

## NOTICE OF MEETING

Notice is hereby given that an ordinary meeting of Council will be held in the

**Council Chamber – Glenelg Town Hall  
Moseley Square, Glenelg**

**Tuesday 14 March 2023 at 7.00pm**



Roberto Bria  
CHIEF EXECUTIVE OFFICER

## Ordinary Council Meeting Agenda

### 1. OPENING

*The Mayor will declare the meeting open at 7:00pm.*

### 2. KAURNA ACKNOWLEDGEMENT

*We acknowledge Kurna people as the traditional owners and custodians of this land.*

*We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kurna People today.*

### 3. SERVICE TO COUNTRY ACKNOWLEDGEMENT

*The City of Holdfast Bay would like to acknowledge all personnel who have served in the Australian forces and services, including volunteers, for our country.*

### 4. PRAYER

*Heavenly Father, we pray for your presence and guidance at our Council Meeting. Grant us your wisdom and protect our integrity as we carry out the powers and responsibilities entrusted to us on behalf of the community that we serve.*

### 5. APOLOGIES

5.1 Apologies Received

5.2 Absent

### 6. ITEMS PRESENTED TO COUNCIL

### 7. DECLARATION OF INTEREST

*If a Council Member has an interest (within the terms of the Local Government Act 1999) in a matter before the Council they are asked to disclose the interest to the Council and provide full and accurate details of the relevant interest. Members are reminded to declare their interest before each item.*

### 8. CONFIRMATION OF MINUTES

**That the minutes of the Ordinary Meeting of Council held on 28 February 2023 be taken as read and confirmed.**

### 9. PUBLIC PRESENTATIONS

9.1 Petitions - Nil

9.2 Presentations - Nil

9.3 Deputations – Nil

**10. QUESTIONS BY MEMBERS****10.1 Without Notice****10.2 On Notice**

10.2.1 City of Holdfast Bay By-Laws – Councillor Lindop  
(Report No: 73/22)

**11. MEMBER'S ACTIVITY REPORTS**

11.1 Members' Activity Report – Deputy Mayor Clare Lindop – 22 November 2022 – 28 February 2023 (Report No: 71/22)

**12. MOTIONS ON NOTICE**

- 12.1 GAROC Meeting – Nationwide House Energy Rating Scheme – Mayor Wilson (Report No: 61/23)
- 12.2 Ferris Wheel Permit Extension – Councillor Abley (Report No: 86/23)
- 12.3 Tree Protection – Councillor Abley (Report No: 89/23)
- 12.4 Pedestrian Safety and Traffic Calming Measures – Councillor Smedley (Report No: 58/23)
- 12.5 Koala Crossing King George Avenue, Hove – Councillor Fleming (Report No: 88/23)
- 12.6 Motion on Notice – Order of Australia Nomination – Councillor Lindop (Report No: 85/23) Refer to Item 18.1 under Items in Confidence.

**13. ADJOURNED MATTERS - Nil****14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES**

- 14.1 Minutes – Alwyndor Management Committee – 15 December 2022 (Report No: 78/23)
- 14.2 Minutes – Jetty Road Mainstreet Committee – 1 March 2023 (Report No: 74/23)
- 14.3 Minutes – Executive Committee – 28 February 2023 (Report No: 80/23)

**15. REPORTS BY OFFICERS**

- 15.1 Items in Brief (Report No: 84/23)
- 15.2 Public Toilets, Patawalonga Lake (Report No: 79/23)
- 15.3 Australian Local Government Association - National General Assembly (Report No: 83/23)
- 15.4 Significant Tree Removal (Report No: 53/23)

**16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS**

*Presented for the information of Members is a listing of resolutions subject to formal resolutions, for Council and all Standing Committees, to adjourn or lay on the table items of Council business, for the current term of Council.*

**17. URGENT BUSINESS – Subject to the Leave of the Meeting**



**18. CONFIDENTIAL****18.1 Motion on Notice – Order of Australia Nomination – Councillor Lindop (Report No: 85/23)**

Pursuant to Section 83(5) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- a. information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons (living or dead).**
- o. information relating to a proposed award recipient before the presentation of the award.**

**18.2 Commercial Licence Extension (Report No: 72/23)**

Pursuant to Section 83(5) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- d. commercial information of a confidential nature (not being a trade secret) 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.**

**18.3 Jetty Road Mainstreet Committee Nominations (Report No: 87/23)**

Pursuant to Section 83(5) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- a. information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons (living or dead).**

**19. CLOSURE**

**ROBERTO BRIA**  
**CHIEF EXECUTIVE OFFICER**

Item No: 10.2.1

Subject: **QUESTION ON NOTICE – CITY OF HOLDFAST BAY BY-LAWS –  
COUNCILLOR LINDOP**

Date: 14 March 2023

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## **QUESTION**

Councillor Lindop asked the following question:

***“Can Administration please advise how the City of Holdfast Bay By-laws are promoted so as to raise awareness within the Community?”***

## **Background**

The City of Holdfast Bay has By-laws which are designed to provide good governance of the area, and assist us to provide a convenient, safe and comfortable space for our community. Many of our residents and visitors may not be aware of the By-laws. Some examples of raising awareness could be by social media, newsletter or posters in libraries and other forms of education.

To raise awareness a suggestion could be to educate the reasons behind the By-laws, such as the City of Holdfast Bay By-law No 3 10.4 which prohibits Helium Balloons Release. Examples could be provided of the environmental impact of Helium Balloon Release and provide alternative ways to celebrate or commemorate without the use of these balloons.

## **ANSWER – Manager, Communications and Engagement**

By-laws are promoted to the community through a variety of channels including through signage, social media, letters, emails, inclusion in newsletters and Our Place magazine, and education and enforcement by Community Safety Officers.

Many By-laws are consistent across other Council areas, however some By-Laws are specific to City of Holdfast Bay and those that are issues of compliance identified by the Community Safety Team are prioritised for promotion.

Significant communication has been undertaken on By-laws that have been determined as a priority including those for dogs on leads, the hooded plover exclusion area and jetty jumping.

Communication promoting the prohibition of helium balloons releases will be undertaken in the coming weeks. Administration will continue to review By-law compliance and determine appropriate targeted communications to address areas that would benefit from increased community education.

Item No: 11.1

Subject: **MEMBERS' ACTIVITY REPORT – DEPUTY MAYOR CLARE LINDOP –  
22 NOVEMBER 2022 – 28 FEBRUARY 2023**

Date: 14 March 2023

## SUMMARY

This activity report is presented for the information of Members.

After noting the report any items of interest can be discussed, if required, with the leave of the meeting.

## RECOMMENDATION

**That the following activity report for Deputy Mayor Clare Lindop be noted.**

## REPORT

1. Deputy Mayor Clare Lindop

Date	Activity
22/11/2022	Council Workshop – Elected Member Induction Training Session
29/11/2022	Council Meeting- Swearing in and Kaurua smoking ceremonies
02/12/2022	International Day of People with Disability - Minda Christmas Fair
05/12/2022	Holdfast Bay Residents Alliance AGM – attendance 7pm-9pm
06/12/2022	9am-10am Holdfast Bay Volunteers Christmas thank you function
13/12/2022	Council Meeting – Glenelg Town Hall
21/12/2022	CEO catch up Brighton Civic Centre
28/12/2022	Proclamation Day – Old Gum Tree Reserve Glenelg
28/12/2022	Bay Sheffield – Colley Reserve Glenelg
31/12/2022	ABC phone interview with Deb Tribe
31/12/2022	Channel 7 Interview
31/12/2022	New Year's Eve – met with Marnie Lock, Cr Abley, Minister Szakacs, Chief Inspector John Henderson for walk through of New Year's Eve public safety measures. Attended fireworks
07/01/2023	5AA Phone Interview
08/01/2023	Blessing of the Waters – Greek Orthodox Celebration, Glenelg foreshore
12/01/2023	BSYC catchup with Rear Commodore
12/01/2023	Meeting with Council Administration Brighton Civic Centre
12/01/2023	Glenelg Town Hall - Bay Discovery Centre - David Archer Exhibition Launch
15/01/2023	Women's Tour Down Under 2023 Stage 1 start from Glenelg
17/01/2023	Council workshop – Elected Member 'Civic' Training, Brighton Civic Centre
19/01/2023	Brighton Sculptures 2023 Official Launch – Brighton Surf Lifesaving Club
20/01/2023	Australia Day Awards – SA Government House

Date	Activity
24/01/2023	Executive Committee Meeting – Glenelg Town Hall
24/01/2023	Pre-Council Workshop – Electric Vehicle Update – Glenelg Town Hall
24/01/2023	Council Meeting – Glenelg Town Hall
25/01/2023	Meeting with Pam Jackson, Brighton Civic Centre
26/01/2023	Australia Day Awards Ceremony, Glenelg Foreshore
31/01/2023	Council Workshop, Brighton Civic Centre
5/02/2023	Brighton Marilyn Jetty Swim
7/02/2023	Meeting with Council Administration, Brighton Civic Centre
7/02/2023	Council Workshop – Elected Member Training ‘Strategy and Finance’ Brighton Civic Centre
13/02/2023	Glenelg Jetty Road Trader Networking Event – Glenelg Bowling Club
14/02/2023	SANFLW Season Launch – Adelaide Oval
14/02/2023	Council Workshop – Tram Eol – Glenelg Town Hall
14/02/2023	Council Meeting – Glenelg Town Hall
15/02/2023	Meeting with Sarah Andrews – Ruggys Foodland, Brighton
21/02/2023	Executive Committee Meeting – Brighton Civic Centre
21/02/2023	Council Workshop – Alinea Group and Public Realm Project Updates - Brighton Civic Centre
23/02/2023	Adelaide Airport Consultative Committee Meeting – Adelaide Airport
24/02/2023	Purple Poppy Day - War Animal Day - West Croydon and Kilkenny RSL
26/02/2023	Seacliff Produce Swap – 5 <sup>th</sup> Birthday Celebration, Pocket Park Corner Wheatland Street/Kauri Parade
26/02/2023	BSYC Beach Clean Up Day and Community BBQ
26/02/2023	Dover Square Tennis Courts Official Opening
28/02/2023	Council Workshop - DIT update on projects in Holdfast Bay - Glenelg Town Hall
28/02/2023	Council Meeting – Glenelg Town Hall

Item No: 12.1

Subject: **MOTION FOR GAROC MEETING – NATIONWIDE HOUSE ENERGY RATING SCHEME – MAYOR WILSON**

Date: 14 March 2023

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## **PROPOSED MOTION**

Mayor Wilson proposed the following motion:

**That Council submit a motion to the LGA’s Annual General Meeting via GAROC, seeking that the LGA:**

- 1. Lobbies the Australian Government to further expand the Nationwide House Energy Rating Scheme (NatHERS) to ensure that all future buildings are nature positive in as short a timeframe as possible**
  - 2. Lobbies the Australian Government to ensure NatHERS is reviewed biennially**
  - 3. Lobbies State and Australian Governments to provide programs, incentives and appropriate economic supports and interventions to encourage rapid transformation of the housing market**
  - 4. Campaigns actively to achieve nature positive buildings throughout all council areas.**
- 

## **BACKGROUND**

The Nationwide House Energy Rating Scheme (NatHERS) provides energy ratings for new dwellings, with the aim of creating energy efficient, resilient and comfortable homes that cost less to run.

