



**MINUTES OF THE SGC200427 - SPECIAL GENERAL COUNCIL
MEETING**

Monday, 27 April 2020 at 06:30 PM



PRESENT : (Via electronic means)

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 - Maggie Duncan, Councillor - Matthew Shilling, Councillor - Joseph Masika, Councillor - Sasha Mason

DATE :

Monday, 27 April, 2020 | Time 6.30

VENUE : Virtual Meeting Room - Zoom

In Attendance: (Via electronic means)

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
Unit Manager Governance & Council Support – Jaimie Thwaites

OPEN MEETING

The Mayor opened the meeting at 06:34 PM

KAURNA ACKNOWLEDGEMENT

We acknowledge the Kurna 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 video of this General Council meeting will be live streamed on the City of Marion website. Following the meeting the recorded audio will be made available on the 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.

CORPORATE REPORTS FOR DECISION

COVID-19 - Code of Practice - Access to Council Meetings and Documents

Report Reference SGC200427R01

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

That Council:

1. Adopts the Code of Practice - Access to Meetings and Documents as attached as Attachment 2 to this report.

Carried Unanimously

COVID-19 - Code of Practice - Procedures at Council Meetings

Report Reference SGC200427R02

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

That Council:

1. Adopts the Code of Practice - Procedures at Council Meetings as attached as Attachment 1 to this report with the following amendments:
 - Item 1.7 "Visual or Audio Recordings" to be removed
 - Item 20 be titled "Disruptive Behaviour by Members of the Public"
 - Item 21 be titled "Dealings with Members of the Public Disruptive Behaviours"

Carried Unanimously

6.40pm Councillor - Jason Veliskou entered the meeting

6.46pm Councillor - Nathan Prior entered the meeting

6.50pm Councillor - Luke Hutchinson left the meeting

6.53pm Councillor - Luke Hutchinson re-entered the meeting

6.55pm Councillor –Tim Gard left the meeting

6.56pm Councillor – Tim Gard re-entered the meeting

COVID-19 - Informal Gatherings Policy

Report Reference SGC200427R03

Moved Councillor - Ian Crossland Seconded Councillor - Jason Veliskou

That Council:

1. Adopts the Informal Gatherings Policy as attached as Attachment 1 to this report.

Carried Unanimously

ORDER OF AGENDA ITEMS

The Chair sought and was granted leave of the meeting to vary the order of the agenda to bring forward the following item:

- Confirmation of Confidential Minutes of the Infrastructure and Strategy Committee Meeting held on 7 April 2020 (Report Reference: SGC200427F02)

Confirmation of Confidential Minutes of the Infrastructure and Strategy Committee Meeting held on 7 April 2020

Report Reference SGC200427F02

7.07pm Councillor Telfer entered the meeting

Moved Councillor - Raelene Telfer Seconded Councillor - Bruce Hull

That Council:

1. Receives and notes the Confidential Minutes of the Infrastructure and Strategy Committee meeting held on 7 April 2020.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Infrastructure and Strategy Committee.

Carried Unanimously

CONFIDENTIAL ITEMS

Confirmation of Confidential Minutes of the Special Review and Selection Committee meetings held on 24 March 2020 and 30 March 2020

Report Reference SGC200427F01

Moved Councillor - Bruce Hull Seconded Councillor - Ian Crossland

1. That pursuant to Section 90(2) and 90(3)(a) of the *Local Government Act 1999*, Council orders that all persons present with the exception of the following persons: Adrian Skull, Iliia Houridis, Sorana Dinmore, Warwick Deller-Coombs, Craig Clarke, Jaimie Thwaites and Kate McKenzie, be excluded from the meeting as Council receives and considers information relating to the Confidential Minutes of the Special Review and Selection Committee Meetings held on 24 March 2020 and 30 March 2020 upon the basis that the Committee 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 the personal affairs of any persons.

Carried Unanimously

7.20pm the meeting went into confidence

Moved Councillor – Raelene Telfer Seconded Councillor – Tim Gard

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report, the attachments to this report and the minutes arising, 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 all candidates have been notified of the decision. The items be released with the names of the unsuccessful candidates redacted.

