



**Minutes of the General Council Meeting  
held on Tuesday, 24 August 2021 at 6.30 pm  
Council Chamber, Council Administration Centre  
245 Sturt Road, Sturt**

**PRESENT**

His Worship the Mayor Kris Hanna

Councillor Ian Crossland

Councillor Maggie Duncan

Councillor Raelene Telfer

Councillor Bruce Hull

Councillor Kendra Clancy

Councillor Sasha Mason - electronic

Councillor Matthew Shilling

Councillor Luke Hutchinson - electronic

Councillor Nathan Prior

Councillor Jason Veliskou - electronic

Councillor Joseph Masika - electronic

**In Attendance**

Chief Executive Officer - Tony Harrison

General Manager City Services - Tony Lines

General Manager Corporate Services - Sorana Dinmore - electronic

General Manager City Development - Ilia Houridis

Manager Office of the Chief Executive - Kate McKenzie

Governance Officer - Angela Porter

**1 Open Meeting**

The Mayor opened the meeting at 6.31pm.

**2 Kurna Acknowledgement**

We acknowledge the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.

**3 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.

**4 Elected Member 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 interests were disclosed.

## 5 Confirmation of Minutes

### 5.1 Confirmation of Minutes of the General Council Meeting held on 10 August 2021

Report Reference GC210824R5.1

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That the minutes of the General Council Meeting held on 10 August 2021 be taken as read and confirmed.

**Carried Unanimously**

## 6 Communications

### 6.1 Elected Member Verbal Communications

In accordance with the *Code of Practice - Procedures at Council Meeting 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).

Verbal communications were provided during this period.

**Moved Councillor Luke Hutchinson**

**Seconded Councillor Matthew Shilling**

That the following Communications Reports be moved en bloc:

- Mayoral Communication Report
- CEO and Executive Communication Report

**Carried Unanimously**

### 6.2 Mayoral Communication Report

Report Reference GC210824R6.2

Name of Council Member Mayor - Kris Hanna

Date	Event	Comments
15 July 2021	Community Leadership Program Graduation Event	
22 July 2021	COASTFM radio interview	
6 August 2021	Marion RSL Civil Works completion celebration followed by dinner	
10 August 2021	Special citizenship ceremony	Two new citizens
11 August 2021	Friends of Glenthorne National Park AGM	
16 August 2021	Club Marion Committee meeting	Attended as Council liaison

Moved Councillor Luke Hutchinson

Seconded Councillor Matthew Shilling

That Council:

1. Receives and notes the Mayoral Communication Report.

**Carried Unanimously**
**6.3 Deputy Mayor Communication Report**

Report Reference GC210824R6.3

Name of Council Member Deputy Mayor – Nathan Prior

Nil.

**6.4 CEO and Executive Communication Report**

Report Reference GC210824R6.4

Date	Activity	Attended By
28 July 2021	Plan Lab Facility at Rivergum re Oaklands Green – Dwellings and Streetscapes	Ilia Houridis Tony Lines
28 July 2021	Meeting   Monthly Oaklands Green Project Control Group	Tony Lines
29 July 2021	Meeting   Tony Harrison, Jim Whiting Badge Construction and Steve Byrne SHC	Tony Harrison
29 July 2021	Meeting   City of Marion   Satalyst	Sorana Dinmore
29 July 2021	Feedback Survey   Council Ready Governance Group	Tony Lines
30 July 2021	Meeting   Judith Sellick (Sellick Consulting)   Sorana Dinmore (CoM)	Sorana Dinmore
3 August 2021	Meeting   Flinders University re Graduate Opportunities	Tony Lines
4 August 2021	Meeting   Tony Harrison and Hamilton Secondary College	Tony Harrison
5 August 2021	Meeting   Glenthorne Nature Play PCG	Ilia Houridis
5 August 2021	LGA CEO Advisory Group meeting	Tony Harrison
5 August 2021	Meeting   Tony Harrison & John Schutz (DEW)	Tony Harrison
5 August 2021	KPMG   CoM Fraud Scoping Meeting	Sorana Dinmore

