

**MINUTES OF THE GC190924 - GENERAL COUNCIL MEETING - 24 September 2019**

**Tuesday, 24 September 2019 at 06:30 PM**

**Council Administration Centre, 245 Sturt Road, Sturt**



**PRESENT :**

**Elected Members**

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

**Staff :**

Chief Executive Officer - Adrian Skull  
General Manager City Services - Tony Lines  
Acting General Manager City Development – Fiona Harvey  
General Manager Corporate Services – Sorana Dinmore  
Manager Governance – Kate McKenzie  
Unit Manager Governance and Council Support – Jaimie Thwaites

**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.

Nil declarations were made.

## CONFIRMATION OF MINUTES

### Confirmation of the minutes for the General Council Meeting held on 27 August 2019

Report Reference: GC190924R01

**Moved Councillor - Joseph Masika Seconded Councillor - Jason Veliskou**

That

1. The minutes of the General Council Meeting held on 27 August be taken as read and confirmed.

**Carried Unanimously**

### Confirmation of the minutes of the Special General Council Meeting held on 2 September 2019

Report Reference: GC190924R02

**Moved Councillor - Joseph Masika Seconded Councillor - Jason Veliskou**

That:

1. The minutes of the Special General Council Meeting held on 2 September to be taken as read and confirmed.

**Carried Unanimously**

## COMMUNICATIONS

**Moved Councillor – Luke Hutchinson Seconded Councillor – Mathew Shilling**

That:

1. The Communication reports are noted.

**Carried Unanimously**

## Mayoral Communication Report

**Name of Elected Member** Mayor - Kris Hanna

**Report Reference** GC190924

### Details

Date	Event	Comments
31/8/19	South Adelaide Malayalee Community Onam Celebration	Attended
2/9/19	Meeting with Marino Residents Association Committee members	Hosted
5/9/19	Meeting with Lachlan Cooper, SA General Manager of Beam Scooters	Attended
7/9/19	Here and There: Palestinian/Jordanian Artists Exhibition	Attended
9/9/19	Meeting with a resident re: proposed closure of Diagonal Road	Hosted
10/9/19	Meeting with OneWorld LED and Jackson & Jackson representatives	Hosted
12/9/19	Planning Law Briefing by NormanWaterhouse	Attended
12/9/19	Alpine Road Reserve Community Consultation	Attended
13/9/19	Visit from Eriko Hasegawa, liason to sister city of Kokubunji	Hosted Ms Hasegawa
14/9/19	Edwardstown Football Club A- Grade Grand Final	Attended
17/9/19	Meeting with the Bangladesh Puja and Cultural Society of South Australia Inc (BPCSSA)	Hosted
18/9/19	Bandon Terrace Reserve Opening Event	Attended; opened reserve

## CEO and Executive Communications Report

**Title** CEO and Executive Communications Report

**Date of Council Meeting** 24 September 2019

**Report Reference** GC190924

### Details

Date	Activity	Attended By
3 September 2019	Local Government Reference Group	Adrian Skull
3 September 2019	Meeting   Adrian Skull and Nikki Govan (SAEDB)	Adrian Skull
3 September 2019	Meeting   Adrian Skull, Steph Roberts and Bruce Wright (Council Solutions)	Adrian Skull
4 September 2019	Meeting   Adrian Skull, James Rivett and Eric Beere (KPMG)	Adrian Skull
4 September 2019	Meeting   Fleet Management/ Procurement - Cities of Charles Sturt, Port Adelaide Enfield and Marion	Tony Lines Sorana Dinmore
5 September 2019	Meeting   Adrian Skull and Steve Murray MP	Adrian Skull
6 September 2019	Meeting   Western Adelaide Consultative Group	Tony Lines
9 September 2019	KPMG Session with Toni Jones Head of Local Government	Adrian Skull Tony Lines Fiona Harvey Sorana Dinmore Ray Barnwell
9 September 2019	Meeting   St Martin de Porres School	Tony Lines
10 September 2019	Meeting   Tony Lines and Lew Owens re LKCC	Tony Lines
11 September 2019	Meeting   Adrian Skull, Andrew Johnson, David Holston (LGFA)	Adrian Skull
11 September 2019	Meeting   Adrian Skull, Emma Hinchey, Sorana Dinmore and Kate McKenzie re Internal Audit	Adrian Skull Sorana Dinmore

