

MINUTES OF THE GC190723 - GENERAL COUNCIL MEETING

Tuesday, 23 July 2019 at 06:30 PM

Council Administration Centre, 245 Sturt Road, Sturt





PRESENT:

Elected Members

Councillor - Ian Crossland, Councillor - Tim Gard, Councillor - Jason Veliskou, Councillor - Bruce Hull, Councillor - Nathan Prior, Councillor - Raelene Telfer, Councillor - Luke Hutchinson, Councillor - Tim Pfeiffer (Chair), Councillor - Kendra Clancy, Councillor - Maggie Duncan, Councillor - Joseph Masika

DATE:

Tuesday, 23 July, 2019

In Attendance

Chief Executive Officer - Adrian Skull
General Manager City Services - Tony Lines
General Manager City Development - Abby Dickson
Acting General Manager Corporate Services - Ray Barnwell
Manager Corporate Governance – Kate McKenzie
Unit Manager Governance and Records – Jaimie Thwaites

OPEN MEETING

Deputy Mayor Pfeiffer opened the meeting at 6:30pm

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.

Nil declarations were made.



CONFIRMATION OF MINUTES

Confirmation of the minutes for the General Council Meeting held on 25 June 2019 Report Reference: GC190723R01

Moved Councillor - Raelene Telfer

Seconded Councillor - Joseph Masika

That:

1. The minutes of the General Council Meeting held on 25 June 2019 to be taken as read and confirmed.

Carried Unanimously

COMMUNICATIONS

Mayoral Communication Report

Name of Elected Member: Mayor - Kris Hanna

Report Reference: GC190723R02

Details

Date	Event	Comments
21/6/19	Mayor's Multicultural Event	Attended; opened event
22/6/19	Hallett Cove Lions Club Handover Dinner	Attended
23/6/19	Nari Reserve Tree Planting	Attended
24/6/19	Community Grants Cheque Presentation Evening	Attended; gave speech
27/6/19	Community Leadership Program	Attended; gave speech
28/6/19	Meeting with Mayor of Mitcham	Attended
29/6/19	Citizenship ceremonies	Attended; gave speech
29/6/19	Opening of Paisley Park Fun Day at Oaklands Park	Attended; gave speech
29/6/19	Book launch- 'Creative Rebel' by Meri Griesbach	Attended
29/6/19	Farewell to the President of Marion RSL and Bowling Club	Attended
1/7/19	Rotary Club of Holdfast Bay- Annual Changeover and Club Celebration Dinner	Attended



Moved Councillor - Luke Hutchinson

Seconded Councillor - Nathan Prior

That:

1. The Mayoral Communication Report be received.

Carried Unanimously

CEO and Executive Communications Report

Date of Council Meeting: 23 July 2019 Report Reference: GC190723R03

Details

Date	Activity	Attended By
26 June 2019	Meeting Adrian Skull (City of Marion), Grant Mayer (SAJC) and Mat Kesting (Adelaide Film Festival)	Adrian Skull
26 June 2019	Meeting Adrian Skull (City of Marion), Matt Salier (NVI) and Mat Kesting (Adelaide Film Festival)	Adrian Skull
26 June 2019	Meeting Adrian Skull (City of Marion), Adam Luscombe (SAALC) and Mat Kesting (Adelaide Film Festival)	Adrian Skull
26 June 2019	Meeting Cross Council Initiatives with CEO's from City of Port Adelaide Enfield and City of Charles Sturt	Adrian Skull
29 June 2019	Citizenship ceremony MC	Abby Dickson
2 July 2019	Launch of Voice It Youth Forum	Tony Lines
3 July 2019	Meeting City of Marion and SANFL Executives	Adrian Skull Abby Dickson
3 July 2019	Adelaide City Deals	Abby Dickson
4 July 2019	MCBI Podcast on leadership	Adrian Skull
5 July 2019	Meeting Adrian Skull and Corey Wingard MP	Adrian Skull
8 July 2019	Meeting with Chair Edwardstown Sports Club	Abby Dickson
10 July 2019	Meeting Adrian Skull and Cullen Bailey (Minister Speirs CoS)	Adrian Skull