6 August 2021	Meeting   Tony Harrison, Tony Lines, Minister David Speirs, Lucy Huxter and Jana Kranixfeld	Tony Harrison Tony Lines
9 August 2021	Meeting: CoM & Objective	Sorana Dinmore
10 August 2021	Meeting   SWBMX & Southern Soccer PCG	Ilia Houridis
10 August 2021	Meeting   Tony Harrison and Kylie Ferguson (Community Centres SA)	Tony Harrison
10 August 2021	KPMG   Scoping Meeting Collaborative Project(s) Health Check Internal Audit	Sorana Dinmore
11 August 2021	Meeting   BioChar Project Debrief with Stakeholders	Ilia Houridis
11 August 2021	Meeting   Tony Harrison and Christine Locher (VUCA)	Tony Harrison
11 August 2021	Meeting   PEET and Green Hill Australia re Tonsley Village WSUD Design	Tony Lines
12 August 2021	City of Marion and Studio Nine Administration Building Workshop	Tony Harrison Sorana Dinmore Ilia Houridis Tony Lines
12 August 2021	Meeting   Tony Harrison and Jayne Stinson MP	Tony Harrison
13 August 2021	SMRF JV Advisory Committee Meeting	Sorana Dinmore
13 August 2021	Meeting   Tony Harrison and Scott Ashby (City of Onkaparinga)	Tony Harrison
13 August 2021	Meeting: Pernix   CoM	Sorana Dinmore
17 August 2021	Meeting   RSPCA & City of Marion	Tony Harrison Ilia Houridis
17 August 2021	Meeting: EGM Partners Recruitment (Claire Coombs)   CoM (Sorana Dinmore)	Sorana Dinmore
18 August 2021	Bi-monthly SAALC Meeting   Ilia Houridis, Adam Luscombe (SAALC), Bruce Hull & Nathan Prior	Ilia Houridis
19 August 2021	Meeting   City of Marion & Seacliff Group re Seacliff Development	Tony Harrison Ilia Houridis
19 August 2021	Meeting: Alison Surjan (Harrison McMillan Recruitment)   Sorana Dinmore (City of Marion)	Sorana Dinmore
20 August 2021	Presentation   Operation Flinders	Tony Lines

		Sorana Dinmore
20 August 2021	Meeting   Tony Harrison and Cathy Miller	Tony Harrison
21 August 2021	Launch   Kitchen Caddy roll-out with Mayor Hanna and Minister for Environment Member for Elder Carolyn Power MP	Tony Lines
23 August 2021	Meeting   City of Marion & SAJC re Infill Development	Iliia Houridis
23 August 2021	Meeting   City of Marion and SA Water re Cove Road, Hallett Cove	Tony Lines

**Moved Councillor Sasha Mason**

**Seconded Councillor Maggie Duncan**

That Council:

1. Receives and notes the CEO and Executive Communication Report.

**Carried Unanimously**

### 6.5 Elected Member Communication Report

**Report Reference**

GC210824R6.5

**Name of Council Member**

Councillor – Raelene Telfer

<b>Date</b>	<b>Event</b>	<b>Comments</b>
3/08/21	Hallett Cove Outdoor pool and coastal adaptations	Discussion with staff
3/8/21	Hamilton Senior College oval and accessibility in Mitchell Pk	Met Elder candidate Nadia Clancy at Sampson Reserve
3/8/21	CoM Early Years Collective	Meeting by Zoom with Karina Fry as Chair
3/8/21	Planning & Development Committee	Meeting
4/8/21	Mitchell Park Station accessibility	Met staff re laneways
4/8/21	Council Assessment Panel	Member of Panel
6/8/21	Marion RSL civil works completion	Launch and networking
10/8/21	Warriparinga Ward Briefing	Attended in person
18/8/21	Mitchell Park Operations Management	Met Mark Hubbard with Andy Sakas
19/8/21	Warriparinga priorities explained	Met Boothby Candidate Dr Rachel Swift
19/8/21	Marion Museum plans and Satellite sites	Discussion with staff

## 7 Adjourned Items - Nil

## 8 Deputations

### 8.1 Deputation Request from Ms Jane Osborne (Request Denied)

<b>Report Reference</b>	GC210824D8.1
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Ms Osborne has requested to make a deputation to Council regarding her proposal to have Meet the Candidates sessions run under guidelines similar to the sessions convened by the City of Holdfast Bay Council prior to council elections.

The request was declined on the basis that it would be more effective and more efficient if an email was sent to Elected Members with the details and reasons for the proposal.