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12 September 2019	Briefing   Norman Waterhouse Lawyers re Planning, Development and Infrastructure Act	Tony Lines Sorana Dinmore Fiona Harvey
13 September 2019	Meeting   Adrian Skull and Roberto Bria (City of Holdfast Shores)	Adrian Skull
13 September 2019	KPMG - CoM/CCS Internal Audit Planning Collaboration Workshop	Adrian Skull Tony Lines Fiona Harvey Sorana Dinmore
16 September 2019	Meeting   City of Marion, Professor Vanessa Lemm (Flinders Uni) and Nikki Govan (SAEDB)	Adrian Skull Fiona Harvey
17 September 2019	KPMG Smart Cities Forum	Fiona Harvey
18 September 2019	Meeting   Adrian Skull and Kathryn McEwen	Adrian Skull
18 September 2019	Event   Bandon Terrace Reserve opening	Adrian Skull
18 September 2019	Meeting   Fleet Management/ Procurement - Cities of Charles Sturt, Port Adelaide Enfield and Marion	Tony Lines Fiona Harvey
18 September 2019	Meeting   Asset Leadership Collaborative Group - Cities of Charles Sturt, Port Adelaide Enfield and Marion	Tony Lines
19 September 2019	Event   Mellor Olsson Lawyers CEO Lunch with Minister Knoll	Adrian Skull
19 September 2019	Workshop   Zone Emergency Management Committee	Tony Lines
19 September 2019	Meeting   Tonsley Project Control Group	Tony Lines
20 September 2019	Meeting   Adrian Skull and Jayne Stinson MP	Adrian Skull
20 September 2019	Meeting   Cross Council Initiatives – CEO's from City of Charles Sturt, City of Port Adelaide Enfield and City of Marion	Adrian Skull
20 September 2019	Event   Opening of Crown Street Reserve - MC	Adrian Skull
20 September 2019	Event   HydroPlan Sports Turf Day	Tony Lines
23 September 2019	Meeting   SRWRA AGM & Board Meeting	Adrian Skull

## Elected Member Communication Report

**Title** Councillor Raelene Telfer

### Details

Date	Activity	Attended By
28/8/19	Sports Roundtable on SA Infrastructure	Keniworth Oval
29/8/19	Cosgrove Hall AGM	Chaired and discussed lease
2/9/19	Special General Meeting	Confidential matter
3/9/19	Cosgrove Hall Lease	Land and Property
4/09/19	Mitchell Pk SCC	Meeting with Phil Slattery Tennis requirements
5/09/19	Darlington Upgrade CLG	Landscaping concerns
10/9/19	Warriparinga Ward briefing	Resident issues
11/9/19	MPSCC Committee	Bin schedule efficiencies
11/9/19	Dover Dog Club	Puppy training session
12/9/19	PDI Workshop	The new Code policy was explained
12/9/19	Alpine Way	Playground Consultation
14/9/19	Marion RSL Bowling Pennants	Opening by rolling first ball
15/9/19	Marion Bowling Club Bowling	Opening by rolling first ball
16/9/19	Bandon Tce playground	Opening attendance
19/9/19	Southern Business Connections	Expo
24/9/19	Mitchell Park Impact	Collective

### 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).

### ADJOURNED ITEMS - Nil

## DEPUTATIONS

### Tony Kernahan - President of Cove Football Club (Confidential)

**Report Reference:** GC190924D01

**Moved Councillor - Jason Veliskou Seconded Councillor - Matthew Shilling**

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 the following persons: Adrian Skull, Sorana Dinmore, Fiona Harvey, Tony Lines, Kate McKenzie, Jaimie Thwaites, Craig Clarke, Clare Benn, Tony Kernahan (Cove Football Club), Craig Warman (Southern Football League), Lisa Faraci (South Australian National Football League) and Scott Gill (Cove Football Club) be excluded from the meeting as the Council receives and considers the Deputation from the Cove Football Club, 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 personal information.

**Carried**

6.32pm the meeting went into confidence

Tony Kernahan - President of Cove Football Club gave a deputation regarding the Cove Sports and Community Club.

