

**MINUTES OF THE GENERAL COUNCIL MEETING
HELD AT ADMINISTRATION CENTRE
245 STURT ROAD, STURT
ON TUESDAY 24 SEPTEMBER 2013**



PRESENT

Her Worship the Mayor Felicity-ann Lewis

Councillors

Coastal Ward

David Speirs
Cheryl Connor

Mullawirra Ward

Jason Veliskou
Jerome Appleby

Southern Hills

Frank Verrall
Kathleen Allen

Warracowie Ward

Carolyn Habib
Bruce Hull

Warriparinga Ward

Carol Bouwens
Luke Hutchinson

Woodlands Ward

Tim Pfeiffer
Alice Campbell from 7.08pm

In Attendance

Mr Mark Searle
Mr Colin Heath
Ms Kathy Jarrett
Mr Heather Montgomerie
Ms Deborah Horton
Ms Jaimie Thwaites
Ms Cherie O'Neill

Chief Executive Officer
A/Director
Director
Director
A/Manager Governance
Unit Manager, Council Support
A/Governance Officer

COMMENCEMENT

The meeting commenced at 7.00pm.

KAURNA ACKNOWLEDGEMENT

We would like to begin by acknowledging the Kaurna people, the traditional custodians of this land.

MEMBERS DECLARATION OF INTEREST

The Chair asked if any Member wished to disclose an interest in relation to any item being considered at the meeting.

- A member identified a conflict of interest which has been recorded in the minutes at the relevant agenda item for reference.

CONFIRMATION OF MINUTES

Moved Councillor Allen, Seconded Councillor Connor that the minutes of the General Council meeting held on 10 September 2013 be taken as read and confirmed.

Carried Unanimously

COMMUNICATION - HER WORSHIP THE MAYOR

Report on Mayoral Activities September 2013

File No: 9.33.3.1

Her Worship the Mayor, Felicity-ann Lewis submitted a report on meetings and functions attended by herself and Mr Lewis during August/September 2013.

Moved Councillor Bouwens, Seconded Councillor Connor that the report by the Mayor be received.

Carried Unanimously

COMMUNICATION – DEPUTY MAYOR

Report on Deputy Mayoral Activities for September 2013

File No: 9.33.3.25

Deputy Mayor David Speirs submitted a report on meetings and functions attended by himself during August/September 2013.

Moved Councillor Bouwens, Seconded Councillor Connor that the report by the Deputy Mayor be received.

Carried Unanimously

COMMUNICATION – ELECTED MEMBERS

Councillor Cheryl Connor

File No: 9.33.3.11

Nil

Councillor Jerome Appleby

File No: 9.33.3.20

Nil

Councillor Jason Veliskou

File No: 9.33.3.17

Nil

Councillor Kathleen Allen
File No: 9.33.3. 26

Nil

Councillor Frank Verrall
File No: 9.33.3.16

Nil

Councillor Carolyn Habib
File No: 9.33.3.23

Nil

Councillor Bruce Hull
File No: 9.33.3.27

Nil

Councillor Carol Bouwens
File No: 9.33.3.3

29.8.13	Clovelly Community Centre meeting and AGM
3.9.13	Meeting with Sunrise School and Planning Staff
	Meeting with staff and resident in relation to Mitchell Park Station
	Audit Committee selection panel
4.9.13	Friends of the Library AGM
5.9.13	Mitchell Park N/Centre mural unveiling
5.9.13	Planning forum
16.9.12	Community forum
18.9.13	Historical Society
20.9.13	Audit committee selection panel interviews
20.9.13	Mitchell Park Sports Club meeting and AGM
23.9.13	Agenda meeting
23.9.13	SRWRA AGM

Councillor Luke Hutchinson
File No: 9.33.3.24

Nil

Councillor Alice Campbell
File No: 9.33.3.21

Nil

Councillor Tim Pfeiffer
File No: 9.33.3.22

Nil

DEPUTATIONS

Nil

PETITIONS

Nil

MATTERS LYING ON THE TABLE

Nil

EXTERNAL /COMMUNITY COMMITTEES UPDATES

Nil

COMMITTEE RECOMMENDATIONS

Nil

WORKSHOP / PRESENTATION ITEM

Nil

CORPORATE REPORTS FOR DECISION

7.08pm Councillor Campbell entered the meeting

Hallett Cove Library Community and Enterprise Centre – Naming Report Reference: GC240913R01

Moved Councillor Veliskou, Seconded Councillor Speirs that formal meeting procedures be suspended for a period of 10 minutes to allow for discussion on the naming of the Hallett Cove Library Community and Enterprise Centre and associated facilities.