## 9 Petitions - Nil

## 10 Committee Recommendations

**Moved Councillor Sasha Mason**

**Seconded Councillor Maggie Duncan**

That the following reports be moved en bloc:

- Confirmation of the minutes for the Planning and Development Committee held on 3 August 2021
- Confirmation of the minutes of the Special Review and Selection Committee meeting held on 20 August 2021

**Carried Unanimously**

### 10.1 Confirmation of the minutes for the Planning and Development Committee held on 3 August 2021

<b>Report Reference</b>	GC210824R10.1
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**Moved Councillor Sasha Mason**

**Seconded Councillor Maggie Duncan**

That Council:

1. Receives and notes the minutes of the Planning and Development Committee meeting held on 3 August 2021.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Planning and Development Committee.

**Carried Unanimously**

**10.2 Confirmation of the minutes of the Special Review and Selection Committee meeting held on 20 August 2021****Report Reference** GC210824R10.2**Moved Councillor Sasha Mason****Seconded Councillor Maggie Duncan**

That Council:

1. Receives and notes the minutes of the Special Review and Selection Committee meeting held on 20 August 2021.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Review and Selection Committee.

**Carried Unanimously****11 Corporate Reports for Decision****11.1 Morphettville/Glengowrie Horse Related Activities Code Amendment****Report Reference** GC210824R11.1**Moved Councillor Jason Veliskou****Seconded Councillor Kendra Clancy**

That Council:

1. Endorses the 'Morphettville/Glengowrie Horse Related Activities Code Amendment - Proposal to Initiate' and forwards the document (Attachment 1) to the Minister for Planning for consideration.

**Carried****Councillor Hull called a Division****Those For:** Councillors Sasha Mason, Joseph Masika, Jason Veliskou, Kendra Clancy, Nathan Prior, Raelene Telfer, Luke Hutchinson, Matthew Shilling, Maggie Duncan, Ian Crossland**Those Against:** Councillor Bruce Hull**Carried****11.2 Proposal to initiate boundary realignment at Seacliff Park****Report Reference** GC210824R11.2**Moved Councillor Ian Crossland****Seconded Councillor Nathan Prior**

That Council:



1. Authorises the Administration to submit a 'Stage 1 Potential Proposal' to the Boundaries Commission for a realignment of the boundary for the development site on Scholefield Road, Seacliff Park (commonly known as Cement Hill) so that the relevant parcels of land are wholly located within the City of Marion council boundary.
2. Notes that up to \$200,000 may be required from savings from the 1<sup>st</sup> quarterly budget review to fund the Stage 2 proposal, should the 'Stage 1 Potential Proposal' be accepted by the Boundaries Commission.
3. Considers the future usage of Les Scott Reserve as part of the development of the 'Stage 1 Potential Proposal' as recommended by the Local Government Boundaries Commission.

**Carried Unanimously**

## **12 Corporate Reports for Information/Noting**

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That the following reports for Information/Noting be moved en bloc:

- Finance Report - July 2021
- WHS Monthly Performance Report July 2021

**Carried Unanimously**

### **12.1 Finance Report - July 2021**

**Report Reference** GC210824R12.1

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That Council:

1. Receives the report "Finance Report – July 2021"

**Carried Unanimously**

### **12.2 WHS Monthly Performance Report July 2021**

**Report Reference** GC210824R12.2

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That Council:

1. Notes the report and statistical data contained therein.

**Carried Unanimously**

**12.3 Development expiations****Report Reference** GC210824R12.3**Moved Councillor Raelene Telfer****Seconded Councillor Maggie Duncan**

That Council:

1. Note this report.

**Carried Unanimously****Moved Councillor Matthew Shilling****Seconded Councillor Raelene Telfer**

That the following reports be moved en bloc:

- DAIP Implementation Report 2020-21
- 2020-21 Reconciliation Action Plan Implementation Report

**Carried Unanimously****12.4 DAIP Implementation Report 2020-21****Report Reference** GC210824R12.4**Moved Councillor Matthew Shilling****Seconded Councillor Raelene Telfer**

That Council:

1. Note the DAIP 2020-2021 Implementation Report
2. Note the DAIP implementation report for State Government

**Carried Unanimously****12.5 2020-21 Reconciliation Action Plan Implementation Report****Report Reference** GC210824R12.5**Moved Councillor Matthew Shilling****Seconded Councillor Raelene Telfer**

That Council:

1. Note the 2020-21 RAP Implementation Report
2. Note the City of Marion response to Reconciliation Australia's 2020-21 RAP Survey (Attached)

**Carried Unanimously**

**13 Workshop / Presentation Items****13.1 Local Government Reforms****Report Reference** GC210824R13.1**Meeting Suspension****Moved Councillor Matthew Shilling****Seconded Councillor Bruce Hull**

That formal meeting procedures be suspended to enable discussion on the item.