11 July 2019	Cross Council Collaboration Meeting	Ray Barnwell	
11 July 2019	Meeting Adrian Skull and Mark Dowd (City of Onkaparinga)	Adrian Skull	
11 July 2019	Meeting Office for Recreation and Sport, Department of Environment and Water, Department of Planning, Transport and Infrastructure, SA Aquatic and Leisure Centre and City of Marion to discuss Community Space around the Marion Aquatic Centre	Adrian Skull Abby Dickson	
11 July 2019	SAALC - Governance meeting - July 2019	Adrian Skull	
16 July 2019	LGA Incident Management 3 training	Adrian Skull	
18 July 2019	Tonsley PCG	Abby Dickson	
18 July 2019	Local Government Reform Reference Group - pre meeting	Adrian Skull	
18 July 2019	Metropolitan CEO Meeting	Adrian Skull	
22 July 2019	Basketball SA	Abby Dickson	
22 July 2019	SAEDB Chair and SRWRA	Abby Dickson	
23 July 2019 Local Government Reform Reference Group - Chief Executive Officers with Stephan Knoll MP		Adrian Skull	

Moved Councillor - Luke Hutchinson

Seconded Councillor - Nathan Prior

That:

1. The CEO and Executive Communication Report be received.

Carried Unanimously

ELECTED MEMBER VERBAL COMMUNICATIONS

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).

Various Elected Members provided a verbal update.



ORDER OF AGENDA ITEMS

The Chair sought and was granted leave of the meeting to vary the order of Agenda items and consider the following items as follows:

- 1. Deputation: Future Management of the Living Kaurna Cultural Centre
- 2. Living Kaurna Cultural Centre: Additional Information
- 3. Revitalisation of the Edwardstown Employment Precinct

DEPUTATIONS

Future Management of the Living Kaurna Cultural Centre Report Reference: GC190723D01

Uncle Jeffrey Newchurch from the Kaurna Aboriginal Corporation and Kaurna Yerta Aboriginal Corporation gave a deputation on the future management of the Living Kaurna Cultural Centre.

ADJOURNED ITEMS

Adjourned Item - Living Kaurna Cultural Centre: Additional Information Report Reference: GC190723R05

Motion adjourned at the 14 May 2019 General Council meeting:

Moved Councillor - Ian Crossland

Seconded Councillor - Luke Hutchinson

That Council:

- 1. Commences the open tender process for the future management of the Living Kaurna Cultural Centre.
- 2. Allocates management of this project to the Economic Development Staff.

The Mover sought and was granted leave of the meeting to vary the motion as follows:

Moved Councillor - Ian Crossland

That Council:

- 1. Endorses Administration to undertake stakeholder consultation under the applicable enterprise agreements for Model 1: *Undertake an Expression of Interest to test the market for the management of the Warriparinga site.*
- 2. Requests Administration bring a report back to Council in August 2019, outlining the outcomes of the consultation and recommended next steps.

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Councillor Hutchinson withdrew seconding the motion

The Motion **lapsed** for want of a seconder

Moved Councillor - Bruce Hull

Seconded Councillor - Joseph Masika

That Council:

- 1. Endorses Model 2: continuing to work with KYAC to provide Kaurna management of the site through a proposed 51% / 49% co-management model for Warriparinga.
- 2. A status report be presented to the January 2020 General Council meeting updating Council on the progress.

Carried

Adjourned item – Revitalisation of the Edwardstown Employment Precinct Report Reference: GC190723R04

Motion adjourned at the 11 June 2019 General Council meeting:

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) Minutes of the General Council Meeting held 11 June 2019
 - c. Undertake greening of Woodlands Terrace and Raglan Avenue (up to\$65,000)
 - d. 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.

Amendment:

Moved Councillor - Jason Veliskou

Seconded Councillor - Raelene Telfer



That Council amends the current motion as follows:

- 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) Minutes of the General Council Meeting held 11 June 2019
 - c. Undertake greening of Woodlands Terrace and Raglan Avenue (up to\$65,000)
 - d. 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.

To Council:

- 1. Note the feedback from the business community at the workshop on Access, Amenity and Activation of the Edwardstown Employment Precinct Revitalisation Forum contained within appendix one of this report.
- 2. Endorse the 12 month action plan contained within attachment one of this report.
- 3. Endorse the allocation of up to \$180,000 to be funded through an adjustment in the first 2019/20 budget review towards the Revitalisation of the Edwardstown Employment Precinct. Funding is to be allocated as follows:
 - a. Allocate a Project Officer (up to \$40,000)
 - b. Deliver an Urban Design Framework (up to \$30,000)
 - c. Undertake greening in Edwardstown (up to \$65,000 subject to securing matching grant funding)
 - d. Undertake environmental monitoring for two years (up to \$10,000)
 - e. Deliver an Economic Activation Plan (up to \$30,000)
 - f. Host four business networking events at the Edwardstown Memorial Community Centre (up to \$5,000)
- 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 bring a progress report in January 2020.