Carried

7.09pm Formal meeting procedures suspended

7.19pm Formal meeting procedures resumed

Moved Councillor Connor, Seconded Councillor Speirs that:

1. Council resolves to name the overall facility as Cove Civic Centre.

Carried

Moved Councillor Connor, Seconded Councillor Speirs that:

2. Council resolves to name the forecourt plaza as Cove Corso.

Carried

Councillor Appleby called for a division:

Those For: Councillors Pfeiffer, Campbell, Bouwens, Speirs and Connor

Those Against: Councillors Hutchinson, Hull, Habib, Verrall, Allen, Veliskou and Appleby

Lost

Moved Councillor Veliskou, Seconded Councillor Allen that:

3. Council resolves to name the forecourt plaza as Cove Piazza.

The motion was withdrawn

Moved Councillor Veliskou that:

4. Council resolves to name the hall areas as John Hallett Hall, Tate Hall, Tjilburki Hall and Connor Hall.

Lapsed for want of a seconder

Moved Councillor Bouwens, Seconded Councillor Hutchinson that:

5. All entrants in the community naming competition be invited to the opening ceremony.
6. the history of the Centre's development and acknowledgement of the various contributors over the years be included in the building in a suitable manner.

Carried Unanimously

Strategic Directions Committee – Appointment of Presiding and Deputy Presiding Members for 2014

Report Reference: GC240913R02

7.45pm Councillor Bouwens left the meeting

7.48pm Councillor Bouwens re-entered the meeting

Moved Councillor Bouwens, Seconded Councillor Habib that Council appoints Councillor Pfeiffer as the Presiding Member and Councillor Veliskou as the Deputy Presiding Member of the Strategic Directions Committee for meetings held during 2014.

Carried Unanimously

Active Elders Association Inc. - Community Facilities Partnership Program Application and Building Extensions and Upgrade

Report Reference: GC240913R03

Moved Councillor Campbell, Seconded Councillor Pfeiffer that:

1. Council approve a further grant from the Community Facilities Partnership Program of \$93,500 to complete the hall extension and the kitchen extension and upgrade.
2. Policy and processes for the Community Facilities Partnership Program (CFPP) be amended to ensure robust processes for establishing the scope of works and quotes for projects seeking funding through the CFPP. That a report be considered outlining the learnings from the review together with details of recommended changes to policies and processes by the end of November 2013.

8.09pm Councillor Habib left and re-entered the meeting

Regulation 29

Councillor Connor called a breach of Regulation 29 on the basis that Councillor Hull's comments were disrespectful and discriminatory to another Elected Member.

The Chair invoked Regulation 29 of the Local Government (Procedures at Meeting) Regulation 2000, on the basis that Councillor Hull had disrupted the meeting by displaying disrespectful and discriminatory behaviour and requested that Councillor Hull provide a personal explanation to the meeting.

Councillor Hull provided a personal explanation to the meeting regarding his behaviour and commented that he was stating matters of fact and not being disrespectful.

8.15pm Councillor Hull left the meeting

8.16pm Councillor Appleby left the meeting

8.17pm Councillor Bouwens left and re-entered the meeting

Moved Councillor Veliskou, Seconded Councillor Campbell that Councillor Hull be advised that his comments were not needed and unhelpful. Councillor Hull be requested to apologise to the meeting for his behaviour and withdraw his comments and not make comments of this nature in the future. Following this no further action be taken.

