillor - Tim Pfeiffer

Seconded Councillor - Luke Hutchinson

That:

1. Pursuant to Section 90(2) and 90(3)(a) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Abby Dickson, Tony Lines, Ray Barnwell, Kate, McKenzie, Warwick Deller-Coombs, and Alex Wright, be excluded from the meeting as the Council receives and considers information relating to the selection of candidates for appointment for Council Assessment Panel, upon the basis that the Committee 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 the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person.

Carried Unanimously

7.02pm the meeting went into confidence

Moved Councillor - Ian Crossland

Seconded Councillor - Luke Hutchinson

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Committee orders that this report, *Appointment of Presiding Member, Independent Members and Deputy Member of the Council Assessment Panel* and the resolution 5 arising from this report having been considered in confidence under Section 90(2) and (3)(a) 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 Background confidentiality order will be reviewed at the General Council Meeting in December 2019.

2. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Committee orders that the minutes (excluding resolution 5) arising from the report *Appointment of Presiding Member, Independent Members and Deputy Member of the Council Assessment Panel* having been considered in confidence under Section 90(2) and (3)(a) 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 until after 5pm Thursday 13 June 2019.

Carried Unanimously

7.05pm the meeting came out of confidence

Internal Audit Tender Outcomes **Report Reference: GC190611F05**

Moved Councillor - Raelene Telfer

Seconded Councillor - Nathan Prior

That:

1. Pursuant to Section 90(2) and (3)(k) and (d)(i)(ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Ray Barnwell, Abby Dickson, Kate McKenzie and Victoria Moritz, be excluded from the meeting as the Council receives and considers information relating to the Internal Audit Tender, 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 a tender for the provision of services and contains commercial information that would on balance be contrary to public interest.

Carried Unanimously

7.05pm the meeting went into confidence

Moved Councillor – Ian Crossland

Seconded Councillor - Tim Gard

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 orders that this report and an appendices arising from this report and any other information distributed at the meeting having been considered in confidence under Section 90(2) and (3) (k) and (d)(i)(ii) 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 December 2019 Council meeting.
2. In accordance with Section 91(7) and (9) of the Local Government Act 1999, orders that the minutes arising from this report, having been considered in confidence under Section 90(2) and (3) (k) and (d) (i)(ii) 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, until 1 July 2019.

Carried Unanimously

7.07pm the meeting came out of confidence

Consideration of Councils Strategic Procurement Direction**Report Reference:** GC190611F06**Moved Councillor - Tim Pfeiffer****Seconded Councillor - Raelene Telfer**

That:

1. 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, Abby Dickson, Tony Lines, Ray Barnwell, Kate McKenzie Victoria Moritz and Craig Clarke, be excluded from the meeting as the Council receives and considers information relating to Council's strategic procurement direction, 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 that would on balance be contrary to public interest.

Carried Unanimously

7.07pm the meeting went into confidence

Moved Councillor - Raelene Telfer**Seconded Councillor - Nathan Prior**

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Consideration of Council's strategic procurement direction, any appendices and the minutes arising from this report 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 2019.

Carried Unanimously

7.10pm the meeting came out of confidence

Potential Land Acquisition**Report Reference:** GC190611F07**Moved Councillor - Luke Hutchinson****Seconded Councillor - Jason Veliskou**

That:

1. Pursuant to Section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Abby Dickson, Tony Lines, Ray Barnwell, Kate McKenzie, Megan Hayward, Greg Salmon, Clare Benn Heather Michell, Victoria Moritz and Craig Clarke, be excluded from the meeting as the Council receives and considers information relating to Potential Land Acquisition, 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 that would on balance be disadvantageous to Council.

Carried

7.10pm the meeting went into confidence

Moved Councillor - Ian Crossland

Seconded Councillor - Joseph Masika

That formal meeting procedures be suspended to discuss the item

Carried Unanimously

7.12pm meeting suspended

7.23pm meeting resumed

7.23 Councillor Pfeiffer left the meeting

Moved Councillor - Ian Crossland

Seconded Councillor - Luke Hutchinson

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, *Potential Land Acquisition Sturt Road* and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) of the Act, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2019.

