



**Minutes of the General Council Meeting
held on Tuesday, 12 September 2023 at 6.30 pm
Council Chamber, Council Administration Centre
245 Sturt Road, Sturt**

PRESENT

His Worship the Mayor Kris Hanna

Councillor Joseph Masika

Councillor Nathan Prior

Councillor Raelene Telfer (from 6.33pm)

Councillor Luke Naismith (from 6.39pm)

Councillor Jason Veliskou

Councillor Sarah Luscombe

Councillor Jayne Hoffmann

Councillor Matt Taylor

Councillor Jana Mates

Councillor Amar Singh

Councillor Ian Crossland

In Attendance

Chief Executive Officer - Tony Harrison

General Manager Corporate Services - Angela Allison

General Manager City Development - Tony Lines

Manager Office of the CEO - Kate McKenzie

Unit Manager Governance and Council Support - Victoria Moritz

Governance Officer - Amey Johnson

1 Open Meeting

The Mayor opened the meeting at 6.30pm.

2 Kaurna Acknowledgement

We acknowledge the Kaurna 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 Council 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

The following interests were disclosed:

- Councillor Prior declared a perceived conflict of interest in the items *Koorana Gymnastics Lease (11.1)* and *Koorana Gymnastics Minor Capital Works Request (11.2)*

5 Confirmation of Minutes

5.1 Confirmation of Minutes of the General Council Meeting held on 22 August 2023

Report Reference GC230912R5.1

Moved Councillor Masika

Seconded Councillor Taylor

That the minutes of the General Council Meeting held on 22 August 2023 be taken as read and confirmed.

Carried Unanimously

6 Adjourned Items - Nil

7 Deputations

6.33pm Councillor Telfer entered the meeting

6.39pm Councillor Naismith entered the meeting

7.1 Scouts SA

Report Reference GC230912R7.1

Mr Sellers gave a five-minute deputation regarding the FitzJames Building at the Glandore Community Centre.

8 Petitions - Nil

9 Motions With Notice

9.1 Retrieval of Matter Lying on the Table - Huntingtons SA Lease Agreement

Report Reference GC230912M9.1

6.43pm Councillor Singh left the meeting

6.44pm Councillor Singh re-entered the meeting

Moved Councillor Hoffmann

Seconded Councillor Masika

That the item on the Huntingtons SA Lease Agreement that has been left lying on the table, be bought back to the 12th September 2023 General Council Meeting.

Carried Unanimously

Moved Councillor Hoffmann

Seconded Councillor Crossland

That formal meeting procedures be suspended to discuss the item.

Carried Unanimously

6.45pm formal meeting procedures suspended

7.05pm formal meeting procedures resumed

Moved Councillor Hoffmann**Seconded Councillor Masika**

That Council:

1. Undertakes an EOI for the lease or licence of the ‘Fitzjames Building’
2. Authorise Huntingtons SA to remain in the building in holding over provisions on a month-by-month basis until the outcome of the EOI is determined.
3. A further report be brought back to Council once the EOI have been received and evaluated

Carried Unanimously**10 Committee Recommendations****10.1 Confirmation of Minutes of the Finance, Risk and Audit Committee Meeting held on 15 August 2023****Report Reference** GC230912R10.1**Moved Councillor Veliskou****Seconded Councillor Telfer**

That Council:

1. Receives and notes the minutes of the Finance, Risk and Audit Committee meeting held on 15 August 2023.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.

Carried Unanimously**11 Corporate Reports for Decision**

Councillor Prior declared a perceived conflict of interest in the following two items *Koorana Gymnastics Lease* and *Koorana Gymnastics Minor Capital Works Request* as his daughter is a participant of the club and will leave the meeting for both items.

7.13pm Councillor Prior left the meeting

11.1 Koorana Gymnastics Lease**Report Reference** GC230912R11.1**Moved Councillor Veliskou****Seconded Councillor Telfer**

That Council:

1. Authorises the surrender of the current lease between Council and Koorana Gymnastic Club Incorporated and the granting of a new not-for-profit Community Lease to Koorana Gymnastics Club Incorporated for a term of 5 years from 1 October 2023 at a rent in accordance with Council’s *Leasing and Licensing of Council Owned Facilities Policy*.

Carried Unanimously

11.2 Koorana Gymnastics Minor Capital Works Request
Report Reference GC230912R11.2**Moved Councillor Veliskou****Seconded Councillor Telfer**

That Council:

1. Notes Koorana Gymnastics Club proposal and funding request towards the build of a new DDA compliant toilet and meeting room, at an estimated project cost of \$220,000 based on initial designs.
2. Supports granting Landlord Consent for the proposed new DDA compliant toilet and meeting room works to the Koorana Gymnastics Club Facility.
3. Approves 50/50 funding support up to a cost of \$110,000 on the basis the Koorana Gymnastics Club is successful securing a 50% funding contribution from the 2023 ORSR Community Recreation and Sports Facilities Program, funding to be allocated in Council's 2024/25 budget.