Carried Unanimously

7.32pm the meeting came out of confidence

Review and Selection Committee - Appointment of Independent Council Assessment Panel (CAP) Members

Report Reference SGC200427F03

Moved Councillor - Matthew Shilling Seconded Councillor - Nathan Prior

1. That pursuant to Section 90(2) and 90(3)(a) of the *Local Government Act 1999*, the Review and Selection Committee orders that all persons present with the exception of the following persons: Adrian Skull, Iliia Houridis, Tony Lines, Sorana Dinmore, Steph Roberts, Warwick Deller-Coombs, Craig Clarke, Jaimie Thwaites and Kate McKenzie, be excluded from the meeting as the Committee receives and considers information relating to the Appointment of Independent Council Assessment Panel Members upon the basis that the Committee 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 the personal affairs of any persons.

Carried Unanimously

7.33pm the meeting went into confidence

Moved Councillor - Joseph Masika Seconded Councillor - Tim Gard

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report and any 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

Carried Unanimously

8.00pm the meeting came out of confidence

Marion Golf Course Expression of Interest

Report Reference SGC200427F04

Moved Councillor - Matthew Shilling Seconded Councillor - Ian Crossland

1. That pursuant to Section 90(2) 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, Thuyen Vi-Alternetti, James O'Hanlon and Jaimie Thwaites, be excluded from the meeting as the Council receives and considers information relating to Marion Golf Course Expression of Interest, 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

8.00 pm the meeting went into confidence

Moved Councillor - Ian Crossland Seconded Councillor - Maggie Duncan

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report, the attachments and minutes arising from this report, having been considered in confidence under Section 90 (2) and (3)(d) (i) and (ii) 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

8.17pm the meeting came out of confidence

Edwardstown Soldiers Memorial Recreation Ground Request for Proposals for Management Services

Report Reference SGC200427F05

Moved Councillor - Joseph Masika **Seconded** Councillor - Raelene Telfer

1. That pursuant to Section 90(2) 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, Thuyen Vi-Alternetti, James O'Hanlon, Sean O'Brien and Jaimie Thwaites, 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

8.19 pm the meeting went into confidence

Moved Councillor - Bruce Hull **Seconded** Councillor - Sasha Mason

That Council:

1. Notes the report.

Carried Unanimously

Moved Councillor - Joseph Masika **Seconded** Councillor - Sasha Mason

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report having been considered in confidence under Section 90 (2) and (3)(d) (i) and (ii) 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

8.24pm the meeting came out of confidence

SRWRA Information Report (Confidential) - Board Meeting 3 February 2020

Report Reference SGC200427F06

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

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 and Jaimie Thwaites be excluded from the meeting as the Council receives and considers information relating to SRWRA Information Report (Confidential) - Board Meeting 3 February 2020 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

8.29 pm the meeting went into confidence

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

1. Notes the Southern Region Waste Resource Authority Constituent Council Information Report - Confidential attached as Attachment 1 to this report.

Carried Unanimously

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

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report and the attachments to this report, having been considered in confidence under Section 90 (2) and (3)(b) (i) and (ii) and (3)(d) (i) and (ii) 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

8.34pm the meeting came out of confidence

Disclosure Incident

Report Reference GC200428F07

Moved Councillor - Maggie Duncan **Seconded** Councillor - Ian Crossland

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, Iliia Houridis, Tony Lines, Kate McKenzie, Akos Szonyi, Craig Clarke and Jaimie Thwaites, be excluded from the meeting as the Council receives and considers legal advice relating to a disclosure incident, on 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.

Carried

8.35pm the meeting went into confidence

8.36pm Councillor – Jason Veliskou left the meeting

8.36pm Mayor – Kris Hanna and Councillor- Luke Hutchinson left the meeting and did not return

In the absence of the Mayor, Deputy Mayor - Matthew Shilling resumed the Chair

Moved Councillor- Bruce Hull Seconded Councillor- Maggie Duncan

That formal meeting procedures be suspended in order to allow discussion on the item.

Carried Unanimously

8.40pm formal meeting procedures were suspended

9.03pm formal meeting procedures were resumed

Moved Councillor - Ian Crossland **Seconded** Councillor - Sasha Mason

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report, the attachments to this report and the minutes arising, 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

9.10pm the meeting came out of confidence

9.10pm Councillor Veliskou re-entered the meeting

CORPORATE REPORTS FOR INFORMATION/NOTING - Nil

OTHER BUSINESS - Nil

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 9.11 PM

CONFIRMED THIS 12 DAY OF MAY 2020

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CHAIRPERSON