Carried Unanimously

7.30pm the meeting came out of confidence

CORPORATE REPORTS FOR DECISION

Capella and Nannigai Precinct Plan

Report Reference: GC190611R04

Moved Councillor - Ian Crossland

Seconded Councillor - Tim Gard

That Council:

1. Endorse the project scope and staged plan (Refer Appendix 1 and 2) for consultation.
2. Endorse the development of a draft concept plan and community consultation for Nannigai and Coorabie Reserve as stage 1 of the project.
3. Endorses the development of a draft concept plan and community consultation for Central Capella Reserve as stage 2 of the project.
4. Receives a further report including findings of the community consultation and a final concept plan with cost estimate for Stage 1 and 2 of development.
5. Notes the 2019/20 Capella Reserve draft budget of \$950,000 will be applied to stage 1 of the broader Capella and Nannigai Precinct Plan project.

7.34 pm Councillor Pfeiffer re-entered the meeting

Carried Unanimously

Review of reduction of entry fees to Marion Outdoor Pool

Report Reference: GC190611R05

Moved Councillor - Jason Veliskou

Seconded Councillor - Ian Crossland

That Council:

1. Endorses from 1 July 2019 applying a 25% discount to residents and business registered within the City of Marion for all membership passes and advance hire passes at Marion Outdoor Pool including:
 1. Multi-visit and season passes
 2. Hires
 3. Swimming lessons
 4. DECD
 5. Parties
2. Notes a review of the implementation of the fee reduction will occur at the end of the 19/20 season (May 2020) for inclusion within the Annual Business Plan & Budget process (ABP&BP) of 2020/21.

AMENDMENT

Moved Councillor - Kendra Clancy

Seconded Councillor - Raelene Telfer

That Council:

1. Endorses from 1 July 2019 applying a 25% discount to residents and business registered within the City of Marion for all membership passes and advance hire passes at Marion Outdoor Pool (only Multi-visit and season passes and party hire)
2. Notes a review of the implementation of the fee reduction will occur at the end of the 19/20 season (May 2020) for inclusion within the Annual Business Plan & Budget process (ABP&BP) of 2020/21.

The amendment to become the motion was **Carried**
The motion as amended was **Carried Unanimously**

Dog Free Areas in Reserves - Outcomes of Community Consultation**Report Reference:** GC190611R06**Moved Councillor - Jason Veliskou****Seconded Councillor - Luke Hutchinson**

That Council:

1. Note the outcomes of the community consultation (refer Attachment 1 and 2).
2. Endorses the enclosed fenced playground areas of Hendrie Street Reserve, Jervois Street Reserve and Dumbarton Avenue Reserve as Dog Free areas.
 - Endorses the balance of the open space outside of the fenced playground areas be Dog Off-Leash areas for the following reserves:
 - Jervois Street Reserve
 - Hendrie Street Reserve
 - Dumbarton Avenue Reserve

7.58pm Councillor Crossland left the meeting

Carried

8.02pm Councillor Crossland re-entered the meeting

Representation Review**Report Reference:** GC190611R07**Moved Councillor - Luke Hutchinson****Seconded Councillor - Tim Pfeiffer**

That Council:

1. Commences its Representation Review in line with the timetable outlined in Appendix 1.
2. Determines that the Representation Review will be completed via option 4 (completed internally) as outlined within the report.

Carried**Elected Member Representatives for the Council Assessment Panel (CAP) 2019-2020****Report Reference:** GC190611R08

Councillor Duncan declared an actual conflict of interest in the item as she has been nominated as Member of the Council Assessment Panel and left the meeting.

8.07pm Councillor Duncan left the meeting

Moved Councillor - Matthew Shilling**Seconded Councillor - Bruce Hull**

That Council:

1. Appoints Councillor Duncan as Member of the Council Assessment Panel for a period of 1 July 2019 to 30 June 2020.

Carried Unanimously

8.08pm Councillor Duncan re-entered the meeting

Councillor Telfer declared an actual conflict of interest in the item as she has been nominated as Deputy Member to the Council Assessment Panel and left the meeting.

8.08pm Councillor Telfer left the meeting

Moved Councillor - Luke Hutchinson**Seconded Councillor - Joseph Masika**

That Council:

2. Appoints Councillor Telfer as Deputy Member of the Council Assessment Panel for a period of 1 July 2019 to 30 June 2020.