The current 6 Star National Standard that is part of NatHERS refers to a minimum energy efficiency standard for new homes. The standard measures the thermal comfort of a home, taking into account factors such as insulation, airtightness, orientation, and glazing. The 6 Star Standard is the minimum standard required under the National Construction Code, and homes must achieve at least a 6 Star rating to be considered compliant. A higher rating means a more energy efficient home, with lower energy bills and a more comfortable living environment.

While energy efficiency is one way to reduce greenhouse gas emissions, the term ‘nature positive’ refers to all aspects of buildings that can have positive outcomes for biodiversity and climate emissions. For example, the use of new building materials that soak up greenhouse gas emissions,



rather than produce them, in order to more quickly reduce greenhouse gas emissions. Other examples include the use of green walls or roofs to create native habitat for birds and insects, identifying opportunities for rewilding in the built environment, increasing the ratio between the building footprint and the permeable, open space around the building in which habitat can be protected or restored to provide space for threatened species and ecosystems. Even before building construction, protection works can be put in place to minimise disturbance of natural areas. All of these actions create more liveable buildings and urban spaces.

In August 2022, Federal, state and territory governments agreed to raise the minimum energy efficiency standards for new homes by updating the National Construction Code (NCC). From 1 October 2023, minimum energy efficiency requirements for new houses and apartments are increasing from the equivalent of 6 to 7 stars.

*A new Whole of Home annual energy use budget* applicable to the home's heating and cooling equipment, hot water systems, lighting, swimming pool and spa pumps, and onsite renewable energy systems will also be introduced. This is intended to help households with cost-of-living pressures, and support Australia's transition to net zero by 2050.

While these changes are welcomed, the urgency of the climate emergency is such that all haste should be made to transition to climate positive buildings. Minimum standards should therefore be increased to 10 stars, or being climate positive, as soon as possible.

While building standards have improved in many ways, in others the system is insufficient to ensure high-quality, sustainable built form. For example, very large houses made of materials with high-embodied carbon, minimal landscaping, no room for trees, no eaves and little attention to even basis solar-passive design are common in infill and knock-down-rebuild scenarios. The intentions of NatHERS and other sustainability schemes are not being fulfilled if such buildings are routinely meeting building code requirements.

NatHERS is reviewed periodically to ensure it remains relevant and reflective of the latest advancements in building technology and energy efficiency. However, the review period is not pre-determined, which can result in progress lags. To prevent this, it is recommended that the LGA lobbies for NatHERS to be reviewed biennially, to ensure regular updates keep pushing market change with the urgency needed.

It is acknowledged that the building industry and markets require time to prepare for changes to such schemes, however, the nature of the climate emergency is such that transformation, not continuous improvement, is required. It is therefore acknowledged that support for transformation from governments is necessary.

Part of the role of governments is to provide policy signals to markets to ensure public good and enable community wellbeing. There are a number of levers available to governments to achieve these ends, ranging from policy and legislation through to direct investment. It is requested that the LGA lobby both levels of government to use all levers available to them to hasten the transformation of built form to climate positive.

The LGA's policy manual acknowledges that "planning decisions should be made cognisant of good design principles. Local government shall continue to collaborate with state government in the development of quality design principles, along with lobbying against design requirements that are not in the best interests of the local community." It is therefore recommended that the LGA actively campaign to achieve climate positive buildings throughout all council areas as a standard, not an exception.

On 13 November 1974 the Australian Minister for the Environment and Conservation, Moses Henry 'Moss' Cass gave a speech in Paris at a meeting of the Organisation for Economic Co-operation and Development. In his address to the Environment Committee, Minister Cass noted that "we have not inherited this earth from our parents to do with it what we will. We have borrowed it from our children and we must be careful to use it in their interests as well as our own." More recently, a climate scientist from the Australian National University stated that we will not be able to stay under the Paris climate agreement of a 1.5°C increase in global temperature. Therefore, in order to attempt to stay under a 2°C increase, we must begin the drawdown (sequestration) of emissions on a massive scale right now. There is no option if we want future generations to have a liveable planet.

Climate change has been known of and discussed since at least the 1970s. Some fifty years on, excuses are still being made for poor environmental decisions. If we do not act with urgency to transform our built form, both history and our children will rightly judge us bitterly for the world we leave behind us. Vocal and active leadership is needed to rally all parties to align demand and supply of higher quality built form.

Item No: 12.2

Subject: **MOTION ON NOTICE – FERRIS WHEEL PERMIT EXTENSION –  
COUNCILLOR ABLEY**

Date: 14 March 2023

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### **PROPOSED MOTION**

Councillor Abley proposed the following motion:

**That the Extraordinary Mix 102.3 Giant Ferris Wheel be given an extension of time until the end of the school holidays, 1 May 2023.**

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### **BACKGROUND**

Last year, Council resolved to end the Giant Ferris Wheel activation on the 24 April 2023. This date requires the Giant Ferris Wheel to be removed halfway through school holidays. The reasoning was made partially due to some believing that it should be removed before Anzac Day.

Paul (Tich) Tyson who is the organiser of the dawn service at Moseley Square, has forwarded a letter in support of the wheel remaining in place over Anzac Day. In fact, he believes the wheel to be of assistance during inclement weather.

*Refer Attachment 1*

The Jetty Road Mainstreet Committee has also written to express their desire to see the wheel remain for the duration of the school holidays.

*Refer Attachment 2*

The preferred date for bump out is Monday 1 May 2023 at the completion of the school holidays.

# Attachment 1



Hello Rebecca,

I hope this email finds you well as it leaves me the same.

Recently I was contacted by Jane Jones from the Ferris Wheel group at the Bay. Jane approached me in reference to the Ferris Wheel's removal prior to ANZAC Day. The ANZAC Day Committee at Plympton Glenelg RSL is in full support of Jane's request to have the Ferris Wheel remain in situ at Holdfast Bay shores. In years gone by Jane and her staff have ensured in keeping with the nature of our services that the Ferris Wheel does not detract from the Services, both ANZAC and Remembrance Day.

I should also mention but probably not proven, I believe it provides a wind break during inclement weather.

Many thanks for reading my request and no doubt we will see you at the 2023 ANZAC Day Dawn Service at the Bay. The invitation will be in the mail.

Best wishes,

Paul (Tich) Tyson OAM  
Vice President PGRSL  
Commemorations Coordinator  
0409 170 237

# Attachment 2





Jetty Road Mainstreet Committee  
2 Colley Terrace, Glenelg SA 5045  
PO Box 19 Brighton SA 5048  
e. [hello@jettyroadglenelg.com](mailto:hello@jettyroadglenelg.com)



27 February 2023

Jane Jones  
Xtra Ordinary Events  
Via email: [jane@xtraordinaryevents.com.au](mailto:jane@xtraordinaryevents.com.au)

Dear Jane

**Re: Support to extend the permit for the Mix 102.3 Giant Wheel**

The Jetty Road Mainstreet Committee (JRMCC) formally supports the proposal from Skyline Attractions to extend the permit for the Mix 102.3 Giant Wheel beyond Anzac Day, 25 April 2023.

The Giant Wheel is a key attraction for Glenelg and the Jetty Road, Glenelg precinct. The requirement to remove the Giant Wheel prior to Anzac Day would require the structure to be dismantled during the school holiday period which has an impact on the precinct generally. The Giant Wheel has historically been in place for previous Anzac Day Services without incident.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Gilia".

Gilia Martin, Chair, Jetty Road Mainstreet Committee

Item No: 12.3

Subject: **MOTION ON NOTICE – TREE PROTECTION – COUNCILLOR ABLEY**

Date: 14 March 2023

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### **PROPOSED MOTION**

Councillor Abley proposed the following motion:

**That Administration write to Jarvis Toyota to advise that Council no longer seeks their contribution to the National Tree Planting Day. Also, that Administration sends a copy of this letter to Planet Arc highlighting the reason for our decision.**

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### **BACKGROUND**

The Council Assessment Panel twice rejected applications to Council for the removal of a 130+ year old tree. Jarvis Toyota appealed this decision in the Environment, Resources and Development Court and subsequently was given permission to remove the perfectly healthy tree.

On Wednesday 22 February, the tree was destroyed with many members of our community and beyond watching helplessly. Multiple radio segments featured the tree and its fate with many callers contacting the ABC to vent their fury at the outcome. On Friday 24 February a peaceful protest was held in support of better laws and policies around tree protection.

Item No: 12.4

Subject: **MOTION ON NOTICE – PEDESTRIAN SAFETY AND TRAFFIC CALMING MEASURES – COUNCILLOR SMEDLEY**

Date: 14 March 2023

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## PROPOSED MOTION

Councillor Smedley proposed the following motion:

1. **That Council installs a raised wombat crossing with amber flashing lights, to replace the existing emu school crossing on Partridge Street, Glenelg adjacent to St Peter's Woodlands School and Council allocates a budget of \$150,000 in the 2022/23 financial year to undertake this work. The preference is for the flashing lights to be school activated.**
2. **Administration to bring back to Council a report identifying other needed locations for crossings with lights as appropriate, along local and collector roads within the City, adjacent schools and aged care facilities, particularly Alwyndor. Such report is to suggest prioritised locations for gradual rollout as part of annual budget processes.**

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## BACKGROUND

Increasingly busy collector roads pass by many of our City's schools and aged care facilities. Installation of such crossings will provide a raised, traffic calming platform, crossing priority for pedestrians (young and old) with lights, highlighted visibility in peak traffic periods.

The need, in the case of schools is I believe evident. With respect to aged care facilities, the intent is to give both residents and their families protection when crossing - Dunrobin Road is perhaps a good example.

### Administration comments

A wombat crossing is a raised 24-hour pedestrian crossing used in areas of high pedestrian crossing demand. It is not a standard treatment for schools (which are the emu crossing that currently exists or a koala crossing that includes flashing lights) but can be used in the vicinity of schools. The wombat crossing does not identify any school zones or children present and would replace the existing emu crossing. A reduced speed limit of 40 Km/hr would apply each side of the wombat crossing. Administration would investigate radar controlled flashing lights so that they only flash on approach of a driver.

In accordance with the *Manual of Legal Responsibilities and Technical Requirements for Traffic Control Devices*, numerical warrants are required for wombat crossings. These warrants require 40 or more pedestrians to cross the road and at the same time 200 or more vehicles to pass the site in two separate one hour periods. A pedestrian survey undertaken a few months ago did not

meet the required warrant for an upgraded crossing, although the School has recently increased its presence at the crossing which is likely to increase usage and is now likely to meet the warrants.

Attachment 1 shows various pedestrian crossings as well as the Partridge Street locality.

*Refer Attachment 1*

Council has an existing wombat crossing with flashing lights on the Esplanade outside the Brighton Surf Lifesaving club and wombat crossings on the Esplanade adjacent Wattle Reserve and Angus Neill Reserve.

The budget estimate would be confirmed after concept design and would include installation, flashing lights, stormwater alterations, services adjustments, and new increased street lighting. Community consultation of adjoining properties as well as stakeholders including emergency services, the school and DIT will be undertaken.

Administration have been working with the School around pedestrian safety improvements and had suggested a koala crossing together with the trial of smart technology to increase driver awareness of pedestrians in the area.

Should the wombat crossing be approved, further pedestrian counts and a traffic audit would be undertaken prior to detailed design and traffic impact statement would be required.

The investigation into additional locations around schools and aged care facilities would include a desktop assessment followed by site observations and pedestrian and vehicle counts. This investigation would be outsourced with a likely cost in the order of \$25,000.

# Attachment 1





### Emu Crossing

Emu Crossings have red and white posts and operate only when the CHILDREN CROSSING flags are displayed.