Carried Unanimously**11.3 Landlord Approval for Cricket Nets at 262 Sturt Road**
Report Reference GC230912R11.3

7.17pm Councillor Prior re-entered the meeting

Moved Councillor Telfer**Seconded Councillor Masika**

That Council:

1. Approves landowner consent to the Marion Sports and Community Club to construct a new cricket training facility on the condition that the location will be determined and agreed to by Council prior to construction.
2. Notes that the Marion Sports and Community Club and Marion Cricket Club are not seeking any funding from Council for the cricket training facility.

Carried Unanimously**11.4 Marion Outdoor Pool - Extension of Season**
Report Reference GC230912R11.4**Moved Councillor Veliskou****Seconded Councillor Singh**

That Council:

1. Supports the ongoing extension of the annual swimming season at Marion Outdoor Pool to a standard 30-week season, incorporating the April School term holidays and closing on the public holidays falling between Easter and the season closure.

2. Endorses an increase of 0.70 FTE at an approximate cost of \$55,610 and funding for additional utilities/maintenance costs of up to \$19,000 to support the 30-week pool season.
3. Notes that the net cost of moving to a standard 30-week pool season is forecast to be \$10,749 (additional 0.70 FTE of labour and additional utilities/maintenance costs minus forecast additional revenues of up to \$63,861).

Amendment

Moved Councillor Prior

Seconded Councillor Luscombe

That Council:

1. Supports the ongoing extension of the annual swimming season at Marion Outdoor Pool to a standard 30-week season, incorporating the April School term holidays and closing on the public holidays falling between Easter and the season closure.
2. Endorses an increase of 0.70 FTE at an approximate cost of \$55,610 and funding for additional utilities/maintenance costs of up to \$19,000 to support the 30-week pool season.
3. Notes that the net cost of moving to a standard 30-week pool season is forecast to be \$10,749 (additional 0.70 FTE of labour and additional utilities/maintenance costs minus forecast additional revenues of up to \$63,861).
4. Receives a report at the conclusion of the 23/24 pool season on the financial impact of the season extension

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

11.5 MCC - Revocation of Community Land Classification

Report Reference GC230912R11.5

Moved Councillor Taylor

Seconded Councillor Prior

That Council:

1. Having considered the submissions received, resolves to proceed with the process to revoke the whole of land situated at Warracowie Way, Oaklands Park and contained in Certificate of Title Volume 5848 Folio 473 (Reserve) for the land division, creation of a road reserve and amalgamation of the balance of the land with Council's adjoining allotment.
2. Approves that a request be forwarded to the Minister for Local Government for approval to revoke the subject Reserve from its community land classification.
3. Notes that a final report will be presented to Council upon receipt of the determination from the Minister for Local Government in relation to the revocation, to enable finalisation of the revocation, land division and creation of road reserve process.

Carried

11.6 Plympton Park Traffic Management
Report Reference GC230912R11.6

7.46pm Councillor Naismith left the meeting
7.48pm Councillor Naismith re-entered the meeting
7.52pm Councillor Mates left the meeting
7.54 pm Councillor Mates re-entered the meeting

Moved Councillor Veliskou**Seconded Councillor Singh**

That Council:

1. Endorses the Mayor writing a letter to the Minister for Transport requesting a review of the Tram Grade Separation project for Marion Road and Cross Road, with a focus on:
 - a) Provision of car parking spaces to be created beneath the tram overpass structure.
 - b) The closure of the right in and right out median at the junction of Cross Road and Herbert Street, Plympton Park including undertaking community consultation on this proposal.

Carried Unanimously**11.7 Marion Water Business Strategy**
Report Reference GC230912R11.7**Moved Councillor Crossland****Seconded Councillor Taylor**

That Council:

1. Notes the community feedback in the Survey Response Report (Attachment 1).
2. Endorses the Marion Water strategy 'A Plan for Securing our Water Future 2023-2026' (Attachment 2)

Carried Unanimously**11.8 Rainwater Tank Pilot Study Project Update**
Report Reference GC230912R11.8**Moved Councillor Veliskou****Seconded Councillor Crossland**

That Council:

1. Notes the progress of the Rainwater Tank Pilot Study.
2. Concludes the Rainwater Tank Pilot Study.

3. Endorses Option 3 recommended by the Steering Group to retrospectively install infiltration devices into the streets within the Frederick Street, Glengowrie catchment.
4. Receives a further report once the grant is fully acquitted that details the outcomes of the case study.