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



PETITIONS

Nil

COMMITTEE RECOMMENDATIONS

Confirmation of Minutes of the Infrastructure and Strategy Committee Meeting - 2 July 2019 Report Reference: GC190723R06

Moved Councillor - Luke Hutchinson

Seconded Councillor - Nathan Prior

That Council:

- 1. Receives and notes the minutes of the Infrastructure and Strategy Committee meeting of 2 July 2019 (Appendix 1).
- 2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Infrastructure and Strategy Committee.

Carried Unanimously

CORPORATE REPORTS FOR DECISION

Bandon Terrace Reserve Upgrade Report Reference: GC190723R07

Moved Councillor - Tim Gard

Seconded Councillor - Ian Crossland

That Council:

- 1. Notes the community feedback provided in the site meeting and the online consultation between 1 May and 22 May 2019.
- 2. Endorses the proposed landscape plan provided in Appendix 4 that includes:
 - o retaining irrigated kikuyu turf at the south-eastern end of the reserve
 - o a reduction of the total irrigated area from approximately 18,000m2 to 10,000m2
 - o addressing low points at the south-eastern end of the reserve with top dressing
 - o installing a more efficient, remotely operated irrigation system that will respond to climate conditions as they occur
 - o mulching and new garden beds in the Tree Protection Zones under some of the existing trees

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- 3. Notes a native grass trial be undertaken at Robertson Reserve, Marino as part of the Natural Landscapes Design and Maintenance Guidelines.
- 4. Notes that savings realised from the reduced scope of works for Bandon Terrace Reserve be allocated to the implementation of the Natural Landscape Design Guidelines at Robertson Reserve and Pavana Reserve

7.25pm Councillor Veliskou left the meeting

Carried Unanimously

Murray Darling Association Membership Report Reference: GC190723R08

Moved Councillor - Tim Gard

Seconded Councillor - Bruce Hull

That Council:

- 1. Notes the letter from Emma Bradbury of the Murray Darling Association inviting City of Marion to join the Murray Darling Association (Attachment 1) and supporting information booklet (Attachment 2).
- 2. Accepts the offer to join the Murray Darling Association as a member Council and
 - Endorses additional funding of \$6,682 (exc GST) in 2019/20 to be funded from savings identified in the first budget review for 2019/20
 - Endorses funding of \$6,682 annualised with CPI for inclusion in Council's Long Term Financial Plan
 - Nominates up to five voting members to attend Region 7 meetings (noting only three
 votes can be cast for national MDA Meetings) with any vacant voting entitlements
 being open to Council Members or staff deemed appropriate by the CEO.

7.32pm Councillor Veliskou re-entered the meeting

Lost

Division called by Councillor - Bruce Hull

Voters	Against	For
Councillor - Bruce Hull		Х
Councillor - Ian Crossland	X	
Councillor - Jason Veliskou	X	
Councillor - Joseph Masika	X	
Councillor - Kendra Clancy	X	
Councillor - Luke Hutchinson	X	
Councillor - Maggie Duncan		Х



Councillor - Nathan Prior	X	
Councillor - Raelene Telfer	X	
Councillor - Tim Gard		X

Lost

Ascot Park Bowls Club Irrigation Replacement Report Reference: GC190723R09

Moved Councillor - Jason Veliskou

Seconded Councillor - Kendra Clancy

That Council:

- 1. Endorses an allocation of up to \$18,000 from Councils Asset Sustainability Reserve Community Facilities Partnership Program
- 2. Notes a contribution of \$18,000 by the Ascot Park Bowls Club towards the project.
- 3. Grants landlord consent for the upgrade of the irrigation system within the Ascot Park Bowls Club.
- 4. Advises the Ascot Bowls club will be responsible for any project related overruns.