Carried Unanimously

8.09pm Councillor Telfer re-entered the meeting

Revitalisation of the Edwardstown Employment Precinct**Report Reference:** GC190611R09**Moved Councillor - Tim Pfeiffer****Seconded Councillor - Luke Hutchinson**

That Council:

1. Note the feedback from the business community at the workshop on Access, Amenity and Activation of the Edwardstown Employment Precinct Revitalisation Forum attached as appendix two of this report.
2. Endorse the 12 month action plan attached as attachment three of this report.
3. Endorse the allocation of up to \$165,000 towards the Revitalisation of the Edwardstown Employment Precinct project in the draft 2019/20 annual budget (refer attachment three) to:
 - a. Allocate a Project Officer (up to \$40,000)
 - b. Deliver an Urban Design Framework (up to \$30,000)

- c. Undertake greening of Woodlands Terrace and Raglan Avenue (up to \$65,000)
 - e. Deliver an Economic Activation Plan (up to \$30,000)
4. Endorse the employment of a 0.4 FTE project officer to support the delivery of the action plan for 12 months.
5. Request Administration to bring a progress report in January 2020.

8.22pm Councillor Gard left the meeting

8.26pm Councillor Gard re-entered the meeting

FIRST AMENDMENT

Moved Councillor - Ian Crossland

That Council:

1. Note the feedback from the business community at the workshop on Access, Amenity and Activation of the Edwardstown Employment Precinct Revitalisation Forum attached as appendix two of this report.
2. Endorse the 12 month action plan attached as attachment three of this report.
3. Endorse the allocation of up to \$125,000 towards the Revitalisation of the Edwardstown Employment Precinct project in the draft 2019/20 annual budget (refer attachment three) to:
 - b. Deliver an Urban Design Framework (up to \$30,000)
 - c. Undertake greening of Woodlands Terrace and Raglan Avenue (up to \$65,000)
 - e. Deliver an Economic Activation Plan (up to \$30,000)
4. Allocate Internal resources to support the delivery of the action plan for 12 months.
5. Request Administration to bring a progress report in January 2020.

The amendment to become the motion lapsed for want of a seconder

SECOND AMENDMENT

Moved Councillor - Nathan Prior

That Council:

1. Note the feedback from the business community at the workshop on Access, Amenity and Activation of the Edwardstown Employment Precinct Revitalisation Forum attached as appendix two of this report.
2. Endorse the 12 month action plan attached as attachment three of this report.

3. Endorse the allocation of up to \$175,000 towards the Revitalisation of the Edwardstown Employment Precinct project in the draft 2019/20 annual budget (refer attachment three) to:
 - a. Allocate a Project Officer (up to \$40,000)
 - b. Deliver an Urban Design Framework (up to \$30,000)
 - c. Undertake greening of Woodlands Terrace and Raglan Avenue (up to \$65,000)
 - d. Undertake environment monitoring for two years (up to \$10,000)
 - e. Deliver an Economic Activation Plan (up to \$30,000)
4. Endorse the employment of a 0.4 FTE project officer to support the delivery of the action plan for 12 months.
5. Request Administration to bring a progress report in January 2020.

The second amendment to become the motion lapsed for want of a seconder

Moved Councillor - Kendra Clancy

Seconded Councillor - Matthew Shilling

That:

1. The item be deferred until the General Council meeting in July 2019.

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

Carried

Councillor Pfeiffer declared a perceived conflict of interest as he is nominated as the Chair of the Committee and left the meeting.

8.38pm Councillor Pfeiffer left the meeting

Moved Councillor - Joseph Masika

Seconded Councillor - Luke Hutchinson

That Council:

1. Appoint the Deputy Mayor, Tim Pfeiffer, as the Chair of a Consultative Committee for North-South Road Corridor discussions.

Carried Unanimously

Draft 4 Year Business Plan 2019-2023 and Draft Annual Business Plan 2019/20 and Draft Long Term Financial Plan**Report Reference:** GC190611R10

8.42pm Councillor Pfeiffer re-entered the meeting

Moved Councillor - Tim Pfeiffer**Seconded Councillor - Jason Veliskou**

That:

1. The Draft Annual Business Plan 2019-20 (Attachment 2) be prepared for final consideration at the 25 June 2019 General Council Meeting with variations as approved by council on the basis of:
 - Average Rate increase of 1.8%
 - Minimum Rate of \$1,059
 - Capping set at 12% with a \$20 minimum and \$200 maximum
 - Differential Rate by land use:
 - Commercial 85%
 - Industrial 70%
 - Vacant Land 100%
2. The Draft 4 Year Business Plan 2019-23 (Attachment 3), with such variations as approved by Council, be referred to the General Council Meeting on 25 June 2019 for final adoption.
3. The Draft LTFP 2019-29 (Attachment 4), with such variations as approved by Council, be referred to the General Council Meeting on 25 June 2019 for final adoption.
4. The Draft Fees & Charges Schedule for 2019-20 (Attachment 5) be endorsed by Council, subject to the Fees & Charges policy being finalised in light of the final decisions to be made by Council as part of the ABP process.
5. The Grants Program for 2019-20 (Attachment 6) be endorsed by Council.
6. Based on feedback from the Finance and Audit Committee, Council adopts a revised target for its operating surplus ratio of 0-10%.

PROCEDURAL MOTION**Councillor Hull** called a point of order alleging that the time of speaking was not being recorded accurately.

The Mayor ruled against the point of order and that no breach had occurred.

Moved Councillor Hull that he objects to the Point of Order Ruling.

The motion lapsed for want of a Seconder – ruling stands

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

Division called by Councillor - Matthew Shilling

Voters	Against	For
Councillor - Bruce Hull	X	
Councillor - Ian Crossland	X	
Councillor - Jason Veliskou		X
Councillor - Joseph Masika		X
Councillor - Kendra Clancy	X	
Councillor - Luke Hutchinson		X
Councillor - Maggie Duncan	X	
Councillor - Matthew Shilling	X	
Councillor - Nathan Prior		X
Councillor - Raelene Telfer		X
Councillor - Tim Pfeiffer		X
Councillor - Tim Gard	X	

**The vote was tied The Mayor made a casting vote and voted in favour
Carried**

Annual Review of the Schedule of Delegations - June 2019

Report Reference: GC190611R11

Moved Councillor - Bruce Hull

Seconded Councillor - Nathan Prior

That:

Having conducted its annual review of the Council's Delegations Register in accordance with Section 44 (6) of the Local Government Act 1999, the Council:

1. Revocations

- 1.1 Hereby revokes its previous delegations to the Chief Executive Officer of those powers and functions under the following:

- 1.1.1 Heavy Vehicle National Law (South Australia) Act 2013
- 1.1.2 Liquor Licensing Act 1997
- 1.1.3 Local Government Act 1999
- 1.1.4 Supported Residential Facilities Act 1992
- 1.1.5 Water Industry Act 2012 and Water Industry Regulations 2012

2. Delegations under the Heavy Vehicle National Law (South Australia) Act 2013

- 2.1 In exercise of the powers contained in Section 44 of the Local Government Act 1999 and Section 22B of the Heavy Vehicle National Law (South Australia) Act 2013 (as relevant) the powers and functions under the Heavy Vehicle National Law (South Australia) Act 2013 contained in the proposed Instrument of Delegation (annexed to this Report entitled 'Annual Review of the Schedule of Delegations - June 2019' and marked Appendix 1) are hereby delegated this 11 June 2019 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Heavy Vehicle National Law (South Australia) Act 2013.
- 2.2 Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Heavy Vehicle National Law (South Australia) Act 2013.

3. Delegations made under Local Government Act 1999, Liquor Licensing Act 1997 and Water Industry Act 2012 and Water Industry Regulations 2012

- 3.1 In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in Appendices 2, 3 and 5 (each of which is individually identified as indicated below) are hereby delegated this 11th day of June 2019 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified herein or in the Schedule of Conditions in each such proposed Instrument of Delegation.

- 3.1.1 Liquor Licensing Act 1997 (Appendix 2)

- 3.1.2 Local Government Act 1999 (Appendix 3)

- 3.1.3 Water Industry Act 2012 and Water Industry Regulations 2012 (Appendix 5)

- 3.2 Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

4. Delegations under Supported Residential Facilities Act 1992

- 4.1 In exercise of the power contained in Section 9 of the Supported Residential Facilities Act 1992, the powers and functions under the Supported Residential Facilities Act 1992 contained in the proposed Instrument of Delegation (annexed to this Report entitled 'Annual Review of the Schedule of Delegations - June 2019' and marked Appendix 4) are hereby delegated this 11 June 2019 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Supported Residential Facilities Act 1992.
- 4.2 Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of

Delegation under the Supported Residential Facilities Act 1992.**5. Development Delegations Policy**

- 5.1 Endorses the existing 'Development Delegations Policy' attached as Appendix 6, with the following amendments:

"4.1.5 Any application for land division that proposes the creation of three or more additional allotments (excluding an allotment identified as common property or as a free an unrestricted right of way) where one or more of the proposed allotments is more than 5% below the minimum site area recommended by the relevant Policy Area of the Development Plan.