**Moved Councillor - Matthew Shilling Seconded Councillor - Jason Veliskou**

That:

1. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the deputation from Tony Kernahan, President of Cove Football Club regarding the Cove Sports and Community Club 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 confidentiality order will be reviewed at the General Council Meeting in December 2019.

**Carried Unanimously**

6.58 pm the meeting came out of confidence



**Craig Fosdike - Principal, St Martin De Porres School**

**Report Reference:** GC190924D02

Craig Fosdike - Principal, St Martin De Porres School gave a deputation regarding Spinnaker Circuit Reserve East.

**PETITIONS**

**Petition - Marion Community / Neighbourhood centre exercise class price increase**

**Report Reference** GC190924P01

**Moved Councillor - Maggie Duncan Seconded Councillor - Kendra Clancy**

That Council:

1. Notes the petition.
2. Maintains the current exercise class charging arrangements as per the 2019/20 Schedule of Fees and Charges.
3. Advises the head petitioner of Council's decision.

**1st Amendment:**

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

That Council:

1. Notes the petition.
2. Maintains the current exercise class charging arrangements as per the 2019/20 Schedule of Fees and Charges, except that until 30 June 2021, Trott Park includes an unlimited weekly pass for the cost of \$14 per week.
3. Advises the head petitioner of Council's decision.

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

**2nd Amendment:**

**Moved Councillor - Bruce Hull Seconded Councillor - Nathan Prior**

That Council:

1. Notes the petition.
2. Maintains the current exercise class charging arrangements as per the 2019/20 Schedule of Fees and Charges.
3. Advises the head petitioner of Council's decision.
4. Undertakes market research to determine the appropriate fee structure across all four sites with a report to come back to Council by December 2019.

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

The Mayor gave his casting vote and voted **in favour** of the amendment.

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

The amended motion was  
**Lost**

## COMMITTEE RECOMMENDATIONS

### Confirmation of Minutes of the Special Urban Planning Committee Meeting - 3 September 2019

Report Reference                      GC190924R01

**Moved**                      **Councillor - Nathan Prior**                      **Seconded**                      **Councillor - Maggie Duncan**

That Council:

1. Receives and notes the minutes of the Special Urban Planning Committee Meeting of 3 September 2019 (Appendix 1), noting that Councillor Gard was only in attendance as he is not a member of the Committee.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Urban Planning Committee.

**Carried**

**Confirmation of Minutes of the Finance and Audit Committee Meeting - 20 August 2019**

**Report Reference** GC1909241R02

**Moved Councillor - Kendra Clancy Seconded Councillor - Tim Gard**

That Council:

1. Receives and notes the minutes of the Finance and Audit Committee meeting of 20 August 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**

**CORPORATE REPORTS FOR DECISION**

**Spinnaker Circuit Reserve East, Sheidow Park - Potential Sale**

**Report Reference** GC190924R03

**Moved Councillor - Matthew Shilling Seconded Councillor - Maggie Duncan**

That Council:

1. Notes the report.
2. Undertakes Community Consultation regarding Spinnaker Circuit Reserve East (Allotment 88 in Field Plan 17901) on the following 5 options:
  - i. no sale or lease of land and maintain as reserve;
  - ii. sell/lease the Eastern section , subdividing the remaining land for residential purposes;
  - iii. sell/lease the Northern section, and subdivide the remaining land for residential purposes;
  - iv. sell/ lease all the reserve to the school;
  - v. sell/lease the Eastern section, retaining the remaining as open space.

**Carried Unanimously**

### **Messines Avenue - WW1 Memorial of Honour**

**Report Reference** GC190924R04

**Moved Councillor - Raelene Telfer Seconded Councillor - Bruce Hull**

That Council:

1. Notes the report.
2. Undertakes tree pruning practices in accordance with the Arborist report.
3. Includes Messines Avenue in Council's Streetscape Program, ensuring that missing English Elms are replanted, the trunk of any removed elm trees are re-purposed and the historic/memorial aspect of the Avenue is recognised, including interpretive signage, as part of the Streetscaping program – Years 3 to 5.