Carried Unanimously

Coastal Climate Change Adaptation Plan - Stage 3 Monitoring Plan Report Reference: GC190723R10

Moved Councillor - Raelene Telfer

Seconded Councillor - Ian Crossland

That Council:

- 1. Endorses the *Coastal Monitoring Plan for the City of Marion* (Attachment 1) as the key program for implementation of the coastal climate change adaptation plan as per the City of Marion Business Plan 2019 -2023.
- 2. Allocates a total of \$75,000 over the next five years for implementation of a coastal climate change monitoring program subject to receiving matching funding from the State Government (Coast Protection Fund)
 - \$18,000 in 2019/20 to be funded by an adjustment in the first 2019/20 budget review
 - \$10,500 for three years 2020/21-2022/23 for inclusion in Council's Long Term Financial Plan
 - \$25,500 for 2023/2024 for inclusion in Council's Long Term Financial Plan
- 3. Notes further review and prioritisation of actions will be considered if matching funding

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cannot be secured from the State Government by late 2019.

Carried Unanimously

The Code of Practice, Procedures at Meetings Report Reference: GC190723R11

Moved Councillor - Jason Veliskou

Seconded Councillor - Raelene Telfer

That Council:

1. Amends 'Code of Practice – Procedures at Council Meetings 2018/19' by updating the term 'Elected Member' to 'Council Member'.

Carried Unanimously

Moved Councillor - Ian Crossland

Seconded Councillor - Jason Veliskou

That:

1. Formal meeting procedures be suspended to enable discussion on the item.

Carried Unanimously

7.54pm formal meeting procedures be suspended

8.11pm formal meeting procedures be resumed

Moved Councillor - Nathan Prior

Seconded Councillor - Ian Crossland

That Council:

- 1. Amends 'Code of Practice Procedures at Council Meetings 2018/19' to include the following additional point under part 4 (Questions):
 - Members may not express an opinion when seeking clarification but can provide factual/contextual background at the discretion of the Chair.

Carried

(Vote 9 for and 1 against)

Moved Councillor - Ian Crossland

Seconded Councillor - Luke Hutchinson

That Council:

1. Amends 'Code of Practice – Procedures at Council Meetings 2018/19' to reduce the speaking time under sections 7.12, 7.15, 7.16 and 10.1 to two minutes, with the exception of closing the debate where Council Members may speak for one minute.

8.22pm Councillor Veliskou left the meeting

8.23pm Councillor Veliskou re-entered the meeting

Lost

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(Vote 8 for and 2 against - failed the 2/3 majority vote required)

Moved Councillor - Jason Veliskou

Seconded Councillor - Raelene Telfer

That Council:

1. Amends 'Code of Practice – Procedures at Council Meetings 2018/19' to reduce the speaking time under sections 7.12, 7.15, 7.16 and 10.1 to two minutes.

Carried

(9 Members for and 1 Member against)

Council Member Policies Report Reference: GC190723R12

Moved Councillor - Raelene Telfer

Seconded Councillor - Jason Veliskou

That:

- 1. Council adopts the amended 'Informal Gatherings Policy' provided at Appendix 1 to this report.
- 2. Council adopts the amended 'Council Member Training and Development Policy' provided at Appendix 2 to this report.
- 3. Council adopts the amended 'Council Member Code of Conduct, Procedure for Investigating Complaints' provided at Appendix 3 to this report.
- 4. Council adopts the amended 'Access to Legal Advice for Council Members' provided at Appendix 4 to this report.
- 5. Council endorses the proposed Code of Practice Access to Meetings and Documents provided at Appendix 5, for the purposes of public consultation;
- 6. Public consultation commences on 1 August 2019 and concludes on 23 August 2019, in accordance with Council's Community Consultation Policy and the legislative requirement of a minimum 21 days public consultation.
- 7. A report be presented to the General Council meeting to be held on 24 September 2019 that includes;
 - Details of any submissions received during the public consultation period regarding the Code of Practice - Access to Council Meetings and Documents;
 - o A final proposed Code of Practice for Council to consider for adoption.