4.1.6 Any application for three or more dwellings (including detached, semi-detached, row and residential flat) where one or more dwelling sites are more than 5% below the minimum site area recommended by the relevant Policy Area of the Development Plan."

- 5.2 requests a review of the policy be undertaken by the Manager of Development and Regulatory Services, which includes consultation with the Council Assessment Panel and Urban Planning Committee. The review to be presented at the 13 August 2019 General Council.

9.01pm Councillor Shilling left the meeting

9.04pm Councillor Shilling re-entered the meeting

Carried Unanimously

PROCEDURAL MOTION

Moved Councillor - Jason Veliskou

Seconded Councillor - Ian Crossland

That the meeting be extended until the conclusion of the remaining items on the agenda

Carried

9.21pm meeting extended

CORPORATE REPORTS FOR INFORMATION/NOTING

Moved Councillor - Ian Crossland

Seconded Councillor - Tim Gard

That the following items be moved en bloc:

- Coastal Walkway Audit (GC190611R12)
- Questions Taken on Notice Register (GC190611R13)

Carried Unanimously

Coastal Walkway Audit**Report Reference:** GC190611R12**Moved Councillor - Ian Crossland****Seconded Councillor - Tim Gard**

That Council:

1. Notes the report.
2. Notes the structure closures as per the maps provided in Appendix 3.
3. Notes a report will be presented to Council in September 2019 with the outcomes of further investigations.

Carried Unanimously**Questions taken on Notice Register****Report Reference:** GC190611R13**Moved Councillor - Ian Crossland****Seconded Councillor - Tim Gard**

That Council:

1. Notes the report "Questions Taken on Notice Register"

Carried Unanimously**WORKSHOP / PRESENTATION ITEMS - Nil
MOTIONS WITH NOTICE****Rescission Motion - Onkaparinga Boundary****Report Reference:** GC190611M01

Councillor Shilling declared a perceived conflict of interest in the item as he is employed by Steve Murray MP who is mentioned in the Motion and a letter from his office is included as an attachment to the item. Councillor Shilling left the meeting for the item.

9.21pm Councillor Shilling left the meeting

Moved Councillor - Tim Pfeiffer**Seconded Councillor - Ian Crossland**

That Council:

1. Rescinds the motion GC190423M06

- 1. Write to the Onkaparinga, Mitcham and Adelaide Hills Councils giving notice of the intention to submit a proposal to the Local Government Boundaries Commission to extend the boundary of the City of Marion to include "The Designated Area" i.e. the suburbs of Happy Valley, Aberfoyle Park, Flagstaff Hill, O'Halloran Hill and Darlington (excluding the area which is: east of Flagstaff Road, north of Bonneyview Road and Northwest of the Flagstaff Hill Open Space Zone, with precise details to be confirmed).*
- 2. Administration take steps to collect financial data in respect of The Designated Area, either with the cooperation of the City of Onkaparinga or if necessary by other means such as enquiries to the Valuer General (and if necessary, expend on this task up to \$4000 from budgeted savings).*
- 3. Administration bring a report back to Council in August 2019 with:*
 - 4. A very basic analysis of the estimated impact of incorporation of The Designated Area into the City of Marion on ratepayers of The Designated Area and the current ratepayers of the City of Marion.*
- 5. A costed proposal for consulting residents and businesses in The Designated Area to ascertain their views on incorporation of the area into the City of Marion, particularly their perception of community of interest.*
6. Initiates no changes, to the City of Marion boundary with the City of Onkaparinga, which involve the eastern side of South Road.