Emu crossings are placed within School Zones and a speed limit of 25km/h applies 'when children are present'.



### Koala Crossing

Koala Crossings have red and white posts at the edge of the road and two yellow alternating flashing lights.

As indicated by a sign, a speed limit of 25 km/h applies when the lights are flashing.



### Wombat crossing

A wombat crossing is a raised pedestrian crossing (Zebra). This can include flashing lights and operates as a pedestrian priority full time.



### Pedestrian Actuated Crossing

Traffic light signal change is initiated by pressing the button. Pedestrians cross on the green person signal after checking that car drivers have stopped.

Source: Department of Transport website and Way 2 Go factsheet

[https://www.dit.sa.gov.au/Way2Go/school\\_crossing](https://www.dit.sa.gov.au/Way2Go/school_crossing)



**Partridge Street Crossing near St Peter's Woodlands Grammar School – Existing EMU crossing.**

Photo source: Google Street view.



Item No: 12.5

Subject: **MOTION ON NOTICE – KOALA CROSSING KING GEORGE AVENUE, HOVE – COUNCILLOR FLEMING**

Date: 14 March 2023

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### **PROPOSED MOTION**

Councillor Fleming proposed the following motion:

#### **That Council:**

- 1. approves the installation of a koala crossing on King George Avenue outside McAuley Community School to replace the existing emu crossing; and**
  - 2. allocates a budget of \$40,000 in the 2022/23 financial year to undertake this work.**
- 

### **BACKGROUND**

The residents of the area and parents of the children who attend McAuley School have been asking for this upgrade before the school opened almost four years ago.

McAuley School is a busy and growing primary school with most parents and children accessing the school via the King George Avenue frontage or the Colton Avenue frontage. Council Administration are currently investigating a one-way traffic flow on Colton Avenue.

King George Avenue is a busy road and improving safety for pedestrians through the implementation of 25km/hr speed limit during peak hours via a koala crossing is considered warranted. The koala crossing will complement the existing speed humps.

Installation of a koala crossing may also allow older students to be more independent crossing the road and encourage parents to park west of the school knowing that there is an improved crossing facility.

### **ADMINISTRATION COMMENTS**

King George Avenue is a major collector road which carries over 3000 vehicles per day. There are over 50 pedestrians who cross King George Avenue in both the morning and afternoon school peaks which would meet the warrant for a koala crossing.

The koala crossing would be at grade and include flashing lights which would operate during school start and finish times. Whilst the lights are flashing, the speed limit would be 25 Km / hr.

As this section of King George Avenue currently has speed humps, the speed environment is less than 40 Km/hr.

Outside of school times when the lights are not flashing, the crossing would not be in operation, the default 50 Km/hr speed limit would apply, and pedestrians would be required to cross giving way to traffic. No additional street lighting would be required as the crossing would only operate during daylight hours.

Should the koala crossing be approved, a detailed investigation and traffic impact statement would be required with the potential for grant funding via the Way 2 Go scheme.

Item No: 14.1

Subject: **MINUTES - ALWYNDOR MANAGEMENT COMMITTEE – 15 DECEMBER 2022**

Date: 14 March 2023

Written By: General Manager, Alwyndor

General Manager: Alwyndor, Ms B Davidson-Park

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### **SUMMARY**

The minutes of the Alwyndor Management Committee meeting held on 15 December 2022 are provided for information.

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### **RECOMMENDATION**

1. That the minutes of the Alwyndor Management Committee meeting held on 15 December 2022 be noted.

### **RETAIN IN CONFIDENCE - Section 91(7) Order**

2. That having considered Attachment 2 to Report No: 78/23 Minutes - Alwyndor Management Committee – 15 December 2022 in confidence under section 90(2) and (3) (b) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of the Act orders that Attachment 2 be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.
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### **STRATEGIC PLAN**

Enabling the people in our communities to live healthy, engaged and fulfilling lives.

### **COUNCIL POLICY**

Not applicable

### **STATUTORY PROVISIONS**

Not applicable

## **BACKGROUND**

This report is presented following the Alwyndor Management Committee meetings.

The Alwyndor Management Committee was established to manage the affairs of Alwyndor Aged Care. The Council has endorsed the Committee's Terms of Reference and given the Committee delegated authority to manage the business of Alwyndor Aged Care.

## **REPORT**

The minutes of the meeting are provided for Members' information.

*Refer Attachments 1 and 2*

## **BUDGET**

Not applicable

## **LIFE CYCLE COSTS**

Not applicable

# Attachment 1





**CITY OF HOLDFAST BAY****Minutes of the meeting of the Alwyndor Management Committee of the City of Holdfast Bay held on Thursday 15 December 2022 at 6.30pm.****PRESENT****Elected Members**

Councillor Susan Lonie

Councillor Robert Snewin

**Independent Members**

Mr Kim Cheater- Chair

Ms Julie Bonnici

Ms Jo Cottle

Prof Lorraine Sheppard

Ms Trudy Sutton

Mr Kevin Whitford

**Staff**

Chief Executive Officer - Mr Roberto Bria

General Manager - Ms Beth Davidson-Park

Manager, Finance - Mr Damian Capurro

Manager, People and Culture - Ms Lisa Hall

Manager, Community Connections - Ms Molly Salt

Manager, Residential Services - Ms Natasha Stone

Executive Assistant - Ms Bronwyn Taylor

**Guests**

Sandy Pedler, Manager Clinical Quality

Bhuwan Sapkota, Clinical Nurse

**1. OPENING**

The Chairperson declared the meeting opened at 6.33pm.

**2. KAURNA ACKNOWLEDGEMENT**

With the opening of the meeting the Chair stated:

We acknowledge the Kaurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kaurna People today.

**3. APOLOGIES**

- 3.1 For Absence  
Prof Judy Searle

**4. DECLARATION OF INTEREST**

Nil.  
Committee members were reminded to declare any interest before each item.

**5. CONFIRMATION OF MINUTES**

**Motion**

**That the Public and Confidential minutes of the Alwyndor Management Committee held on 27 October 2022 be taken as read and confirmed.**

Moved by Mr Kevin Whitford, Seconded by Prof Lorraine Sheppard

**Carried**

**6. REVIEW OF ACTION ITEMS**

**6.1 Action Items**

Non confidential:  
Noted  
Confidential:  
Action 4 & 23 – Provide dates where possible  
Self Assessment:  
Noted

**6.2 Annual Work Plan**

Noted

**7. GENERAL MANAGER REPORT**

**7.1 General Manager Report (Report No: 31/2022)**

**7.1.1 Appointment of the City of Holdfast Bay Councilors to the AMC**

Noted that Councillors' Susan Lonie and Robert Snewin were appointed.

**7.1.2 PEPA Presentation**

Presentation moved to end of meeting with the agreement of the Committee.

**7.1.3 COVID-19 Impacts Update**

As of 24 November 2022 all Emergency Declarations ceased. Alwyndor has communicated the position of continuing employee and volunteer requirements for PPE and vaccinations, employees to use a RAT before each shift and all visitors required to wear PPE and strongly encourage to RAT before each visit. A Policy is under development for consultation in February 2023. This policy will be subject to regular review ie quarterly.

**Motion:**

**That the Alwyndor Management Committee:**

- 1. Notes the appointment of the Councillors Susan Lonie and Bob Snewin to the Alwyndor Management Committee.**
- 2. Notes the update regarding COVID-19 impacts and responses.**

Moved by Cr Susan Lonie, Seconded by Cr Bob Snewin

**Carried**

**8. GENERAL MANAGER REPORT – CONFIDENTIAL**

**8.1 General Manager Report – Confidential (Report No: 32/22)**

**Exclusion of the Public – Section 90(3)(d) Order**

- 1. That pursuant to Section 90(2) of the *Local Government Act 1999* Alwyndor Management Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the General Manager and Staff in attendance at the meeting in order to consider Reports and Attachments to Report No: 32/2022 in confidence.**
- 2. That in accordance with Section 90(3) of the *Local Government Act 1999* Alwyndor Management Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 32/22 on the following grounds:**
  - d. pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a third party of Alwyndor, in addition Alwyndor's financial position is reported as part of Council's regular budget updates.**

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The

benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

3. The Alwyndor Management Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.

Moved by Ms Jo Cottle, Seconded by Ms Trudy Sutton

Carried

**RETAIN IN CONFIDENCE - Section 91(7) Order**

1. That having considered Agenda Item 8.1 General Manager's Report (Report No: 32/22) in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Alwyndor Management Committee, pursuant to section 91(7) of that Act orders that the Attachments and Minutes be retained in confidence for a period of 3 years and that this order be reviewed every 12 months.

Moved by Cr Bob Snewin, Seconded by Mr Kevin Whitford

Carried

**FINANCE REPORT – CONFIDENTIAL**

**8.2 Finance Report – Confidential (Report No:30/22)**

**Exclusion of the Public – Section 90(3)(d) Order**

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Alwyndor Management Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the General Manager and Staff in attendance at the meeting in order to consider Reports and Attachments to Report No: 30/2022 in confidence.
2. That in accordance with Section 90(3) of the *Local Government Act 1999* Alwyndor Management Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 33/22 on the following grounds:
  - d. pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a third party of Alwyndor, in addition Alwyndor's financial position is reported as part of Council's regular budget updates.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

3. The Alwyndor Management Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.

Moved by Cr Susan Lonie, Seconded by Mr Kevin Whitford

Carried

**RETAIN IN CONFIDENCE - Section 91(7) Order**

1. That having considered Agenda Item 82 Annual Review of Investments (Report No: 49/2020) in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Alwyndor Management Committee, pursuant to section 91(7) of that Act orders that the Report, Attachments and Minutes be retained in confidence for a period of 18 months and that this order be reviewed every 12 months.

Moved by Cr Susan Lonie Seconded by Prof Julie Bonnici

Carried

**7.39pm Cr Susan Lonie left meeting**

**7.41pm Cr Susan Lonie returned to meeting**

**7.1.2 PEPA**

Presentation provided. Noted a very good summary. Consider offering to other staff.  
We will look at train the trainer style learning and sharing.

**Action:** Send presentation with links to AMC

**Motion:**

**That the Alwyndor Management Committee:**

1. **Notes the Presentation on the Program of Experience in the Palliative Approach (PEPA)**

Moved by Cr Susan Lonie, Seconded by Cr Bob Snewin

Carried

9. **OTHER BUSINESS – Subject to the leave of the meeting**

**10. DATE AND TIME OF NEXT MEETING**

The next meeting of the Alwyndor Management Committee will be held on **Thursday 23 February 2023** in the Boardroom Alwyndor, 52 Dunrobin Road, Hove or via Audio-visual telecommunications (to be advised).

**11. CLOSURE**

The meeting closed at 8.12pm.

**CONFIRMED 23 February 2023**

**CHAIRPERSON**



Item No: 14.2

Subject: **MINUTES – JETTY ROAD MAINSTREET COMMITTEE – 1 MARCH 2023**

Date: 14 March 2023

Written By: General Manager, Community and Business

General Manager: Community and Business, Ms M Lock

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### **SUMMARY**

The Minutes of the Jetty Road Mainstreet Committee meeting held on 1 March 2023 are presented for Council's information.

Jetty Road Mainstreet Committee Agenda, Reports and Minutes are all available on Council's website and the meetings are open to the public.

---

### **RECOMMENDATION**

**That Council notes the minutes of the Jetty Road Mainstreet Committee of 1 March 2023.**

---

### **STRATEGIC PLAN**

Building an economy and community that is inclusive, diverse, sustainable and resilient.