**Carried Unanimously**

### **Public Art on Utility Boxes and Stobie Poles**

**Report Reference** GC190924R05

**Moved Councillor - Bruce Hull Seconded Councillor - Joseph Masika**

That Council:

1. Notes this report and delivery approach
2. Commits \$15,000 annually from 2020/2021 to 2022/2023 to pilot effectiveness and viability for an on-going program for public art on utility boxes and stobie poles.
3. Seeks a report on the outcome of the pilot program at the end of 2022/2023.

**Carried**

## Shopping Trolley Amenity By-Law

**Report Reference** GC190924R06

**Moved** Councillor - Jason Veliskou **Seconded** Councillor - Bruce Hull

That Council:

1. Endorses the proposed draft By-law 1 Shopping Trolley Amenity By-law 2019 By-law No.8 2019 as attached at Appendix 1 to this report (with point 4.2 being amended to include the word "not" so that the item reads "This paragraph does *not* prevent a shopping trolley...") to proceed to community consultation.

**Carried**

## Youth Engagement and Consultation Report

**Report Reference** GC190924R07

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Maggie Duncan

That Council:

1. Notes the report provided by Youth Affairs Council SA (YACSA) (Appendix 1).
2. Notes that Administration will utilise the findings from the YACSA report to help inform current and future youth priorities throughout the City of Marion.
3. Adopts option 3 (maintain status quo and establish a Youth Advisory Committee) relating to youth leadership opportunities and participation groups (Appendix 2).
4. Endorses the ongoing funding allocation for 0.5 FTE for year 1 and 0.4 FTE ongoing required for option 3, noting \$45,000 for year 1 and \$36,000 ongoing will be incorporated into the 2019/20 budget through the quarterly budget review process.

**Carried Unanimously**

8.32 pm Councillor Masika left the meeting

8.35pm Councillor Masika re-entered the meeting

## Ben Pethick Reserve Playground Removal

**Report Reference** GC190924R08

**Moved** Councillor - Bruce Hull      **Seconded** Councillor - Nathan Prior

That Council:

1. Notes the consultation feedback as provided in Appendix 2.
2. Endorses proceeding with the removal of the playground equipment at Ben Pethick Reserve, and replaced with a local level playground, targeting younger aged children, to be referred to the unfunded initiatives quarterly review.
3. The removal will be timed after the installation of swings at Oaklands Estate Reserve.
4. Endorses installation of standard swings (double swing with baby swing and standard swing) at Oaklands Estate Reserve playground, at a cost of up to \$20,000 to be funded through the playground removal budget.

**Lost**

8.41pm Councillor Shilling left the meeting

8.43pm Councillor Shilling re-entered the meeting

8.43 pm Councillor Veliskou left the meeting

8.47pm Councillor Veliskou re-entered the meeting

**Moved** Councillor - Raelene Telfer      **Seconded** Councillor - Matthew Shilling

That Council:

1. Notes the consultation feedback as provided in Appendix 2.
2. Endorses proceeding with the removal of the playground equipment at Ben Pethick Reserve, and replacing with turf. No mulching, nature play equipment or picnic bench will be added. The removal will be timed after the installation of swings at Oaklands Estate Reserve.
3. Endorses installation of standard swings (double swing with baby swing and standard swing) at Oaklands Estate Reserve playground, at a cost of up to \$20,000 to be funded through the playground removal budget.

**Carried**

**Division called by Councillor - Bruce Hull**

The vote was set aside

<b>Voters</b>	<b>Against</b>	<b>For</b>
Councillor - Bruce Hull	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 Gard	X	

**Carried**

**Coastal Walkway Audit - Project Update**

**Report Reference** GC190924R09

**Moved** Councillor - Tim Gard **Seconded** Councillor - Maggie Duncan

That Council:

1. Notes the report.
2. Notes the remaining investigations to be undertaken.
3. Notes a report will be presented to Council on 26 November on the draft Coastal Walkway Plan following the completion of the investigations.
4. Notes a reviewed Coastal Walkway Asset Management Plan will be provided to Council for adoption by November 2020.
5. Notes funding opportunities through the Federal and State Government grants which may attract a 50/50 co-contribution from Council.
6. Notes that a letter to the Premier from the Mayor will be drafted expressing Council's interest in funding and partnership opportunities for the state wide attraction.