Carried Unanimously

11.9 Hallett Cove Seaside Pool - Community Consultation Outcomes

Report Reference GC230912R11.9

Moved Councillor Crossland

Seconded Councillor Luscombe

That Council:

1. Notes the Hallett Cove Seaside Pool Community Consultation results.

8.05pm Councillor Taylor left the meeting

Carried Unanimously

11.10 Edwardstown Community Battery - Community Engagement Feedback

Report Reference GC230912R11.10

8.07pm Councillor Singh left the meeting and did not return

8.07pm Councillor Taylor re-entered the meeting

Moved Councillor Masika

Seconded Councillor Hoffmann

That Council:

1. Subject to a variation of the existing lease to Marion City Band being agreed and executed, authorises the granting of a ground lease to the Government of South Australia for a term of 15 years at \$1 per annum (peppercorn rent) for the purpose of a community battery over a portion of 48 Dumbarton Avenue, Edwardstown, Certificate of Title - Volume 5869 Folio 35.
2. Authorises the execution of the lease agreement either through signature under delegation, or the Mayor and Chief Executive Officer attesting to the affixation of the Common Seal of the Corporation of the City of Marion to the agreement.

Carried Unanimously

11.11 Draft Asset Management Strategy 2023 - 2033 Endorsement for Community Consultation

Report Reference GC230912R11.11

Moved Councillor Mates

Seconded Councillor Prior

That Council:

1. Endorses the Draft Asset Management Strategy 2023 - 2033 (Attachment 1) proceeds to community consultation.

2. Endorses the Community Engagement Plan (Attachment 2).
3. Notes a further report will be presented to Council on 28 November 2023 with community consultation feedback.

Carried Unanimously

11.12 CEO Remuneration - Submission to the South Australian Remuneration Tribunal
Report Reference GC230912R11.12

Moved Councillor Hoffmann

Seconded Councillor Naismith

That Council:

1. Endorse the draft submission to the Remuneration Tribunal of South Australia requesting the Tribunal create salary bands for local government CEOs that are more reflective of the factors listed within the relevant Determination's accompanying report.

Carried Unanimously

11.13 Request to Fly the Armenian National Flag for Armenian Independence Day
Report Reference GC230912R11.13

This item is withdrawn as the request was retracted.

11.14 Soft Plastic Recycling - Submission to Parliament SA
Report Reference GC230904R11.14

Moved Councillor Luscombe

Seconded Councillor Telfer

That Council:

1. Endorses the draft submission to the Select Committee of the SA Legislative Council on "recycling of soft plastics and other recyclable material" (Attachment 2), subject to any amendments made in the meeting, noting that the Environment Committee has provided feedback on the submission.

Carried Unanimously

The Mayor sought and was granted leave of the meeting to vary the order of the agenda and consider the following Corporate Reports for Information / Noting next on the agenda:

- Questions Taken on Notice Register
- Digital Transformation Project - Close out Report
- SRWRA Board Meeting 21 August 2023 - Constituent Council Information Report

13 Corporate Reports for Information/Noting**Moved Councillor Prior****Seconded Councillor Telfer**

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

- Questions Taken on Notice Register
- Digital Transformation Project - Close out Report
- SRWRA Board Meeting 21 August 2023 - Constituent Council Information Report

Carried Unanimously**13.1 Questions Taken on Notice Register**
Report Reference GC230912R13.1**Moved Councillor Prior****Seconded Councillor Telfer**

That Council:

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

Carried Unanimously**13.2 Digital Transformation Project – Close Out Report**
Report Reference GC230912R13.2**Moved Councillor Prior****Seconded Councillor Telfer**

That Council:

1. Note that except for Unified Communications, Information Services has now finished the phase of the project related to the Digital Transformation Program (DTP) with these projects moving into BAU.
2. Note that Information Services is now focused on the development of the Information Services Plan and several key business-related IT projects.

Carried Unanimously**13.3 SRWRA Board Meeting 21 August 2023 - Constituent Council Information Report**
Report Reference GC230912R12.5**Moved Councillor Prior****Seconded Councillor Telfer**

That Council:

1. Notes the Constituent Council Information Report from SRWRA Board Meeting, 21 August 2023.

Carried Unanimously

12 Confidential Items**12.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 15 August 2023**
Report Reference GC230912F12.1**Moved Councillor Veliskou****Seconded Councillor Telfer**

That Council:

1. Receives and notes the confidential minutes of the Finance, Risk and Audit Committee meeting held on 15 August 2023.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.

