

MINUTES OF THE GC200310 - GENERAL COUNCIL MEETING - 10 March 2020 Tuesday, 10

March 2020 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 - Kendra Clancy, Councillor - Maggie Duncan, Councillor - Matthew Shilling, Councillor - Joseph Masika

DATE :

Tuesday, 10 March, 2020 | Time 5:30 PM

VENUE :

Council Chamber

In Attendance

Chief Executive Officer - Adrian Skull	General Manager City Development - Iliia Houridis
General Manager Corporate Services - Sorana Dinmore	General Manager City Services - Tony Lines
Manager Corporate Governance - Kate McKenzie	Governance Officer - 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 disclosed:

- Councillor Shilling declared a potential conflict of interest in the item *ALGA 2020 National General Assembly of Local Government - Call for Notices of Motion*.

CONFIRMATION OF MINUTES

Confirmation of the minutes for the General Council Meeting held on 25 February 2020

Report Reference: GC200310R01

Moved Councillor - Matthew Shilling

Seconded Councillor - Joseph Masika

1. That the minutes of the General Council Meeting held on 25 February 2020 be taken as read and confirmed.

Carried Unanimously

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The Mayor noted a deputation request for the 24 March General Council Meeting was received in relation to the Australia Day Council Membership Motion. As the item was listed on this agenda, the request was granted for this evening. A subsequent request was received for the Motion to be deferred until the General Council Meeting to be held on 24 March to allow the Deputation to be heard at the same time as the Motion. The Applicant was advised that as the Motion was listed on this agenda, it was likely to be heard at this meeting.Á

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COMMITTEE RECOMMENDATIONS

Moved Councillor - Matthew Shilling

Seconded Councillor - Nathan Prior

That the following items be moved en bloc:

- Confirmation of Minutes of the Urban Planning Committee meeting held on 3 March 2020.
- Confirmation of Minutes of the Finance and Audit Committee Meeting held on 25 February 2020.0

Carried Unanimously

Confirmation of Minutes of the Urban Planning Committee meeting held on 3 March 2020

Report Reference GC200310R03

Moved Councillor - Matthew Shilling

Seconded Councillor - Nathan Prior

That Council:

1. Receives and notes the minutes of the Urban Planning Committee meeting held on 3 March 2020.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Urban Planning Committee.

Carried Unanimously

Confirmation of Minutes of the Finance and Audit Committee Meeting held on 25 February 2020

Report Reference GC200310R04

Moved Councillor - Matthew Shilling

Seconded Councillor - Nathan Prior

That Council:

1. Receives and notes the minutes of the Finance and Audit Committee meeting held on 25 February 2020.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

CONFIDENTIAL ITEMS

Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting held on 25 February 2020

Report Reference GC200310F01

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

1. That Pursuant to Section 90(2) and (3)(h) of the *Local Government Act 1999*, Council orders that all persons present, with the exception of the following persons: Adrian Skull, Sorana Dinmore, Tony Lines, Iliá Houridis, Kate McKenzie, Phil Mattingly, Akos Szonyi and Victoria Moritz, be excluded from the meeting as Council receives and considers legal advice relating to a 'disclosure incident' upon the basis that 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.

Carried Unanimously

6.47pm the meeting went into confidence

Moved Councillor - Ian Crossland **Seconded** Councillor - Luke Hutchinson

That Council:

1. Receives and notes the Confidential Minutes of the Finance and Audit Committee meeting held on 25 February 2020.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance and Audit Committee.

Carried Unanimously

Moved Councillor - Maggie Duncan **Seconded** Councillor - Joseph Masika

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that the report and attachment to this report *Confirmation of Confidential Minutes of the Finance and Audit Committee Meeting held on 25 February 2020*, having been considered in confidence under Section 90 (2) and (3)(h) 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 2020.

Carried Unanimously

6.56pm the meeting came out of confidence

Edwardstown Memorial Sports and Community Club

Report Reference GC200310F02

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

1. That pursuant to Section 90(2) 3(b) (i) and (ii) and 3(d) (i) and (ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Tony Lines, Iliia Houridis, Sorana Dinmore, Kate McKenzie, Craig Clarke, James O'Hanlon, Victoria Moritz and Corrine Grant (UHY Haines Norton – Chartered Accountants), be excluded from the meeting as the Council receives and considers information relating to Edwardstown Soldiers Memorial Community 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 commercial information, the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party and would on balance be contrary to the public interest.

