

**Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Council Chamber, Glenelg Town Hall, Moseley Square, Glenelg, on Tuesday 25 September 2012 at 7:00pm.**

**MEMBERS PRESENT**

His Worship the Mayor, AK Rollond  
Deputy Mayor, RA Clancy  
Councillor RM Bouchée  
Councillor PW Dixon  
Councillor KM Donaldson  
Councillor LR Fisk  
Councillor JD Huckstepp  
Councillor SC Lonie  
Councillor TD Looker  
Councillor RC Patton  
Councillor AP Roe  
Councillor LJ Yates

**STAFF IN ATTENDANCE**

Acting Chief Executive Officer - IS Walker  
General Manager City Assets - SG Hodge  
Manager Organisational Sustainability – PE Aukett  
Manager Business & Visitor Marketing – A Thomson

**1. OPENING**

His Worship the Mayor declared the meeting open at 7.00pm.

**2. KAURNA ACKNOWLEDGEMENT**

With the opening of the meeting His Worship the Mayor stated:  
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. PRAYER**

His Worship the Mayor requested all present to pray and read the following 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.

**4. APOLOGIES**

- 4.1 Apologies Received - Councillor Patterson
- 4.2 Absent - Nil

**5. ITEMS PRESENTED TO COUNCIL - Nil****6. DECLARATION OF INTEREST**

Members were reminded to declare their interest before each item.

**7. CONFIRMATION OF MINUTES****Motion****C250912/6062**

**That the minutes of the Ordinary Meeting of Council held on 11 September 2012 be taken as read and confirmed.**

Moved by Councillor Clancy, Seconded by Councillor Huckstepp

**Carried****8. QUESTIONS BY MEMBERS****8.1 Without Notice****8.1.1 Smoke Free Trial – Councillor Bouchee**

Councillor Bouchee asked a question regarding whether the Inspectors have commenced policing smokers.  
The General Manager City Assets provided a response.

**8.1.2 Jetty Hotel – Councillor Fisk**

Councillor Fisk asked a question as to whether the Jetty Hotel can serve jugs of beer on footpath.  
The General Manager City Assets provided a response.

**8.2 With Notice****8.2.1 Questions on Notice - Cowper/Milton Streets Carpark Development – Councillor Bouchee (Report No: 361/12)**

Councillor Bouchee asked the following question:

**Could the CEO keep Council updated on the progress of any discussions/negotiations in relation to all aspects of the Cowper/Milton Street Carpark Development by way of the Council Agenda?**

**Answer – General Manager, Corporate Services, Mr I Walker**

An Item in Brief will be provided regularly to inform Council of the progress on the Cinema complex and car park proposal.

**9. MEMBER'S ACTIVITY REPORTS**

9.1 **Mayoral Report** - Nil

9.2 Councillor Yates attended Adelaide High School – Art work at the tram stop  
Councillor Yates attended Murray Darling Association meeting

Councillors Donaldson and Looker attended the Holdfast Bay Community Centre meeting. The AGM will be held this Thursday at 2pm at the community centre.

Councillor Looker attended the Big Aussie BBQ.

Councillor Yates competed in City to Bay run. Congratulations to Holdfast Bay staff, particularly for placing sandbags in front of stormwater to prevent cups going down drains and the clean up after event.

**10. PUBLIC PRESENTATIONS**

10.1 **Petitions** - Nil

10.2 **Presentation** - Nil

10.3 **Deputations** - Nil

**11. MOTIONS ON NOTICE**

11.1 **Motion on Notice – Response to Local Government Association on Amalgamation – Councillor Looker (Report No: 374/12)**

**Motion****C250912/6063**

**That the City of Holdfast Bay, when developing a submission to the LGA Local Excellence Expert Panel, advise them that, due to this city's low debt level, comparatively low rates, high standard of maintenance and a long term financial plan providing sustainability, we would be unsupportive of any moves to progress amalgamation with any nearby council or future super council.**

Moved Councillor Looker, Seconded Councillor Donaldson

Carried

**12. ADJOURNED MATTER - Nil**

**13. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL****13.1 Jetty Road Mainstreet Management Committee** (Report No: 357/12)

The minutes of the Jetty Road Mainstreet Management Committee meeting held 5 September 2012, are attached and presented for Councils' information.