**Carried Unanimously**

8.49 pm Councillor Prior left the meeting  
8.51pm Councillor Prior re-entered the meeting

### City of Marion Christmas Trading Hours 2019 - 2021

**Report Reference** GC190924R10

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Joseph Masika

That Council:

1. Endorses the closure of the City of Marion's principal office, being the Administration building at 245 Sturt Road, Sturt on Friday 20 December 2019 at 12.30 pm.
2. Endorses the closure of the City of Marion's principal office, being the Administration building at 245 Sturt Road, Sturt on Wednesday 23 December 2020 at 12.30 pm.
3. Endorses the closure of the City of Marion's principal office, being the Administration building at 245 Sturt Road, Sturt on Thursday 23 December 2021 at 12.30 pm.

**Carried Unanimously**

### Community Consultation - Code of Practice – Access to Meetings and Documents

**Report Reference** GC190924R11

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Raelene Telfer

That Council:

1. Adopts the Code of Practice - Access to Meetings and Documents as attached as Appendix 1 to this report.

**Carried Unanimously**

8.56 pm Councillor Duncan left the meeting  
8.58pm Councillor Duncan re-entered the meeting



## City of Marion submission on the review of the Local Nuisance and Litter Control Act 2016

**Report Reference** GC190924R12

**Moved** Councillor - Raelene Telfer **Seconded** Councillor - Matthew Shilling

That Council:

1. Notes the attached Local Nuisance and Litter Control Act discussion paper (Appendix 1) and Local Government Association draft submission (Appendix 3).
2. Endorses the submission on the review of the Local Nuisance and Litter Control Act 2016 as attached to this report in Appendix 2, for submission to the EPA.

**Carried Unanimously**

## VARY ORDER OF AGENDA

The Mayor sought and was granted leave of the meeting to vary the order of the agenda to bring forward the 'Business Continuity Management Policy and Framework' while the ballot for the Deputy Mayor was conducted.

## Business Continuity Management Policy and Framework

**Report Reference** GC190924R14

**Moved** Councillor - Raelene Telfer **Seconded** Councillor - Maggie Duncan

That Council:

1. Approves and adopts the revised Business Continuity Management Policy (Appendix 1).
2. Approves and adopts the revised Business Continuity Management Framework (Appendix 2).

**Carried Unanimously**

## Deputy Mayor

**Report Reference** GC190924R13

9.07pm Councillor Shilling left the meeting

**Moved** Councillor - Luke Hutchinson **Seconded** Councillor - Maggie Duncan

That Council:

1. Appoints Councillor Shilling as the Deputy Mayor from 24 September 2019 until 19 November 2020.

**Carried Unanimously**

9.08pm Councillor Shilling re-entered the meeting

9.08pm Councillor Gard left the meeting

9.10pm Councillor Gard re-entered the meeting

## Development Delegations Policy Review

**Report Reference** GC190924R15

**Moved** Councillor - Nathan Prior **Seconded** Councillor - Maggie Duncan

That Council:

1. Takes no further action at this time to amend the Development Delegations Policy.

**Carried Unanimously**

## Meeting Extension

The Chair sought and was granted leave of the meeting to extend the closing time until the conclusion of the following items:

- Finance Report - August 2019 (Report Reference: GC190924R17)
- Questions Taken on Notice Register (Report Reference: GC190924R18)
- Work Health & Safety - Monthly Performance Report - August 2019 (Report Reference: GC190924R19)
- Elected Member Equipment (Report Reference: GC190924Q01)
- Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting – 20 August 2019 (Report Reference: GC190924F01)
- Cove Investigation – Response to Findings of Fact (Report Reference: GC190924F02)

9.18pm meeting extended

## CORPORATE REPORTS FOR INFORMATION/NOTING

**Moved**      **Councillor - Matthew Shilling** **Seconded**      **Councillor - Raelene Telfer**

That:

1. The following items be moved en bloc:
  - Finance Report - August 2019 (Report Reference: GC190924R17)
  - Questions Taken on Notice Register (Report Reference: GC190924R18)
  - Work Health & Safety - Monthly Performance Report - August 2019 (Report Reference: GC190924R19)