### **COUNCIL POLICY**

Not applicable

### **STATUTORY PROVISIONS**

Not applicable

### **BACKGROUND**

The Jetty Road Mainstreet Committee (JRMCC) has been established to undertake work to benefit the traders on Jetty Road Glenelg, using the separate rate raised for this purpose. Council has endorsed the Committee's Terms of Reference and given the Committee delegated authority to manage the business of the Committee.

Jetty Road Mainstreet Committee Agendas, Reports, and Minutes are all available on Council's website and the meetings are open to the public.

**REPORT**

Minutes of the meetings of JRMC held on 1 March 2023 are provided for Member's information.  
*Refer Attachment 1*

**BUDGET**

Not applicable

**LIFE CYCLE COSTS**

Not applicable

# Attachment 1



## CITY OF HOLDFAST BAY

**Minutes of the meeting of the Jetty Road Mainstreet Committee of the City of Holdfast Bay held in the Mayor's Parlour Glenelg Town Hall on Wednesday 1 March 2023 at 6:00pm**

### **PRESENT**

#### **Elected Members:**

Councillor A Kane

#### **Community Representatives:**

Cibo Espresso, Mr T Beatrice

Glenelg Finance, Mr D Murphy

Terra & Sol, Mr B Meuris

Smart Hearing Solutions, Mr J Rayment

Beach Burrito, Mr A Warren (virtual connection)

#### **Staff:**

Chief Executive Officer, Mr R Bria

General Manager, Community & Business, Ms M Lock

Manager, City Activation, Ms R Forrest

Jetty Road Development Coordinator, Ms A Klingberg

In the absence of the Chair and Deputy Chair, the General Manager, Community and Business called for a Presiding Member to Chair this meeting.

### **Motion**

**Mr D Murphy nominated Mr J Rayment as Presiding Member to chair the Jetty Road Mainstreet Committee meeting held on 1 March 2023.**

Moved D Murphy, Seconded B Meuris

**Carried**

### **1. OPENING**

The Chair, Mr J Rayment declared the meeting open at 6.01pm.

### **2. KAURNA ACKNOWLEDGEMENT**

We acknowledge Kaurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kaurna People today.

**3. APOLOGIES**

3.1 Apologies Received: Ms G Martin, Councillor R Abley, Ms G Britton, Mr C Morley, Mr A Fotopoulos

3.2 Absent:

**4. DECLARATION OF INTEREST**

Members were reminded to declare any interest before each item.

**5. CONFIRMATION OF MINUTES****Motion**

**That the minutes of the Jetty Road Mainstreet Committee held on 1 February 2023 to be taken as read and confirmed.**

Moved T Beatrice, Seconded B Meuris

**Carried**

**6. QUESTIONS BY MEMBERS****6.1 Without Notice:**

- Councillor Kane asked a question around the progress of the Yellow Brick Road event concept and Administration provided a response.
- Mr C Morley asked a question via email around the Taplin development hoarding and Administration will provide a response in reply to the email.

**6.2 With Notice:****7. MOTIONS ON NOTICE: Nil****8. PRESENTATION: Nil****9. REPORTS/ITEMS OF BUSINESS****9.1 Monthly Finance Report**

(Report No: 65/23)

This report provides an update on the Jetty Road Mainstreet income and expenditure as at 31 January 2023.

**Motion**

**That the Jetty Road Mainstreet Committee note this report.**

Moved T Beatrice, Seconded Councillor D Murphy

**Carried**

9.2      2023/2024 Budget Recommendations      (Report No: 66/23)

The Jetty Road Mainstreet Committee (JRMCC) will consider the draft budget focused on high level expenditure groups, which has been prepared based on a Differential Separate Rate (levy) increase, to determine the change to be applied to the levy for 2023/24. A further workshop with the Committee will be held to refine project allocation prior to the commencement of the 2023/2024 financial year when the new Committee has been endorsed by Council.

**Motion**

**That the Jetty Road Mainstreet Committee endorses:**

1.      **The draft 2023/24 Budget and levy for Council consideration as part of the annual budget process as tabled at the meeting.**
2.      **That the increase applied to the Differential Separate Rate for Jetty Road, Glenelg is to be consistent with the increase to be applied to General Rates**

Moved Councillor Kane, Seconded T Beatrice

**Carried**

9.3      Marketing Update      (Report No: 67/23)

This report provides an update on the marketing initiatives undertaken by the Jetty Road Mainstreet Committee aligned to the 2022/23 Marketing Plan and initiatives associated to the delivery of the Jetty Road Glenelg Retail Strategy 2018-2022.

**Motion**

**That the Jetty Road Mainstreet Committee note this report.**

Moved D Murphy, Seconded B Meuris

**Carried**

9.4 Jetty Road Events Update (Report No: 68/23)

Jetty Road Mainstreet Committee (JRMCM) in partnership with the City of Holdfast Bay are responsible for implementing and managing a variety of major events to support economic stimulus in the precinct in accordance with the annual marketing and business plan. This report provides an overview of recent and upcoming events.

**Motion**

**That the Jetty Road Mainstreet Committee note this report.**

Moved Councillor Kane, Seconded T Beatrice

**Carried**

9.5 Sea to Shore: Glenelg Seafood Festival (Report No: 69/23)

The inaugural Sea to Shore: Glenelg Seafood Festival, a curated food and beverage experience showcasing the best of South Australian seafood, was held on the Glenelg Foreshore and Jetty Road Glenelg on 29 October 2022. It attracted around 25,000 patrons over the course of the event.

Subject to Council endorsement, Sea to Shore is proposed to become an annual event, with the event design to be evolved and refined in response to feedback received this year.

**Motion**

**That the Jetty Road Mainstreet Committee note this report.**

Moved D Murphy, Seconded T Beatrice

**Carried**

**10. URGENT BUSINESS – Subject to the Leave of the Meeting**

**REPORTS/ITEMS OF BUSINESS:**

- Ms M Lock shared a message on behalf of Councillor Abley on congratulating the current Jetty Road Mainstreet Committee.
- Ms A Klingberg shared a message on behalf of Ms G Martin to thank the current JRMCM and special thanks to Gina and Jason.

**11. DATE AND TIME OF NEXT MEETING**

The next meeting of the Jetty Road Mainstreet Committee will be held on Wednesday 5 April 2023 at the Glenelg Town Hall.

**12. CLOSURE**

The meeting closed at 6.34pm

**CONFIRMED:** Wednesday 5 April 2023

**CHAIR PERSON**



Item No: 14.3

Subject: **MINUTES – EXECUTIVE COMMITTEE – 28 FEBRUARY 2023**

Date: 14 March 2023

Written By: Executive Assistant, Strategy and Corporate

General Manager: Strategy and Corporate, Ms P Jackson

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## **SUMMARY**

The minutes of the meeting of the Executive Committee held 28 February 2023 are presented to Council for information.

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## **RECOMMENDATION**

1. **That Council notes the minutes of the meeting of the Executive Committee of 28 February 2023.**

### **RETAIN IN CONFIDENCE - Section 91(7) Order**

2. **That having considered Attachment 2 to Report No: 80/23 Minutes - Executive Committee Meeting – 28 February 2023 in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the attachment be retained in confidence for a period of 12 months and that this order be reviewed every 12 months.**
- 

## **STRATEGIC PLAN**

Statutory requirement

## **COUNCIL POLICY**

Not applicable

## **STATUTORY PROVISIONS**

*Local Government Act 1999*

## **BACKGROUND**

Council established an Executive Committee pursuant to Section 41 of the *Local Government Act 1999* with responsibility for undertaking the annual performance appraisal of the Chief Executive Officer to:

- recommend to Council the form and process of the Chief Executive Officer's annual performance appraisal;
- undertake the annual performance appraisal; and
- provide a report and to make recommendations to Council on any matters arising from the annual performance appraisal.

The Executive Committee's authority extends to making recommendations to Council and does not have any authority to make decisions in relation to the Chief Executive Officer's employment arrangements.

#### **REPORT**

The minutes of the meeting of the Executive Committee held on 28 February 2023 are attached for Members' information.

*Refer Attachments 1 and 2*

#### **BUDGET**

Not applicable

#### **LIFE CYCLE COSTS**

Not applicable

# Attachment 1



**Minutes of the meeting of the Executive Committee of the City of Holdfast Bay held in the Council Chamber, Glenelg Town Hall, Moseley Square, Glenelg on Tuesday 28 February 2023 at 5:00pm.**

**PRESENT**

**Members**

Deputy Mayor – C Lindop  
Councillor M O'Donohue  
Councillor J Fleming  
Councillor B Patton  
Councillor S Lonie

**Staff**

General Manager, Strategy and Corporate – P Jackson

**1. OPENING**

The Deputy Mayor declared the meeting open at 5.03pm.

**2. APOLOGIES**

- 2.1 Apologies Received – Mayor A Wilson
- 2.2 Absent

**3. DECLARATION OF INTEREST**

Members were reminded to declare their interest before each item.

**4. CONFIRMATION OF MINUTES**

**Motion**

**That the minutes of the Executive Committee held on 24 January 2023 be taken as read and confirmed.**

Moved by Councillor Lonie, Seconded by Councillor O'Donohue **Carried Unanimously**

**5. CONFIDENTIAL REPORTS BY OFFICERS**

- 5.1 **Appointment of Qualified Independent Person** (Report No: 59/23)

**Motion – Exclusion of the Public – Section 90(3)(d) Order**

- 1. That pursuant to Section 90(2) of the *Local Government Act 1999* the Executive Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the General Manager Strategy and Corporate and the Staff minute taker in attendance at the meeting in order to consider Report No: 59/23 Appointment of a Qualified Independent Person in confidence.

2. That in accordance with Section 90(3) of the *Local Government Act 1999* the Executive Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 59/23 Appointment of a Qualified Independent Person on the following grounds:

- d. pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

3. The Executive Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.

Moved Councillor Lonie, Seconded Councillor Fleming

Carried

**Motion - Retain In Confidence - Section 91(7) Order**

That having considered Agenda Item 5.1 Appointment of a Qualified Independent Person in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Executive Committee, pursuant to section 91(7) of that Act orders that the attachments be retained in confidence for a period of 12 months and that this order be reviewed every 12 months.

Moved Councillor Fleming, Seconded Councillor Patton

Carried Unanimously

6. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING - Nil

7. CLOSURE

The Meeting closed at 5.10 pm.

CONFIRMED 14 March 2023

CHAIRMAN

Item No: 15.1

Subject: **ITEMS IN BRIEF**

Date: 14 March 2023

Written By: Executive Officer and Assistant to the Mayor

Chief Executive Officer: Mr R Bria

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## **SUMMARY**

These items are presented for the information of Members.

After noting the report any items of interest can be discussed and, if required, further motions proposed.

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## **RECOMMENDATION**

**That the following items be noted and items of interest discussed:**

1. **Sister City Agreement with the City of Hayama**
  2. **Race Discrimination Commissioner**
- 

## **REPORT**

1. **Sister City Agreement with the City of Hayama**

At the meeting held 26 April 2022 Council agreed to terminate the Sister City Agreement with the City of Hayama, Resolution No.: C260422/2576. Council received correspondence on 3 March 2023 from the City of Hayama to officially terminate the agreement. Both councils expressed their continued long-lasting goodwill and friendship and will work through the necessary procedures to formalise the termination Agreement in a timely manner.

*Refer Attachment 1*

2. **Race Discrimination Commissioner**

Council wrote to Mr. Chin Tan, Race Discrimination Commissioner regarding the media release from the Australian Human Rights Commission (AHRC) on 6 December 2022, on the development of a national anti-racism framework and Council's recent adoption of the Anti-Racism Policy.