Carried Unanimously**Moved Councillor Telfer****Seconded Councillor Prior**

That the following cover reports to move into confidence be moved en bloc:

- Cover Report - Warradale Park Tennis Club Upgrade
- Cover Report - Marion Golf Course Project

Carried Unanimously**12.2 Cover Report - Warradale Park Tennis Club Upgrade**
Report Reference GC230912F12.2**Moved Councillor Telfer****Seconded Councillor Prior**

That 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: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Chief Financial Officer, Manager Office of the Chief Executive, Unit Manager Governance and Council Support, Governance Officer, Manager City Property, Unit Manager Property Strategy & Delivery, Senior Project Manager and Sports & Community Facilities Planner be excluded from the meeting as the Council receives and considers information relating to Warradale Park Tennis Club Upgrade, 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 including financial figures and concept designs.

Carried Unanimously

8.23pm the meeting went into confidence

Moved Councillor Crossland**Seconded Councillor Veliskou**

That formal meetings procedures be suspended to discuss the item

Carried Unanimously

8.51pm formal meeting procedures suspended

9.09pm formal meeting procedures resumed

Moved Councillor Prior

Seconded Councillor Taylor

That Council:

1. Notes Council's existing financial commitment of \$ [REDACTED] towards the upgrade of the Warradale Park Tennis Club.
2. Notes receiving grant funding totaling \$ [REDACTED] from the Office for Recreation, Sport, and Racing towards the upgrade of the Warradale Park Tennis Club.
3. Notes receiving written confirmation that Council's application seeking \$ [REDACTED] towards the upgrade of the Warradale Park Tennis Club through the Federal Government's Investing in Our Communities Program has been approved.
4. Approves Option 2 (Refurbish the ground floor and partially enclose a new function room on the upper level with an outdoor viewing area.) for the upgrade of the Warradale Park Tennis Club to progress to detailed design.
5. Approves an additional allocation of \$ [REDACTED] to be budgeted in the 2024/25 financial year.
6. Approves Solution 3: (Do not provide a publicly accessible toilet in Warradale Park Reserve or in the clubroom) as the preferred planning option for a public toilet for the Warradale Park Tennis Club as part of this project.
7. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that any financial information contained within the report, minutes and appendices, relating to the item Warradale Park Tennis Club 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 2023.

Carried Unanimously

9.10pm the meeting came out of confidence

12.3 Cover Report - Marion Golf Course Project

Report Reference GC230912F12.3

Moved Councillor Telfer

Seconded Councillor Prior

That 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: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Chief Financial Officer, Manager Office of the Chief Executive, Unit Manager Governance and Council Support, Governance Officer, Manager City Property Senior Project Manager and Unit Manager Property Strategy & Delivery be excluded from the meeting as the Council receives and considers

information relating to Marion Golf Park Project, 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 including financial figures and concept designs.

Carried Unanimously

9.10pm the meeting went into confidence

Moved Councillor Crossland

Seconded Councillor Luscombe

That Council:

1. Notes that funding of \$ [REDACTED] was endorsed for the construction of a new clubhouse, car park and landscaping (Stage 1) at the Marion Golf Park at the 23 August 2022 General Council meeting.
2. Endorses the total project budget increasing from \$ [REDACTED] to \$ [REDACTED] requiring an additional funding allocation of \$ [REDACTED] in the 2024/25 budget for the Marion Golf Park Stage 1 works.
3. Authorises staff to release the construction tender for the Marion Golf Park redevelopment.
4. Authorises the Chief Executive Officer to award a construction contract to the preferred contractor on the basis that the Construction Contract price is no more than [REDACTED]% over \$ [REDACTED] being the total project cost less professional fees and allowances, design contingency, construction contingency, and marketing costs.
5. Allocate additional funding of up to [REDACTED]% \$ [REDACTED] over the revised budget of \$ [REDACTED] should the funding be required to enable the Chief Executive Officer to award the construction contract.
6. Notes the terms of the \$ [REDACTED] federal grant received in 2019 towards an upgrade of the Marion Golf Park have been varied to allow for the grant to be acquitted upon the completion of the detailed design works, and the timeline to complete the design works has been extended to 30 October 2023.
7. Endorses the Marion Golf Park to be renamed 'Seacliff Golf Course'.
8. Notes that a future report will be provided to Council to discuss Stage 2 options.
9. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that any financial information contained within the report, minutes and appendices, relating to the item Marion Golf Course Project 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 2023.

Carried Unanimously

9.22pm the meeting came out of confidence

14 Workshop / Presentation Items - Nil

15 Questions With Notice - Nil

16 Motions Without Notice - Nil

17 Questions Without Notice - Nil

18 Other Business

19 Meeting Closure

The meeting was declared closed at 9.22pm

CONFIRMED THIS 24 DAY OF OCTOBER 2023

CHAIRPERSON