**Carried Unanimously**

7.27pm formal meeting procedures suspended

7.39pm formal meeting procedures resumed

**Moved Councillor Matthew Shilling****Seconded Councillor Kendra Clancy**

That Council:

1. Notes the amendments to the *Local Government Act 1999* and further information will be presented to Council as it is made available.
2. Provides feedback to the Local Government Association that the Regulations for the *Local Government Election Act* support that when a casual vacancy occurs within 12 months of an election, the vacancy will be filled by the method of 'Preferred Candidate'. This method should apply to Mayoral and Councillor positions.
3. Provides feedback to the Local Government Association that the implementation date for new sections of the Local Government Act that relates to Member Behaviour commences in June 2022.

**Carried Unanimously****14 Motions With Notice - Nil****15 Questions With Notice****15.1 New Residents' Kit****Report Reference** GC210824Q15.1**Council Member** Mayor Kris Hanna**QUESTION**

**Has the New Residents Kit been distributed in accordance with Council's resolution of 12/3/19 and, if not, when did the practice cease and why?**

## SUPPORTING INFORMATION

Council resolved on 12/3/19 (confirmed 28/5/19) to distribute a New Residents' Kit to incoming residents either by email or hard copy.

<b>Response Received From</b>	Manager Customer Experience – Megan Bradman
<b>Corporate Manager</b>	N/A
<b>General Manager</b>	General Manager Corporate Services – Sorana Dinmore

## STAFF COMMENTS

Following Council's resolution of 12 March 2019 (GC190312M06), a new process was implemented for new residents with a 'New Residents Kit' issued upon notification of a property Change of Ownership. In all, 2465 hard copy kits were sent to new residents. New Resident Kits were also made available on the City of Marion website.

In December 2019, the kits required revision due to changes in information/services and in early 2020 the provision of New Resident Kits ceased temporarily as a result of COVID-19 and the impact on some services.

In June 2021 work re-commenced on an updated Residents Kit. The updated kit is available on the website <https://cdn.marion.sa.gov.au/sp/Documents-Media/New-Residents-Kit-2021.pdf>. Hard copies of the updated Resident Kits are currently being printed to meet the expected demand during the full 2022 calendar year and the service will resume once the reprinted kits have been received.

## 15.2 Fraud and Corruption Matter - Investigation Status

<b>Report Reference</b>	GC210824Q15.2
<b>Council Member</b>	Councillor – Bruce Hull

## QUESTION

**“In terms of the Council fraud policy (Ensure timely reporting of fraud and corruption issues to Council (consideration will be given to the method of reporting in line with the nature of the incident and the confidentiality obligations ie ICAC). What is the status of the investigation of the former staff member Unit Manager, James O’Hanlon. If charges are pending or a prosecution/convictions have been made, can this be detailed to Council with a clear time line of any such findings?”**

## SUPPORTING INFORMATION

Nil

<b>Response Received From</b>	Chief Executive Officer – Tony Harrison
<b>Corporate Manager</b>	N/A
<b>General Manager</b>	N/A

## STAFF COMMENTS

Council Members were informed verbally of this incident via a confidential Elected Member Forum

in late 2020. This was confirmed via a confidential email to Council Members in December 2020 when Councillor Hull queried if the Fraud and Corruption Policy had been complied with. Members were notified that the matter was referred to SAPOL and was being investigated.

In March 2021, the Administration was formally advised that Mr O'Hanlon was arrested in November 2020 and charged with dishonest dealings with documents in relation to letters which were believed to be forged. Prosecution subsequently amended those charges laid at court to reflect a false statement in an application to a licensing authority.

Mr O'Hanlon pled guilty to those charges at the first opportunity and subsequently entered a good behaviour bond for a period of 12 months and to pay Court costs (without conviction). SAPOL did not progress with any other charges.

The Chair allowed a point of clarification in relation to the matter. Questions were asked and answered during this period.