*Refer Attachment 2*

Council received a letter of response from Mr. Chin Tan, congratulating the City of Holdfast Bay on the Anti-Racism work being undertaken at Council.

*Refer Attachment 3*

# Attachment 1





## The agreement on termination of Sister City Agreement

Since the original goals of Sister City Agreement between Hayama town, Kanagawa Pref., Japan and HoldfastBay city, South Australia, Australia have been successfully achieved, the agreement is to be terminated.

Both municipalities sincerely appreciate the mutual understanding and friendship between their residents which came true by this agreement, furthermore, it was proved that this good relationship will be long lasting.

Both municipalities sign this agreement officially  
3rd March, 2023

Representing the Town of Hayama  
Signature:

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Representing the City of HoldfastBay  
Signature:

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# Attachment 2



7 February 2023

Mr Chin Tan  
Race Discrimination Commissioner  
Australian Human Rights Commission  
GPO Box 5218  
SYDNEY NSW 2001

Dear Commissioner Tan

I read with great interest the media release from the Australian Human Rights Commission (AHRC) on 6 December 2022 regarding the development of a national anti-racism framework.

The City of Holdfast Bay recently took a clear and bold stance to combat racism, through the adoption of an Anti-Racism Policy. I attach a copy for your reference.

In adopting the policy (along with an Inclusion Policy and an Anti-Discrimination Policy, which are available on our website [https://www.holdfast.sa.gov.au/council/policies\\_registers\\_by-laws/policies](https://www.holdfast.sa.gov.au/council/policies_registers_by-laws/policies)), Council acknowledged the existence of systemic and behavioural racism in society and adopted an unwavering view that it is unacceptable.

Through the policy, Council recognised the importance of acknowledging and respecting the experiences of First Nations peoples and expressed support for the original intent of the Letters Patent and the Uluru Statement from the Heart, with the intention of engaging fully in truth-telling and treaty-making to the extent of its powers.

Council acknowledged that leadership matters - both for what it does and does not do. Thus it elected to make a strong statement against racism and commit to standing up against racism and racial discrimination in all its forms.

In the year, and years, ahead, Administration will be working on a range of proposals, projects and activities to give effect to Council's policy position.

We welcome the development of a national framework, commend the work done so far and look forward to participating in a shared mission to eradicate the scourge of racism.

Yours sincerely



Roberto Bria  
**Chief Executive Officer**



ECM DSID Number:	4395018
First Issued / Approved:	12 July 2022
Last Reviewed:	N/A
Next Review:	12 July 2025
Responsible Officer:	Manager Strategy and Governance
Date placed on website/intranet	13 July 2022

## 1. PREAMBLE

This policy outlines Council’s stand regarding racism in the organisation and our city. Inclusion is critical and Council has a separate Inclusion Policy. This policy relates specifically to “prejudice, discrimination or antagonism directed against someone of a different race, based on the belief that one’s own race is superior”. (Oxford Dictionaries)

As a city that receives a great diversity of visitors, it is critical to delivering on Council’s vision of ‘a welcoming place for all’ that inclusion be actively pursued, and racism be strongly stood against.

### 1.1 Background

The City of Holdfast Bay is Kurna land. The area includes a number of spiritually and culturally significant locations, which continue to be important to the Kurna people today. These areas include burial grounds, historic gathering areas and dreaming places.

The city is also important to the European history of the State, as it includes the site of the first settlers’ arrival to the Province of South Australia, which was established under the “*Letters Patent under the Great Seal of the United Kingdom erecting and establishing the Province of South Australia and fixing the boundaries thereof*”, as presented to King William IV.

The Letters Patent stated “that nothing in these our letters patent contained shall affect or be construed to affect the rights of any Aboriginal Natives of the said Province to the actual occupation or enjoyment in their own Persons or in the Persons of their Descendants of any Lands therein now actually occupied or enjoyed by such Natives.”

South Australia’s first Vice-Regal Proclamation, which was read on 28 December 1836 echoed these sentiments. Under the English ensign of St George, the proclamation advised gathered settlers that the government of the province had been created, asked them to behave “with order and quietness”, respect laws and with sound morality and observance of religion, to prove worthy of being the “Founders of a great and free Colony”. The proclamation committed to “take every lawful means for extending the same protection to the Native Population as to the rest of His Majesty’s Subjects and...to punish with exemplary severity, all acts of violence or injustice which may in any manner be practiced or attempted against the Natives who are to be considered as much under the Safeguard of the law as the Colonists themselves, and equally entitled to the privileges of British Subjects.”

Despite the generally positive intentions of the Letters Patent and the Proclamation, since colonisation, Kurna people have been displaced, disenfranchised, marginalised and decimated. Kurna culture has been suppressed and much damage has been inflicted on

## COUNCIL ANTI-RACISM POLICY

the nation and individuals by successive governments and various organisations charged with the care of Kurna people.

Social and physical structures brought in and created by settlers, coupled with policies and actions taken in relation to “Aboriginal Affairs”, and initially keeping Australia white more generally, have created a legacy of systemic racism and many forms of unwitting discrimination.

This policy does not judge past actions but in the spirit of *Tiati Wangkanthi Kumangka* (truth-telling together), respectfully acknowledges those actions and seeks to begin to redress their consequences.

This policy also extends to acknowledging and standing against racism against people of any ethnic origin, cultural background, skin colour, religious affiliation, or citizenship status. Council values embracing and celebrating ethnic and cultural diversity, and understands it is vital to ensuring vibrant and inclusive communities.

### 1.2 Purpose

This policy articulates Council’s commitment to acknowledging our past, moving forward constructively with Kurna people and, more generally, taking a strong, ethical stand against racism of all kinds. Racism is best understood when acknowledging the context of power, oppression and privilege and Council does not shy away from acknowledging the power and privilege both Elected Members and staff often hold.

### 1.3 Scope

This policy applies to the whole of council.

### 1.4 Definitions

**Discrimination** – refers to a person or group being treated less favourably or not being given the same opportunities as others in a similar situation because of their race, skin colour, cultural background, ethnic origin, religious affiliation, or citizenship status. Discrimination is unlawful (refer to the *Equal Opportunity Act 1984*).

**Indirect Discrimination** – is when requirements, policies or practices which are the same for everyone appear to be neutral and fair but actually disadvantage people who share a particular attribute.

**Racism** - refers to "prejudice, discrimination or antagonism directed against someone of a different race, based on the belief that one's own race is superior" (Oxford Dictionaries).

### 1.5 Strategic Reference

Council’s vision for 2050+ is, in part, to create “a welcoming and healthy place for all in South Australia’s most sustainable city”.

‘All’ must by definition and strongly by intent, include first nations people and people from culturally diverse backgrounds.

## COUNCIL ANTI-RACISM POLICY

Furthermore, Council's Strategic Plan includes the following aspirations:

- Holdfast Bay is internationally recognised as a leader in inclusion and participation.
- The Kaurua people's cultural and spiritual relationship to the area is honoured in meaningful, collaboratively agreed ways.

Council's strategic plan is aligned to the United Nations Sustainable Development Goals, which were developed as an urgent call for action by all countries. The goals recognise that ending injustice and inequality must go hand-in-hand with strategies that improve health and education and spur economic growth, while tackling climate change and working to preserve the natural environment.

Goals relevant to this policy include:

Goal 10 – Reduce inequality within...countries

Goal 16 – Promote peaceful and inclusive societies for sustainable development, provide access to justice for all and build effective, accountable and inclusive institutions at all levels.

## 2. PRINCIPLES

- 2.1 Leadership matters - both for what it does and does not do. On this basis, Council supports the original intent of the Letters Patent and the Uluru Statement from the Heart and seeks to engage fully in truth-telling, and treaty-making to the extent of its powers.
- 2.2 Council acknowledges the existence of systemic and behavioural racism in our society and is unwavering in the view that it is unacceptable.
- 2.3 Council rejects all forms of racism and is committed to the elimination of racial discrimination in all aspects of its operations and spheres of influence, whether directed at Aboriginal and Torres Strait Islander people or people of any religious, ethnic, or cultural minority.
- 2.4 Council acknowledges that Aboriginal and Torres Strait Islander people, and in our city in particular, Kaurua people, have been particularly adversely affected by European settlement and continue to suffer from systemic racism.
- 2.5 Council acknowledges the power and privilege that both Elected Members and staff often hold and commit to acknowledging this power and proactively opening circles of privilege where appropriate.
- 2.6 Council acknowledges that a reconciliation of the past and a future free from racism must be a joint and collaborative endeavour, undertaken in a spirit of *Tiati Wangkanthi Kumangka* (truth-telling together).
- 2.7 Council commits to and implores all Elected Members, staff and community members to commit to standing up against racism and racial discrimination in all its forms, including indirect discrimination. It is the shared responsibility of the City of Holdfast Bay

## COUNCIL ANTI-RACISM POLICY

community to combat racism and challenge racist expressions whenever it is safe to do so, irrespective of how they manifest or are intended. Racism stops with each of us.

- 2.8 Council supports Elected Members, staff and the community making complaints about racism. Anyone who experiences racism in any form is encouraged to report incident(s), and to seek support. Suggestions for how Council can improve or support the community in standing up against racism and welcoming diversity are also welcome.
- 2.9 Council commits to eliminating systemic racism from its policies and services, by developing these collaboratively and openly.
- 2.10 Council commits to seeking opportunities to support and invest in anti-racism activities and those that increase diversity in the city. Council considers it a responsibility to use resources to help people find commonalities, build bridges and support activities that focus on the similarities of our shared humanity.

### 3. REFERENCES

#### 3.1 Legislation

*The Equal Opportunity Act 1984*

*Local Government Act 1999*

International Convention on the Elimination of All Forms of Racial Discrimination.

#### 3.2 Other References

Strategic Plan – Our Holdfast 2050+

Customer Feedback and Complaints Policy

Employee Code of Conduct

Code of Conduct for Council Members

United National Sustainable Development Goals.

# Attachment 3





7 March 2023

By email: [rbria@holdfast.sa.gov.au](mailto:rbria@holdfast.sa.gov.au)

Dear Roberto and team,

I wanted to express how wonderful it is to hear of the anti-racism work being done at the City of Holdfast Bay Council. I couldn't help but touch base to share my thoughts.

It's fantastic to see Council tackle this issue with an open mind and your acknowledgement of privilege and power brings me great comfort. This acknowledgement shows that the vision within the Race Discrimination Team for anti-racism work and that of the City of Holdfast Bay Council are in alignment.

There are many connections between your anti-racism policy and work underway at the Australian Human Rights Commission on a national anti-racism framework.

The need for understanding Australia's disturbing past as it relates to First Nations peoples' unique experience of racism, has been a key piece of feedback we received during our scoping phase for a national anti-racism framework. The report from our scoping phase can be found [here](#). With that said, reading about your Council's comprehensive understanding of the Kurna Peoples' connection to land, waters and sky as it informs the anti-racism policy, shows true solidarity.

I'm grateful for your kind words and wish to mirror those words back to you and your team. The work you have done so far is commendable and I can foresee Council's 2050+ vision of *'a welcoming and healthy place for all in South Australia's most sustainable city'* come to fruition.

We welcome support from all angles and would be eager to continue dialogue about advancing anti-racism efforts collaboratively.

Yours sincerely,

A handwritten signature in blue ink, appearing to be 'Chin Tan'.