**Carried Unanimously**

### Finance Report - August 2019

**Report Reference**                      GC190924R17

**Moved**      **Councillor - Matthew Shilling** **Seconded**      **Councillor - Raelene Telfer**

That Council:

1. Receives the report "Finance Report – August 2019"

**Carried Unanimously**

### Questions Taken on Notice Register

**Report Reference**                      GC190924R18

**Moved**      **Councillor - Matthew Shilling** **Seconded**      **Councillor - Raelene Telfer**

That Council:

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

**Carried Unanimously**

## Work Health & Safety - Monthly Performance Report - August 2019

**Report Reference** GC190924R19

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Raelene Telfer

That Council:

1. Notes the report and statistical data contained therein.

**Carried Unanimously**

**WORKSHOP / PRESENTATION ITEMS - Nil**

**MOTIONS WITH NOTICE - Nil**

**QUESTIONS WITH NOTICE**

### Elected Member Equipment

**Elected Member** Councillor Luke Hutchinson

**Report Reference:** GC190924Q01

**Question:**

May council please advise if all IT equipment issued to elected members was returned at the end of the 2014-2018 council term, and if not, what were the circumstances in which items were not returned?; and secondly, what financial recovery action has occurred to ensure ratepayers money has been protected?

**Supporting Information:**

Nil

**Response Received From:**

**Staff Comments:**

One Elected Member did not return all equipment, due to theft of the items during a break in.

A police report was made following the incident and some of the stolen items were recovered by the police. However, the recovered items did not include the Council ipad or laptop.

The cost of the stolen items (\$790.47) was referred to Council's insurer and this amount was paid out (less the \$500 insurance excess).

**MOTIONS WITHOUT NOTICE – Nil**

**QUESTIONS WITHOUT NOTICE - Nil**

**CONFIDENTIAL ITEMS**

**Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting - 20 August 2019**

**Report Reference** GC190924F01

**Moved Councillor - Tim Gard Seconded Councillor - Raelene Telfer**

That:

1. Pursuant to Section 90(2) and (3)(a) and (d) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Tony Lines, Sorana Dinmore, Fiona Harvey, Steph Roberts, Annmarie Mabarrack, Nicola Beckwith-Jones, Kate McKenzie, Cass Gannon and Mel Nottle-Justice be excluded from the meeting as the Committee receives and considers information relating to the Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting - 20 August 2019, 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 personnel matters and commercial information of a confidential nature.

**Carried Unanimously**

9.22 pm the meeting went into confidence

**Moved Councillor - Raelene Telfer Seconded Councillor - Tim Gard**

That:

1. 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 - 20 August 2019*, and any appendices arising from this report having been considered in confidence under Section 90(2), (3)(a) 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**

9.24pm the meeting came out of confidence.

## Cove Investigation - Response to Findings of Fact

**Report Reference** GC190924F02

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Maggie Duncan

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 the following persons: Adrian Skull, Sorana Dinmore, Fiona Harvey, Tony Lines, Kate McKenzie, Jaimie Thwaites, Craig Clarke, and Clare Benn, be excluded from the meeting as the Council receives and considers information relating to *Cove Investigation - Response to Findings of Fact*, 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 personal information.

**Carried Unanimously**

9.25 pm the meeting went into confidence

**Moved** Councillor - Matthew Shilling **Seconded** Councillor - Maggie Duncan

That:

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

**Carried Unanimously**

9.25pm formal meeting proceedings suspended

10.04pm formal meeting proceedings resumed

**Moved** Councillor - Jason Veliskou **Seconded** Councillor - Maggie Duncan

That:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, *Cove Investigation - Response to Tentative Findings of Fact*, any appendices to this report and the minutes 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 confidentiality order will be reviewed at the General Council Meeting in December 2019.

**Carried**

10.15pm the meeting came out of confidence

**ITEMS NOT CONSIDERED**

The following items were not considered:

- Housing Diversity DPA ([Report Reference GC190924R16](#))
- Request for a Report on Council Community Facilities Leases and Licences ([Report Reference GC190924M01](#))
- Marion Outdoor Pool Stage 3 – Progress Update ([Report Reference GC190924F03](#))

**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 10.15pm

**CONFIRMED THIS 8 DAY OF OCTOBER**

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**CHAIRPERSON**