### **16 Motions Without Notice - Nil**

### **17 Questions Without Notice - Nil**

### **Order of Agenda Items**

The Mayor sought and was granted leave of the meeting to consider the item Late Report - Statewide Super Board - nominations sought (GC210824R19.1) next on the agenda.

### **19 Other Business**

#### **19.1 Late Report - Statewide Super Board- nominations sought**

<b>Report Reference</b>	GC210824R19.1
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The Mayor declared a material conflict in the item '*Late Report – Statewide Super Board – nominations sought*' (GC210824R19.1) and will leave the meeting for the item.

7.47pm Mayor Hanna left the meeting

7.47pm Deputy Mayor Prior assumed the Chair

**Moved Councillor Kendra Clancy**

**Seconded Councillor Joseph Masika**

That:

1. Council notes the report.
2. Council nominates Mayor Hanna to the LGA for the appointment on the Statewide Superannuation Board.
3. Administration forwards the above nomination/s to the Local Government Association by COB Tuesday 31 August.

**Carried**

7.51pm Mayor Hanna re-entered the meeting and resumed the Chair

## 18 Confidential Items

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That the confidential cover reports be moved en bloc.

**Carried Unanimously**

### 18.1 Cover Report - Confirmation of the confidential minutes of the Special Review and Selection Committee meeting held on 20 August 2021

Report Reference                      GC210824F18.1

**Moved Councillor Matthew Shilling**

**Seconded Councillor Raelene Telfer**

That 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: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager Office of the Chief Executive, Manager People and Culture, Manager City Property, Unit Manager Governance and Council Support, Governance Officer, be excluded from the meeting as the Council receives and considers information relating to Confirmation of the confidential minutes of the Special Review and Selection Committee Meeting held on 20 August 2021, 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 recruitment of independent members for the Warriparinga Advisory Team.

**Carried Unanimously**

7.53pm the meeting went into confidence

**Moved Councillor Matthew Shilling**

**Seconded Councillor Ian Crossland**

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 Special Review and Selection Committee meeting held on 20 August 2021, any appendices 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 2021.

**Carried Unanimously**

## 18.2 Cover Report - Appointment of Warriparinga Advisory Team Members

Report Reference GC210824F18.2

### **Moved Councillor Matthew Shilling**

### **Seconded Councillor Raelene Telfer**

That 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: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager Office of the CEO, Manager People & Culture, Manager City Property, Unit Manager Cultural Facilities, Unit Manager Communications, Unit Manager Governance and Council Support, Governance Officer, be excluded from the meeting as the Council receives and considers information relating to Warriparinga Advisory Team, 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 appointment of two independent members.

**Carried Unanimously**

### **Moved Councillor Matthew Shilling**

### **Seconded Councillor Ian Crossland**

In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Warriparinga Advisory Team, any appendices 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 until the successful candidates have been notified. This confidentiality order will be reviewed at the General Council Meeting in December 2021.

**Carried Unanimously**

7.56pm the meeting came out of confidence

## 18.3 Cover Report - Lot 707 Marion Road, Bedford Park

Report Reference GC210824F18.3

### **Moved Councillor Matthew Shilling**

### **Seconded Councillor Raelene Telfer**

That pursuant to Section 90(2) and (3)(m) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager Office of the CEO, Manager Development and Regulatory Services, Team Leader Planning, Senior Policy Planner, Manager Finance, Unit Manager Communications, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting

as the Council receives and considers information relating to Lot 707 Marion Road, Bedford Park, 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 in confidence information provided by a third party regarding future development of the site.

**Carried Unanimously**

7.57pm the meeting went into confidence

### **Meeting Suspension**

**Moved Councillor Raelene Telfer**

**Seconded Councillor Luke Hutchinson**

That formal meeting procedures be suspended to enable discussion on the item.

**Carried**

7.58pm formal meeting procedures suspended

8.22pm formal meeting procedures resumed

**Moved Councillor Matthew Shilling**

**Seconded Councillor Maggie Duncan**

In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Lot 707 Marion Road, Bedford Park, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(m) 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 2021.

**Carried Unanimously**

8.29pm the meeting came out of confidence

### **20 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.

The meeting was declared closed at 8.29pm.

**CONFIRMED THIS 14TH DAY OF SEPTEMBER 2021**

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**CHAIRPERSON**