Chin Tan

**Race Discrimination Commissioner**

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Item No: 15.2

Subject: **PUBLIC TOILETS, PATAWALONGA LAKE**

Date: 14 March 2023

Written By: Buildings and Facilities Manager

General Manager: Assets and Delivery, Mr M de Heus

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## **SUMMARY**

At the Council meeting on the 24 January 2023, Administration was asked to investigate and report on potential locations for public toilets around the Patawalonga Lake. An assessment was undertaken, and four locations are provided in this report together with costs.

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## **RECOMMENDATION**

**That Council notes the report and considers the inclusion of new toilet facilities along the Patawalonga Banks in the 2023/24 Annual Business Plan Budget process.**

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## **STRATEGIC PLAN**

Wellbeing – Our beaches and Council-controlled public areas are accessible and inclusive.

## **COUNCIL POLICY**

Not applicable

## **STATUTORY PROVISIONS**

Not applicable

## **BACKGROUND**

*Resolution Number: C240123/7320*

*Motion on Notice – Public toilets, Patawalonga Lake, Councillor Smedley (Report No: 16/23)*

*Motion*

*That:*

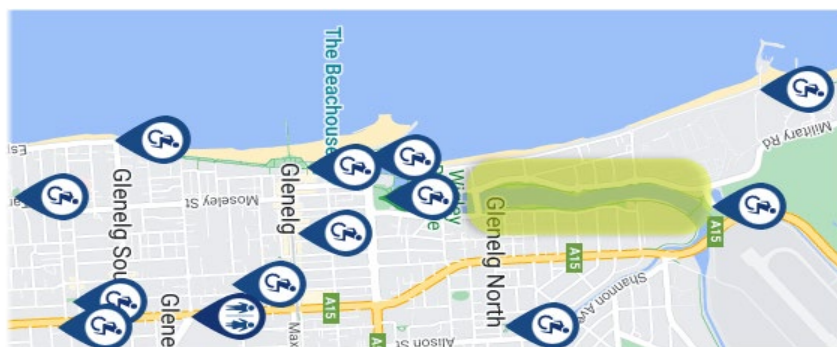
- 1. Administration conduct a review of current toilet facilities along the banks of Patawalonga Lake and bring back a report to Council recommending suitable locations for installation of appropriate self-cleaning toilets on both western and eastern banks.*

2. *The report and its recommendations, confirming feasibility, options and costs is to be brought back to Council in sufficient time to form the basis of a capital works initiative for consideration as part of the 2023/24 Capital Budget allocations.*

The City of Holdfast Bay currently operates 31 toilet facilities throughout its municipality. They are primarily located near the foreshore or on Council reserves. The asset base consists of:

- 15 x Exeloo toilet units:
  - Prefabricated in New Zealand;
  - Built to a high build quality;
  - Features include automated doors, handwash and floor wash systems.
  - Designed and constructed with anti-vandal hardware and features and address a lot of the anti-social behaviour associated with public toilets;
  - Expensive to purchase, maintain and have proprietary parts; and
  - Current asset life is 20 plus years, less when located directly on the coastline and high usage areas.
- 16 x Purpose built facilities:
  - Built onsite with traditional building materials;
  - Automated features tend to be third party and limited;
  - Facility can be designed and constructed with anti-vandal hardware and features but increases cost significantly;
  - Build cost and material selection can be tailored to budget, usage and location; and
  - Typical asset life varies 15 - 30 years based on materials, will require coastal grade materials when located directly on the coastline, general cyclical refurbishment required to achieve the longer asset life.

The image below illustrates the availability and distribution of public toilets in the local area with the highlighted section indicating the area covered in this assessment.



## REPORT

This assessment considered the following criteria for selecting a suitable location for new public toilet facilities:

- Location to existing public toilets both City of Holdfast Bay's and third-party facilities;
- Likely demand;
- Proximity and capacity of utility services, electrical, sewer and water;
- Location to existing pathways and DDA access;
- Security, CPTED principles (Crime Prevention Through Environmental Design);
- Risk of vandalism or other anti-social behaviours;
- Constructability, maintenance and serviceability;
- Cultural Heritage;
- Extent of earthworks and risk of contaminated materials;
- Proximity to other facilities such as BBQ, shelters, bus stops and playgrounds; and
- Proximity to on-street parking.

In recent years more public toilet facility suppliers have entered the market offering feature sets and construction methods positioned between prefabricated Exeloo's and bespoke constructed units.

The following suppliers were considered for this report:

- Terrain Group
- Landmark
- PureaBlue
- Exeloo

A single pan DDA accessible unit located adjacent accessible pathways was considered suitable as demand/usage for toilets around the Patawalonga Lakes would be considered low.

Design and construction of a bespoke toilet facility was not considered a viable option as they would typically be a higher cost option for a single pan toilet.

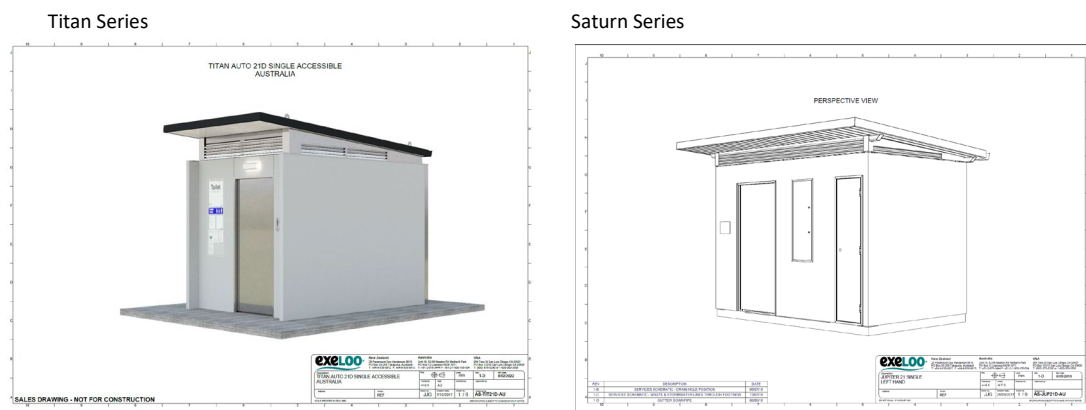
Considering the current spacing rationale for placement of City of Holdfast Bay public toilets of up to 1km between units on the coast and out to 1.5km for all others, it is considered appropriate for additional toilet facilities to be placed around the Patawalonga Lake and will help attract more people to use the facilities in the area.

It is recommended that the placement and orientation of the toilet be carefully considered to maximize visibility from the roadway or walking path. Locating the toilet below road level to minimize visual intrusion is likely to lead to damage and vandalism, CPTED and safety issues with people climbing on the roof as the toilet is not visible from the road. Constructing the toilet near road level also reduces flood risk and improves the ability to cost effectively service the facility.

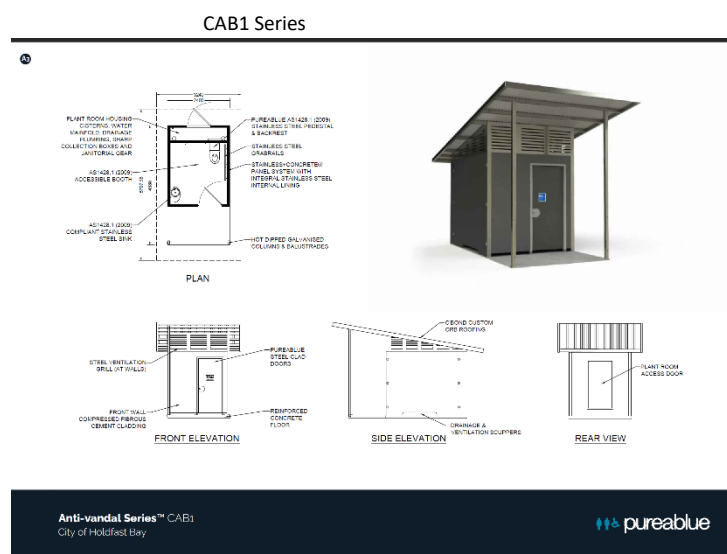
For initial investigation, two options at each location have been considered:

1. Exeloo's single pan, semi-auto accessible units.
2. PureaBlue's accessible unit with their anti-vandal specification.

## Exeloo



## PureaBlue



## Potential Locations for Public Toilet Facilities

### Patawilya Reserve – Adelphi Terrace

- Distance to nearest City of Holdfast Bay public toilets – 645m to Wigley Reserve, 710m to Gumtree reserve.
- Distance to nearest other public toilet – 1.33km to West Beach Skate Park.
- Cultural Heritage Zone rating – High.
- Visual Impact on surrounding properties – Low.
- Contaminated soil risk – Medium/Low.
- Good visibility and passive surveillance.
- General lighting provided by streetlights, may require additional pathway lighting and exterior lighting on toilet facility.
- Access to services – good.
- Proximity to other facilities (playground) – good



**Patawalonga Banks East - Adjacent Adelphi Tce / Brooklyn Avenue**

- Distance to nearest City of Holdfast Bay public toilet – 1.1km to Wigley Reserve.
- Distance to nearest public toilet – 650m to West Beach Skate Park.
- Cultural Heritage Zone rating – High.
- Visual Impact on surrounding properties – Low.
- Contaminated soil risk – Medium.
- Poor visibility and passive surveillance.
- Proximity to other City of Holdfast Bay facilities - average (BBQ/Shelter).
- Pathway lighting adequate, will require additional exterior lighting on toilet facility.
- Access to services – average
- Flood risk – high.





**Patawalonga Banks West - Patawalonga Frontage / Opposite 21,22**

- Distance to nearest City of Holdfast Bay public toilet – 1km to Wigley Reserve.
- Distance to nearest public toilet – 870m to West Beach Skate Park.
- Distance to Beach - 350m (Margaret Street), 450m (Burns Street).
- Cultural Heritage Zone rating – High.
- Visual Impact on surrounding properties – Medium.
- Contaminated soil risk – Medium.
- Access to services – poor – will need an upgrade.
- Footpath access - <10m.
- Average visibility and passive surveillance, better if orientated towards Patawalonga Frontage.
- Proximity to other City of Holdfast Bay services - average – adjacent bus stop.
- Pathway lighting adequate, will require additional exterior lighting on toilet facility.



**Patawalonga Frontage West – SA Water Land – Anderson Ave, Military Road**

- Distance to nearest City of Holdfast Bay public toilet – 2.4km to Wigley Reserve.
- Distance to nearest public toilets – 540m to West Beach Skate Park, 985 m to West Beach Boat Ramp.
- Outside Council area, would require land use agreement with SA Water, this has not been discussed with SA Water – not within the City of Holdfast Bay.
- Distance to beach – 300m (Anderson Ave).
- Cultural Heritage Zone rating – High.
- Visual Impact on surrounding properties – Low.
- Contaminated soil risk – Medium.
- Access to services – good.
- Footpath access - <1m.
- Average visibility and passive surveillance.
- Proximity to other City of Holdfast Bay services – poor.
- Footpath lighting is adequate, will require additional exterior lighting on toilet facility.



Based on the above assessment the preferred locations are Patawilya Reserve and the Patawalonga Banks West (Opposite 21/22).



## BUDGET

Capital budget will be required for each of the options, plus an increase in the operational budgets to support the running costs and maintenance.