Carried Unanimously

7.00pm the meeting went into confidence

Moved Councillor - Ian Crossland **Seconded** Councillor - Jason Veliskou

That this item be adjourned until the last item on the agenda.

Carried

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AMENDMENT

Moved Councillor - Bruce Hull

Seconded Councillor - Tim Gard

That Council:

1. Endorses the Section 48 Prudential Report.
2. Endorses Administration to proceed to detailed design phase of the SWBMX Facility.
3. Note that Staff will seek Council approval to proceed to call tenders for construction later in 2020 to engage the preferred contractor.
4. Seek expressions of interests for naming rights for the facility.

The amendment to become the motion was Lost

The original Motion was Carried Unanimously

ALGA 2020 National General Assembly of Local Government - Call for Notices of Motions

Report Reference GC200310R07

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

That Council:

1. Notes the report '*ALGA 2020 National General Assembly of Local Government - call for Notices of Motions*'
2. Submits the following motions for consideration at the ALGA 2020 National General Assembly of Local Government to be held on 14 - 17 June 2020:
 - *That the National General Assembly call on the State Local Government Associations to take the lead on managing industrial relations and negotiate 4 Enterprise Bargaining Agreements (EBA) per State. These agreements would be:*
 - *1 EBA for indoor staff ie ASU for Metropolitan Councils;*
 - *1 EBA for outdoor staff ie AWU for Metropolitan Councils;*
 - *1 EBA for indoor staff ie ASU for Rural Councils;*
 - *1 EBA for outdoor staff ie AWU for Rural Councils*
3. On submitting the Notices of Motions to the Australian 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

Councillor Shilling declared a perceived conflict of interest in relation to point four of the item *ALGA 2020 National General Assembly of Local Government - Call for Notices of Motion* as he intends to nominate as the City of Marion Voting Delegate to attend the meeting. Councillor Shilling will leave the meeting for the item.

8.28pm Councillor Shilling left the meeting

Moved Councillor - Maggie Duncan **Seconded** Councillor - Bruce Hull

That Council:

4. Nominates Councillor Shilling as the City of Marion voting delegate to attend the Australian Local Government National General Assembly 2020.

Carried

8.34pm Councillor Shilling re-entered the meeting.

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Questions Taken on Notice Register

Report Reference GC200310R10

Moved Councillor - Luke Hutchinson **Seconded** Councillor - Matthew Shilling

That Council:

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

Carried Unanimously

MOTIONS WITH NOTICE

Streetscape Initiative - Council Funded Crossovers

Report Reference: GC200310M01

Moved Councillor - Bruce Hull **Seconded** Councillor - Tim Gard

1. That as a Council wide streetscape initiative, Council will fully fund standard cross overs as the streetscape programs occur.

AMENDMENT

Moved Councillor - Ian Crossland **Seconded** Councillor - Raelene Telfer

1. That as a council-wide streetscape initiative to commence in the 2020/21 financial year, Council will fully fund crossover replacements for streetscape projects, unless there are exceptional circumstances (e.g. new driveway up to 3 years old, owner's preference to retain the existing driveway, or existing heavy duty driveway access).

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

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City Ban on Glyphosate and Roundup

Report Reference: GC200310M04

Moved Councillor - Bruce Hull

Seconded

Councillor - Tim Gard

1. That Council ban the use of Roundup or any Glyphosate within this City by any Council staff and contractors. That Council staff and contractors are to use alternative measures to manage weeds within the city.

AMENDMENT

Moved Councillor - Jason Veliskou

Seconded

Councillor - Joseph Masika

1. That Council receives a report that outlines the phasing out of the use of Glyphosate within the City of Marion by any Council Staff and contractors. The report will identify alternative measures to manage weeds within the city and include timeframes, resource requirements and additional ongoing costs. the report will be presented at the General Council meeting held on 12 May 2020.

The amendment to become the motion was carried

MEETING EXTENSION

Moved Councillor - Nathan Prior

Seconded

Councillor - Matthew Shilling

That the meeting be extended until the conclusion of all items listed on the agenda (including the item that was adjourned *Edwardstown Memorial Sports and Community Club*).

Lost

MEETING CLOSURE

The Mayor declared the meeting closed at 9.31pm prior to the item being voted on.

The following items were not considered:

- Oaklands Recreation Plaza Skating Infrastructure (GC200310M05)
- Edwardstown Memorial Sports and Community Club (GC200310F02 - Adjourned)

CONFIRMED THIS 24th DAY OF March 2020

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CHAIRPERSON