The vote was tied
The Mayor had the casting vote and voted for the motion
Carried

8.33pm Councillor Hutchinson left and re-entered the meeting
8.33pm Councillor Appleby re-entered the meeting
8.33pm Councillor Hull re-entered the meeting
8.34pm Councillor Allen left the meeting
8.35pm Councillor Speirs left the meeting

The original motion was **Carried**

8.47pm Councillor Habib left the meeting
8.48pm Councillor Campbell left the meeting

Small Business Support Strategy
Report Reference: GC240913R04

8.51pm Councillor Habib re-entered the meeting

Moved Councillor Pfeiffer, Seconded Councillor Hutchinson that Council adopt the Small Business Support Strategy attached as the Appendix to this report (GC240913R04) including the establishment of a business advisory service, noting the allocation of \$40,000 is available from existing budgets for this purpose.

8.56pm Councillor Campbell re-entered the meeting

Carried Unanimously

Marion Sports & Community Club Draft Master Plan
Report Reference: GC240913R05

Moved Councillor Bouwens, Seconded Councillor Hutchinson that:

1. Council endorse the Marion Sports & Community Club Draft Master Plan for the purpose of public consultation.
2. The outcomes of the public consultation be presented to Council by November 2013.

Carried

Councillor Hull called for a division:

Those For: Councillors Pfeiffer, Campbell, Hutchinson, Bouwens, Hull, Habib, Veliskou and Connor
Those Against: Councillors Verrall and Appleby

Carried

Long Term Financial Plan (LTFP) 2013/14 – 2022/23
Report Reference: GC240913R06

9.03pm Councillor Hutchinson left the meeting and did not return

Councillor Hutchinson declared a conflict of interest regarding item *Long-term Financial Plan* (report reference GC240913R06) due to his interest in property on Glandore Laneways.

9.03pm Councillor Campbell left the meeting

9.04pm Councillor Campbell re-entered the meeting

Moved Councillor Pfeiffer, Seconded Councillor Campbell that Council:

1. Adopt the Long Term Financial Plan for 2013/14 – 2022/23.
2. Endorses the inclusion of funding of \$285,656 into the LTFP for the final stage of the Glandore Laneways project.

Amendment:

Moved Habib, Seconded Appleby that Council adopt the LTFP for 2013/14 - 2022/23 with the exclusion of the Glandore Laneways project.

Moved Cr Bouwens, Seconded Connor that the motion be put.

Carried

The motion was put and was **Lost**

The original motion was **Carried**

Councillor Appleby called for a division:

Those For: Councillors Pfeiffer, Campbell, Bouwens, Hull, Veliskou and Connor

Those Against: Councillors Habib, Verrall and Appleby

Carried

CORPORATE REPORTS FOR INFORMATION / NOTING

Nil

PERFORMANCE REPORTS

Finance Report - August 2013

Report Reference: GC240913R12

Moved Councillor Bouwens, Seconded Councillor Habib that Council receive the report "Finance Report – August 2013".

Carried Unanimously

Strategic Activities as at 24 September 2013
Report Reference: GC240913R13

Moved Councillor Bouwens, Seconded Councillor Habib that the Strategic Activities as at 24 September 2013 undertaken by the CEO and the Directors, be noted.

Carried Unanimously

MATTERS RAISED BY MEMBERS

Questions with Notice

Signatures Café Turnover and Net Costs
Ref No: GC240913Q01

QUESTION: Councillor Verrall

That Administration advise the annual Turnover and Net Cost figures for Signatures Cafe for each financial year from 2006/07 through to 2012/13 inclusive.

COMMENTS: Vincent Mifsud, Director

The annual Turnover (Income) and Net Cost (Loss) figures for Signatures Cafe for each financial year from 2006/07 through to 2012/13 inclusive are detailed in the following table:-

Signatures Café Operating Income and Net Cost (Loss)								
	2006	2007	2008	2009	2010	2011	2012	2013
	Actual	Actual	Actual	Actual	Actual	Actual	Actual	Actual
Income	217,902	245,879	260,777	280,552	268,382	290,817	286,586	296,218
Net Cost (Loss)	- 68,265	- 86,368	-111,079	-137,711	-101,897	-103,930	-154,332	-159,483

City Limits Delivery
Ref No: GC240913Q02

QUESTION: Councillor Verrall

Confirm the number of properties in Seaview Downs and Seacliff Park in the Marion Council area, and compare this to the number of properties on the delivery list for City Limits in the same area.