	Patawilya Reserve – Adelphi Terrace		Patawalonga Banks East - Adjacent Adelphi Tce / Brooklyn Avenue		Patawalonga Banks West - Patawalonga Frontage / Opposite 21,22		Patawalonga Frontage West – SA Water Land – Anderson Ave, Military Road	
Ex GST \$	Exeloo	PureaBlue	Exeloo	PureaBlue	Exeloo	PureaBlue	Exeloo	PureaBlue
Asset Life - Years	20 +	15 - 20	20 +	15 - 20	20 +	15 - 20	20 +	15 - 20
Purchase cost	\$123,000	\$84,300	\$123,000	\$84,300	\$130,000	\$84,300	\$130,000	\$84,300
Electrical services	\$9,000	\$9,000	\$7,000	\$7,000	\$7,000	\$7,000	\$5,500	\$5,500
Sewer & Water	\$7,500	\$7,500	\$12,500	\$12,500	\$16,000	\$16,000	\$6,900	\$6,900
Civil	\$12,500	\$14,000	\$12,500	\$14,000	\$14,500	\$16,500	\$11,300	\$12,300
Lighting Upgrade	\$3,000	\$3,000	\$1,000	\$1,000	\$1,000	\$1,000	\$1,000	\$1,000
Custom roof	\$10,000	n/a	\$10,000	n/a	\$10,000	n/a	\$10,000	n/a
Miscellaneous - Cultural monitoring, fees & charges, DA approvals, design & engineering work etc.	\$9,800	\$12,000	\$9,800	\$12,000	\$9,800	\$12,000	\$12,800	\$16,000
Contingency 20%	\$34,960	\$25,960	\$35,160	\$26,160	\$37,660	\$27,360	\$35,500	\$25,200
<b>Installation Cost</b>	<b>\$209,760</b>	<b>\$155,760</b>	<b>\$210,960</b>	<b>\$156,960</b>	<b>\$225,960</b>	<b>\$164,160</b>	<b>\$213,000</b>	<b>\$151,200</b>
Servicing	\$2,300	\$1,200	\$2,300	\$1,200	\$2,300	\$1,200	\$2,300	\$1,200
Cleaning \$/year	\$3,672	\$3,672	\$3,672	\$3,672	\$3,672	\$3,672	\$3,672	\$3,672
Water - est.	\$1,400	\$1,400	\$1,400	\$1,400	\$1,400	\$1,400	\$1,400	\$1,400
Electricity est.	\$900	\$650	\$900	\$650	\$900	\$650	\$900	\$650
Consumables	\$450	\$450	\$450	\$450	\$450	\$450	\$450	\$450
<b>Annual running cost estimate \$/year</b>	<b>\$8,722</b>	<b>\$7,372</b>	<b>\$8,722</b>	<b>\$7,372</b>	<b>\$8,722</b>	<b>\$7,372</b>	<b>\$8,722</b>	<b>\$7,372</b>

## LIFE CYCLE COSTS

Lifecycle Cost	Patawilya Reserve – Adelphi Terrace		Patawalonga Banks East - Adjacent Adelphi Tce / Brooklyn Avenue		Patawalonga Banks West - Patawalonga Frontage / Opposite 21,22		Patawalonga Frontage West – SA Water Land – Anderson Ave, Military Road	
Ex GST \$	Exeloo	PureaBlue	Exeloo	PureaBlue	Exeloo	PureaBlue	Exeloo	PureaBlue
Service life - years	20	15	20	15	20	15	20	15
Purchase \$	\$209,760	\$155,760	\$210,960	\$156,960	\$225,960	\$164,160	\$213,000	\$151,200
Running \$	\$8,722	\$7,372	\$8,722	\$7,372	\$8,722	\$7,372	\$8,722	\$7,372
Refurbishment - 8 year cycle (2 x \$8k for Exeloo & 1 x \$10k Pureablue)	\$16,000	\$10,000	\$16,000	\$1,000	\$16,000	\$10,000	\$16,000	\$10,000
Disposal	\$8,000	\$8,000	\$8,000	\$8,000	\$8,000	\$8,000	\$8,000	\$8,000
Total spend	\$242,482	\$181,147	\$243,702	\$173,347	\$258,702	\$189,547	\$245,742	\$176,587
\$/year	\$12,124	\$12,076	\$12,185	\$11,556	\$12,935	\$12,636	\$12,287	\$11,772

Whilst the original purchase cost for the Exeloo is higher, these units are expected to have a longer life and can be refurbished twice instead of once for a lower cost unit. The overall whole of life cost for each unit will be similar and a decision on preferred unit could be made as part of a design and tender process.

For budget purposes, it is recommended to allow \$210,000 for the design and installation of the Patawilya toilet and \$226,000 for the design and installation of the Patawalonga western banks toilet.

Council could consider a staged approach to the installation of the toilets over multiple financial years.

Item No: 15.3

Subject: **AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – NATIONAL GENERAL ASSEMBLY**

Date: 14 March 2023

Written By: Manager, Strategy and Governance

General Manager: Strategy and Corporate, Ms P Jackson

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## SUMMARY

Each year, the Australian Local Government Association (ALGA) holds a National General Assembly (Assembly) in Canberra where councils from around Australia can discuss current and emerging challenges and opportunities, and advocate to the Federal Government on critical issues facing the sector.

The next Assembly will be held 13-16 June 2023. The theme for the 2023 National General Assembly will be *'Our Communities, Our Future'*. The ALGA are specifically looking for ideas for new federal programs and policies that would support councils to build stronger communities in the future.

The ALGA have called for motions for the Assembly and two possible motions have been prepared for Council's consideration.

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## RECOMMENDATION

### That Council:

1. **endorses the suggested motion as provided in Attachment 1, to be submitted for consideration by the Australian Local Government Association for inclusion in the National General Assembly agenda, and/or**
2. **endorses the suggested motion as provided in Attachment 2, to be submitted for consideration by the Australian Local Government Association for inclusion in the National General Assembly agenda.**

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## STRATEGIC PLAN

The proposed motions support the achievement of the Strategic Plan across all focus areas, as they seek to improve equity, inclusivity, sustainability and innovation.

**COUNCIL POLICY**

Anti-Racism Policy  
Anti-Discrimination Policy  
Inclusion Policy

**STATUTORY PROVISIONS**

Not applicable

**BACKGROUND**

The Australian Local Government Association (ALGA) advocates on behalf of Australia's 537 councils for funding and policy outcomes that support Local Governments to deliver better results for their communities.

Each year a National General Assembly (the Assembly) is held in Canberra where councils from around Australia discuss current and emerging challenges and opportunities, and advocate to the Federal Government on critical issues facing our sector.

The motions passed at the Assembly inform ALGA's strategic direction and national advocacy objectives. ALGA takes the agreed message to Ministers, MPs and decision-makers in Canberra and around the country through Ministerial meetings, forums, budget submissions, and advocacy campaigns.

The Assembly will be held in Canberra from 13-16 June 2023 and will be an opportunity to clearly set and articulate the Local Government sector's agenda to a new or returning Federal Government.

**REPORT**

The theme for the Assembly is *Our Communities, Our Future*, and the ALGA are looking for ideas to take to national discussions for potential new federal programs and policies.

The ALGA have called for motions for the Assembly, inviting councils to bring strategic issues of national importance to this event.

Motions must be endorsed by Council, submitted by Friday, 24 March 2023 and meet the following criteria:

1. Be relevant to the work of local government nationally;
2. Be consistent with the themes of the Assembly;
3. Complement or build on the policy objectives of your state and territory local government association;

4. Be from a council which is a financial member of their state or territory local government association;
5. Propose a clear action and outcome; and
6. Not be advanced on behalf of external third parties that may seek to use the Assembly to apply pressure to Board members or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.

Two proposed motions have been prepared, which fit this criteria and meet the word count constraints.

The first proposed motion is an extension to the motion that was submitted by Council and accepted in 2022 relating to the transformation of governance systems. This next motion focusses on the national objective of community wellbeing and invites partnership on trials for various kinds of social and economic innovations. While a couple of possible examples are named, like the 2022 motion, this motion is intended to be expansive and open the doors for a range of different ideas to be tested, rather than constraining options or rushing to assumed solutions.

*Refer Attachment 1*

The second proposed motion builds on Council's Anti-Racism policy and the policy's acknowledged support for the Uluru Statement from the Heart. While matters of the Constitution are a Federal Government concern, as the Council's policy states:

*"Leadership matters - both for what it does and does not do. On this basis, Council supports the original intent of the Letters Patent and the Uluru Statement from the Heart and seeks to engage fully in truth-telling, and treaty-making to the extent of its powers."*

The motion therefore calls on the Australian Government's support for the Local Government sector to engage in dialogue with their Aboriginal and Torres Strait Islander communities in order to support and amplify their voices in this important period, and to support a strong Anti-racism stance as a matter of policy at all levels of government.

*Refer Attachment 2*

Submitting the motions does not guarantee its inclusion in the Assembly agenda. Even if the motion is included in the agenda, it may not be endorsed at the Assembly.

## **BUDGET**

There are no direct costs associated with these motions.

## **LIFE CYCLE COSTS**

There are no life cycle cost associated with these motions.

# Attachment 1



This National General Assembly calls on all tiers of government, and state Local Government Associations to investigate and, where feasible, work with willing councils to trial economic and social reforms (for example, universal basic income trials and other innovations) to support community wellbeing.

## National Objective

Community wellbeing is at the heart of local governments' 'reason for being'. At its best, local government can be a champion of change, and pioneer innovations.

It is commonly acknowledged that we are living through a digital revolution, which is blurring the lines between physical, digital and biological spheres. The speed, volume and reach of technological innovation creates exponential, rather than linear change. The breadth and depth of these changes require a reconsideration of our social contracts, economic systems and governance systems to ensure human rights are protected and people can thrive equitably.

In 2022, the City of Holdfast Bay put forward a motion to begin working towards transformation of governance systems. This motion focusses on the national objective of community wellbeing, which acknowledges that councils play a key role in making places that are attractive and liveable for residents, visitors and workers. Places that are attractive to live, visit and work need effectively functioning economic systems and social contracts. While local government does not control these systems and cannot single-handedly change them, it can exert significant positive pressure through localised trials and proofs of concept, in partnership with other tiers of government.

## Summary of Key Arguments

The digital revolution has the potential to improve the quality of life, however, it can also create greater inequality. Increasing machine intelligence and automation have the potential to displace substantial segments of the workforce at a speed that cannot be offset by new jobs or re-skilling.

The divide between rich and poor globally is already significant and trends indicate a shrinking middle class in some economically developed nations, as well as falling labour participation rates in countries including Australia.

While the creation of technologies is arguably democratised, in reality, the bulk of technology-driven wealth is concentrated in the hands of a few. As opportunities to earn a steady living are disrupted by technologies, there is a moral argument that financial benefits gained by increased productivity should be used for societal good.

Furthermore, some technologies also have known ill effects on human health, including isolation, depression, anxiety, eyestrain, poor posture, sleep problems and attention disorders.<sup>1</sup> The World Health Organisation estimates that globally, businesses lose US\$1 trillion every year in productivity due to employee mental health difficulties such as depression and anxiety.<sup>2</sup>

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<sup>1</sup> <https://www.medicalnewstoday.com/articles/negative-effects-of-technology#psychological-effects>

<sup>2</sup> <https://www.who.int/teams/mental-health-and-substance-use/promotion-prevention/mental-health-in-the-workplace>

Our world and our experience of living in it, is changing faster than humans or our systems are equipped to deal with. It is therefore necessary for governments to focus on wellbeing and to take the lead in developing systems to better suit human needs. We cannot persist with industrial-era thinking and systems in a digital world if we want the planet and people to thrive.