9.22pm Councillor Clancy left the meeting

9.25pm Councillor Clancy re-entered the meeting

Carried

CONFIDENTIAL - Cove Sports Facility Investigation**Report Reference: GC190611F08****Moved Councillor - Jason Veliskou****Seconded Councillor - Raelene Telfer**

That

1. Pursuant to Section 90(2) and (3)(f) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Ray Barnwell, Abby Dickson, Tony Lines, Kate McKenzie, Megan Hayward and Victoria Moritz, be excluded from the meeting as the Council receives and considers information relating to *CONFIDENTIAL - Cove Sports Facility Investigation*, 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 information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial.

Carried

9.34pm the meeting went into confidence

Councillor Shilling re-entered the meeting

Moved Councillor - Ian Crossland**Seconded Councillor - Tim Gard**

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Cove Sports Facility Investigation and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(f) 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 2019.

9.41pm Councillor Hutchinson left the meeting and did not return

Carried

9.59pm the meeting came out of confidence

QUESTIONS WITH NOTICE**Marion Outdoor Pool Patronage****Report Reference:** GC190611Q01**Elected Member:** Councillor Jason Veliskou**Question:**

What initiatives does Administration recommend Council consider to lift patronage at the Marion Outdoor Pool and are their specific strategies Council should apply to lift local resident patronage?

Supporting Information:

Nil

Response Received From:

Megan Hayward, Manager City Property and Tyson Brown, Unit Manager Cultural Facilities

Staff Comments:

Attendance at the Marion Outdoor Pool (MOP) is predominantly influenced by:

- Level of amenity at the facility
- Marketing
- Customer skills of staff
- Weather

The following sections discuss how Council can seek to increase and maintain attendance levels. It should be noted many of these initiatives are already being implemented.

Amenity of Facility

Council has invested close to \$4M in Marion Outdoor Pool to improve the amenity and this will be completed in 2021.

Stage 1 has delivered additional shade structures, an additional water slide and improved the kiosk and change rooms

Stage 2 - which is currently being delivering will improve the entrance and external facade and provide an indoor training/programs function area

Stage 3 - to be delivered in 2020/21 will provide water play for ages 0-12 years and improve bbq and picnic areas for families and access around the site.

The car park is also being upgraded as part of Council's capital works program and will be completed in

July 2019.

By improving the amenity of the MOP, people stay longer, are entertained in more ways and feel safer.

For the past 2 seasons season Council has seen an increase in attendance and secondary spend at the kiosk and pool shop.

Promotion & Marketing

Effective promotion and marketing will lift and maintain good attendance at the pool.

Marketing of the MOP has been significantly improved in the past few years with:

- Development of a marketing plan
- Employment of a dedicated Programs Officer and Events Officer
- Improved promotional material
- New branding
- Use of multiple promotion channels including social media & print
- Targeted Programs which include:
 - Outdoor Cinema - targeted at the youth market
 - Muslim Women's swimming program
 - Open Days
 - Youth music events
 - Sounds of Summer Music Series
 - Teen fitness program
 - Mums & Bubs sessions

Plans are underway to further improve programs in the 2019/20 season through implementing monthly events. These will be promoted to local residents. This has the potential to attract new customers with diverse interests.

Customer Experience

Quality customer experience is essential for repeat patronage.

To maintain a strong focus on customer experience the following is undertaken:

- Customer satisfaction surveys to identify what customer value and areas for improvement
- Staff training in customer experience
- Ongoing review of customer feedback
- Streamlining service processes

At the completion of stage 3 works the upgrade will have been fully implemented. Administration will undertake further community engagement to assess the success of the upgrade works and seek further community input in how the MOP can continue to be improved and remain relevant to community needs.

Conclusion:

Council in considering ways to increase attendance at the MOP should be realistic in the opportunity for further growth. The MOP operates within a geographical area which is in close proximity to the beach (a major competitor for outdoor pools) and has a FINA standard State Aquatic Centre.

The past 4 years have experienced very positive attendance levels.

The attendance levels are comparable to post State Aquatic Centre years and this can be largely attributed to the level of investment Council has provided in upgrading the amenity of the facility and Administration's improved focus on marketing and customer experience.

MOTIONS WITHOUT NOTICE - Nil

QUESTIONS WITHOUT NOTICE - Nil

OTHER BUSINESS – Nil

MEETING CLOSURE

Council shall conclude on or before 9.30pm unless there is a specific motion adopted at the meeting to continue beyond that time.

MEETING CLOSURE - Meeting Declared Closed at 09:58 PM

CONFIRMED THIS 25th DAY OF JUNE 2019

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CHAIRPERSON