Additionally, confirm the distribution dates for the last four editions of City Limits in the same area, and the number of copies of the magazine that were delivered.

COMMENTS: Craig Clarke, Unit Manager Communications

Rates information shows a total of 1,557 properties in the Marion Council suburbs of Seaview Downs and Seacliff Park.

The distributors confirmed they allocate 1,609 copies for distribution in this area, and calculate numbers from data supplied by Australia Post. This number includes an allowance for spare copies. This figure has remained consistent for the last four (4) editions.

The distribution dates for the last four editions of City Limits in this area were: 27 August and 12 March, 2013 and 15 December and 8 September 2012.

Motions with Notice

Entry Statements

Ref No: GC240913M01

Moved Councillor Connor, Seconded Councillor Hull that a report be prepared and presented to council by December 2013, identifying the costs and opportunities of developing entry statements for the City of Marion at large and specific suburbs where appropriate and referring any plans to the 2013/14 (and/or future) budget process.

Carried Unanimously

City of Marion Laneways

Ref No: GC240913M02

Moved Councillor Habib, Seconded Councillor Bouwens that Council receive a report in December 2013 exploring ways in which biophilia can be incorporated into the design of laneways, using community garden features such as trees, flowers, vegetable and herb gardens, and water sensitive urban design, to create community-friendly side streets which add value to the area and the Marion community.

Moved Councillor Appleby, Seconded Councillor Verrall that the motion be put.

Carried

The motion was put and was **Carried**

Councillor Bouwens called for a division:

Those For: Councillors Pfeiffer, Campbell, Bouwens, Hull, Habib, Appleby and Connor

Those Against: Councillors Verrall and Veliskou

Carried

LATE ITEM

Appointment of Independent Member to Council's Audit Committee

Report Reference: GC240913R09

Moved Councillor Habib, Seconded Councillor Verrall that council appoint Mr Greg Connor as independent member of the City of Marion Audit Committee from 29 November 2013 until November 2016.

Carried Unanimously

Questions without Notice

Nil

Motions without Notice

Nil

CONFIDENTIAL ITEMS

Confirmation of Minutes of CEO Review Committee Meeting held 17 September 2013 Reference No: GC240913F02

Moved Councillor Habib, Seconded Councillor Appleby 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 Mark Searle, Chief Executive Officer and Kathy Jarrett, Director be excluded from the meeting as the Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report relating to the setting of the Chief Executive Officer's performance & remuneration review for the 2012-2013 period.

Carried Unanimously

9.43pm meeting went into confidence
9.50pm the meeting came out of confidence

How We Work Together - Matter for Council Consideration Ref No: GC240913F01

Moved Councillor Veliskou, Seconded Councillor Habib that pursuant to Section 90(2) and (3)(a), (g) and (h) of the Local Government Act 1999 the Council orders that all persons present, with the exception of Mark Searle, CEO, Heather Montgomerie, Director, Colin Heath, A/Director, Kathy Jarrett, Director, Deborah Horton, A/Manager, Governance, Jaimie Thwaites, Unit Manager Council Support, Cherie O'Neill, A/Governance Officer and Craig Clarke, Unit Manager Communications be excluded from the meeting as the Council receives and considers a report in relation to a matter in association with Council's How We Work Together Policy 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 the receipt / discussion / consideration of the matter confidential as disclosure of the information would involve the unreasonable disclosure of information concerning the personal affairs of a person and matters that must be considered in confidence in order to ensure that the council does not breach any legal obligation or duty.

Carried

9.51pm the meeting went into confidence

9.51pm Councillor Verrall re-entered the meeting

9.52pm Councillor Hull left the meeting

10.00pm Councillor Campbell left the meeting

Meeting Extension

Moved Councillor Bouwens, Seconded Councillor Connor meeting extended for a period of five (5) minutes.

Carried Unanimously

10.03pm meeting extended

10.03pm Councillor Campbell re-entered the meeting

10.11pm the meeting came out of confidence

CLOSURE - Meeting Declared Closed at 10.11pm.

CONFIRMED THIS 8 OCTOBER 2013

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CHAIRPERSON