To this end, new economic systems and new ways of working are needed. The COVID-19 pandemic demonstrated how extensively and how quickly workplaces can change if given a strong enough imperative. Future community wellbeing is no less urgent.

Examples of new models could include localised universal basic income trials, other models to improve equitable sharing of economic opportunities and various workplace innovations that can support improved wellbeing without decreasing community service levels.

Universal basic income is a payment made to all adults that allows people to meet their basic needs. It is made without any work or activity tests.<sup>3</sup> The idea has a long history and has in recent years different models have been trialled around the world. While no country has yet to adopt it at scale, the potential benefits warrant the exploration of effective models. As well as simplifying government support for citizen wellbeing, such schemes can assist in moving towards a low-carbon economy, improving equity and re-establishing / strengthening social cohesion.

Other models could include ratings or other systems to ensure that commercial housing investments (such as second+ homes being let out on short-term rentals, as one example) pay an equitable share of rates.

These are just two examples that could be trialled by way of partnership in a local government setting, as a way of testing applicability to both the Australian context and the broader government sector, but there are many more that could be identified and tested.



# Attachment 2



This National General Assembly calls on the Australian Government to:

- note the local government sector's respectful support for the wishes of Aboriginal and Torres Strait Islanders in relation to the Voice to Parliament,
- provide resources and support to Councils to actively pursue and promote community dialogue with their Aboriginal and Torres Strait Islander communities,
- meet the requests of the Uluru Statement from the Heart,
- ensure the adoption of an anti-racism policy in every Federal agency, in line with the work being done by the Australian Human Rights Commission,
- encourage all state and territory governments to adopt anti-racism policies across all agencies.

### National Objective

Theme 3 of the NGA prospectus asks “are there new programs the Australian Government could develop that would support councils to close the gap between Indigenous and non-Indigenous Australians?”

In 2017, Aboriginal and Torres Strait Islander people gave an answer to this question. The Uluru Statement from the Heart was issued as an invitation to all Australians, from First Nations Australians “to walk together to build a better future by establishing a First Nations Voice to Parliament enshrined in the Constitution, and the establishment of a Makarrata Commission for the purpose of treaty making and truth-telling.”

In the 2021 census, Aboriginal and Torres Strait Islander people represented 3.2% of the population, down from 100% prior to 1788. In 235 years, Aboriginal and Torres Strait Islander people went from sovereignty over their country to fighting for basic recognition.

In 2023, Australians will have their say in a referendum on whether to include an Aboriginal and Torres Strait Islander Voice to Parliament. As part of the journey of truth-telling and redressing the ongoing impacts of past events, it is incumbent on all governments to show leadership by supporting and amplifying the voices of Aboriginal and Torres Strait Islander people in this dialogue.

### Summary of Key Arguments<sup>1</sup>

There is evidence of human occupation on the continent of Australia dating back some 65,000 years. Yet our system of government, prevailing cultural norms and social constructs are all much younger. The nation of Australia commenced at the time of federation from 1 January 1901. But prior to our current six states and ten territories, there were some 250 nations and associated languages existing across the Australian continent and its adjacent islands, possessing the land under their own laws and customs.

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<sup>1</sup> Many of these arguments are taken from <https://ulurustatement.org/the-statement/view-the-statement/>, as the words of Aboriginal and Torres Strait Islander people are the most appropriate to represent their interests. Also referenced is the City of Holdfast Bay's Anti-Racism Policy <https://www.holdfast.sa.gov.au/assets/general-downloads/Council/Policies-and-procedures/Anti-Racism-Policy-Council.pdf>

These nations were not acknowledged by the European settlers who landed on their shores, despite having Regal instructions in some places to do so.

There is nothing to be gained by judging past actions but in the spirit of *Tiati Wangkanthi Kumangka* (truth-telling together), it is vital to respectfully acknowledge the truth of actions and their consequences, as well as seeking to redress their ongoing impacts.

Since European settlers arrived, Aboriginal and Torres Strait Islander people have been displaced, disenfranchised, marginalised and decimated. Cultures have been suppressed and much damage has been inflicted on nations and individuals by successive governments and various organisations charged with the care of First Nations people.

Social and physical structures brought in and created by settlers, coupled with policies and actions taken in relation to "Aboriginal Affairs", and initially keeping Australia white more generally, have created a legacy of systemic racism and many forms of unwitting discrimination.

Lands, waters, plants and animals have been used, in many places beyond their capacity, and often without respect for their spiritual and cultural associations. The long-term custodians who never ceded sovereignty were impelled, at times with brutality, at other times with poorly executed good intentions, to give up their culture, identities, and ways of life.

But what is some 200 years in the face of sixty millennia? While there are multiple generations of trauma and attendant disadvantage that need to be addressed, the ancient sovereignty that binds Aboriginal and Torres Strait Island people to their countries cannot be extinguished.

As the Uluru Statement from the Heart states, "*We seek constitutional reforms to empower our people and take a rightful place in our own country.*" It is not an unreasonable request for the original inhabitants of the land to be acknowledged as such, and have their right to self-determination enshrined in perpetuity.

At its best, government can be the champion of progressive change. Leadership matters - both for what it does and does not do.

Reconciliation of the past and a future free from racism must be a joint and collaborative endeavour, undertaken in a spirit of truth-telling together. However, there can be no truth-telling if Aboriginal and Torres Strait Islander people do not have an inherent, protected and lasting right to have their voices heard within the fabric of our governance systems, and power over their own destiny. The dialogue that moves our nation to this state of mature collaboration requires the amplification of the voices of Aboriginal and Torres Strait Islander people in all communities.

Item No: 15.4

Subject: **SIGNIFICANT TREE REMOVAL**

Date: 14 March 2023

Written By: Team Leader, Environment and Coast

General Manager: Assets and Delivery, Mr M de Heus

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## **SUMMARY**

A tree that is classified as significant under the *Planning, Development and Infrastructure Act 2016* (PDI Act) requires removal. The tree is a willow myrtle (*Agonis flexuosa*) at 4 Harberton Road, South Brighton. The tree requires removal because it is displaying poor health and structure and is likely to decay and fail. The *Planning, Development and Infrastructure Act 2016* requires a development application for the removal and Council's Tree Management Policy requires Council to provide landowner's consent for the application.

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## **RECOMMENDATION**

**That Council provide landowner's consent for a development application for the removal of the willow myrtle (*Agonis flexuosa*) at 4 Harberton Road, South Brighton.**

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## **STRATEGIC PLAN**

Support the creation of safer places by improving the public realm.

## **COUNCIL POLICY**

Tree Management Policy

## **STATUTORY PROVISIONS**

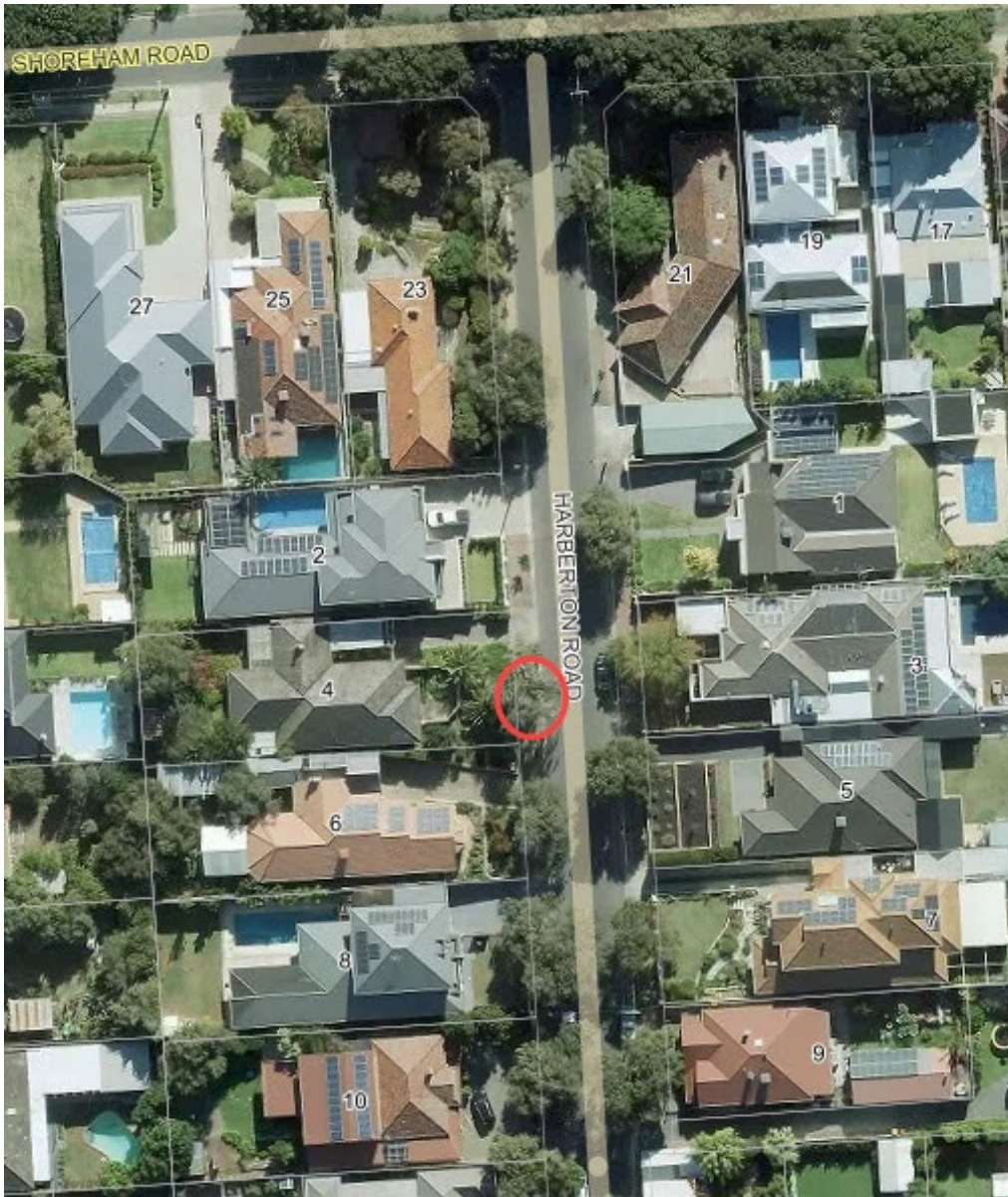
*Planning, Development and Infrastructure Act 2016*

## **BACKGROUND**

This tree was brought to our attention by a resident. The tree has a trunk circumference of 3.40 m, which identifies it as significant under the PDI Act. The tree audit identified the tree to be over mature (reaching the end of its natural life), with poor structure and poor health.

The tree was then assessed in more detail by Council's Senior Urban Forest Officer. The tree requires removal because it is likely to decay and fall apart, posing a risk to community safety with potential limb failure. The canopy is also very sparse, which is another symptom of its poor health. Removal is recommended in anticipation of a safety issue. There are no mitigation options in this case, therefore, the recommendation was made to remove it.

The location is shown here:





The fault in the tree is shown here:



The sparse canopy can be seen here:



## REPORT

Administration recommends the removal of this tree because it is dying and cannot be saved.

Subject to development approval, the tree will be removed by the end of April. The most proximal residents have been notified of the removal and are comfortable with the decision.

The tree will be replaced with three trees, as per Council's Tree Management Policy. The removed tree will be replaced by a Tuckeroo at the same location in Harborton Road. Two additional trees will be planted in the local area to maintain canopy cover.

## BUDGET

Operational budget

## LIFE CYCLE COSTS

Not applicable