Carried



Local Government Association Annual General Meeting 2019 Report Reference: GC190723R13

Moved Councillor - Jason Veliskou

Seconded Councillor - Joseph Masika

That:

- 1. Council notes the report "Local Government Association Annual General Meeting 2019"
- 2. The nominated Council Voting Delegate for this meeting is Mayor Hanna and that the Proxy Delegate for this meeting is Deputy Mayor Pfeiffer.
- 3. Council submits the following Notices of Motion to the Local Government Association by 5 August 2019 for consideration at the 2019 Local Government Association Annual General Meeting:
 - The Annual General Meeting requests the LGA to investigate whether there is sufficient evidence across Local Government to request the State Government to amend the Dog and Cat Management Act, 1995:
 - so a dog's registration becomes due 12 months from the date of when the dog is registered
 - when a person registers more than the number of dogs as prescribed by the relevant Council, the Dog and Cat on-line database automatically notifies the person that they will be required to apply for more than the number of dogs as prescribed by the relevant Council.
- 4. On submitting Notices of Motion to the Local Government Association, the Chief Executive Officer be authorised to amend the wording (without changing the meaning or purpose of the motion) if required.

Carried Unanimously

CONFIDENTIAL ITEMS

Marion Outdoor Pool Upgrade – Stage 3 Works Report Reference: GC190723F01

Moved Councillor - Jason Veliskou

Seconded Councillor - Nathan Prior

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, Tony Lines, Abby Dickson, Kate McKenzie, Ray Barnwell, Fiona Harvey, Jaimie Thwaites, and Craig Clarke, be excluded from the meeting as the Council receives and considers information relating to Marion Outdoor Pool, 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

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information relates commercial confidence.

Carried Unanimously

8.31pm Meeting went into confidence

Moved Councillor - Jason Veliskou

Seconded Councillor - Kendra Clancy

That Council:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Marion Outdoor Pool Upgrade – Stage 3 works, 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

8.35pm Meeting came out of confidence

CORPRATE REPORTS FOR INFORMATION / NOTING

Work Health & Safety Performance Report - June 2019 Report Reference: GC190723R14

Moved Councillor - Luke Hutchinson

Seconded Councillor - Ian Crossland

That Council:

1. Notes the report and statistical data contained therein.

Carried Unanimously

WORKSHOP / PRESENTATION ITEMS

Nil



MOTIONS WITH NOTICE

Public art on utility boxes
Report Reference: GC190723M01

Moved Councillor - Bruce Hull

Seconded Councillor - Nathan Prior

That:

1. A report be prepared by staff in relation to the associated practicalities and costs associated with a Council initiative to create public art on the increasing number of obtrusive electrical and telecommunication utility boxes on public land that often are a blank canvas for graffiti.

The Mover and Seconder sought and was granted leave of the meeting to vary the motion as follows:

Moved Councillor - Bruce Hull

Seconded Councillor - Nathan Prior

That: (as varied)

1. A report be prepared by staff in relation to the associated practicalities and costs associated with a Council initiative to create public art on the increasing number of obtrusive electrical and telecommunication utility boxes and stobie poles on public land that often are a blank canvas for graffiti.

Carried Unanimously

Rail / Tram Privatisation
Report Reference: GC190723M02

Moved Councillor - Bruce Hull

Seconded Councillor - Tim Gard

That:

1. Council writes to the Minister for Transport Hon Stephan Knoll MP and all State MP's within the City of Marion to advise them of the Cities opposition to the proposed privatisation of Tram and Rail services, that the City of Marion strongly urges the SA Government to reconsider this decision.

The Vote was Tied

The Deputy Mayor gave a casting vote and voted against the motion Lost



Division called by Councillor - Bruce Hull

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

The Vote was Tied

The Deputy Mayor gave a casting vote and voted against the motion Lost

QUESTIONS WITH NOTICE

Nil

MOTIONS WITHOUT NOTICE

Ms Abby Dickson - Service to City of Marion

Report Reference: GC190723M03

Moved Councillor - Ian Crossland

Seconded Councillor - Jason Veliskou

That:

1. As this is the last meeting for General Manager Abby Dickson, Council Members acknowledge her fantastic contribution across Marion Council, including all the mentoring and assistance she has provided.

Carried Unanimously



QUESTIONS WITHOUT NOTICE

8.57pm Councillor Hutchinson left the meeting and did not return

Conflict of Interest

Councillor Crossland declared a conflict of interest in the item as questions that were being asked related to his employer. He left the meeting.

8.57pm Councillor Crossland left the meeting and did not return

Various questions were asked and answered or taken on notice during this item.

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Nil

MEETING CLOSURE - Meeting Declared Closed at 8.58 PM

CONFIRMED THIS DAY OF 13 AUGUST 2019

CHAIRPERSON