**Motion****C250912/6064**

**That the minutes of the Jetty Road Mainstreet Management Committee held 5 September 2012 are received.**

Moved Councillor Patton, Seconded Councillor Fisk

**Carried****14. REPORTS BY OFFICERS****14.1 Items in Brief** (Report No: 357/12)

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.

**Motion****C250912/6065**

**That the report be noted and items of interest discussed.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried****14.2 State Bicycle Fund – Approved projects 2012/13** (Report No: 360/12)

Council submitted an application for funding to the State Government State Bicycle Fund for a project titled "Local Area Strategic Bicycle Plan Review". The funding allocation criteria was for 50% of a project and Council's submission was for a total of \$25,000.

In July 2012, Council was informed that its application was successful and an amount of \$12,500 has been allocated to the project via the State Bicycle Fund.

**Motion****C250912/6066**

- 1. That Council accepts the allocation of \$12,500 (50% of project cost) for the Local Area Strategic Bicycle Plan project in accordance with the State Bicycle Fund criteria.**
- 2. That Council endorses the allocation of its share of the project cost of \$12,500 (50% of project cost) at the October 2012 budget review.**

3. That the funds be allocated from the Traffic Control Maintenance budget.
4. That the Local Area Strategic Bicycle project report be provided to Council when it is completed.

Moved Councillor Looker, Seconded Councillor Lonie

**Carried**

**Division called**

A division was called and the previous decision was set aside.

Those voting for: Councillors Clancy, Dixon, Donaldson, Huckstepp, Lonie, Looker, Patton, Roe and Yates (9)

Those voting against: Councillors Fisk and Bouchee (2)

His Worship the Mayor declared the motion

**Carried**

14.3 **Monthly Financial Report – August 2012** (Report No: 358/12)

Attached are financial reports as at 31 August 2012. They comprise a Funds Statement and a Capital Expenditure Report for Council's municipal activities and Alwyndor Aged Care.

**Motion**

**C250912/6067**

**That Council receives the financial reports to 31 August 2012 and notes:**

**1. Municipal Activities**

- a projected operating deficit for 2012/13 of \$26,000 (compared to an operating surplus of \$29,000 in the original budget)
- an increased projected capital expenditure for 2012/13 of \$6.688 million (compared to \$5.938 million in the original budget)
- a projected funding surplus for 2012/13 of \$2.257 million (compared to \$2.312 million in the original budget)

**2. Alwyndor Aged Care**

- an unchanged projected operating surplus for 2012/13 of \$409,000
- an unchanged projected capital expenditure for 2012/13 of \$6.411 million

- **an unchanged projected funding requirement for 2012/13 of \$5.765 million**

Moved Councillor Huckstepp, Seconded Councillor Looker

**Carried**

14.4 **Debenture Loan 144 Rollover – Glenelg District Cricket Club** (Report No: 359/12)

The sporting club debenture loan 144 referring to the Glenelg District Cricket Club will be eligible for rollover on 15 November 2012. The club has requested that the remaining principal outstanding of \$27,741, be rolled over for the remaining loan term with a further opportunity to review the loan in 2 years.

**Motion**

**C250912/6068**

**That Council borrows the remaining sum of \$27,741 for a term of 2 years on a 6 year repayment basis in accordance with Council's borrowing policy, for the purpose of meeting the remaining rollover funding required on Debenture loan 144.**

Moved Councillor Clancy, Seconded Councillor Bouchee

**Carried**

14.5 **Contribution from Council towards Christmas Pageant** (Report No: 362/12)

At the meeting of Jetty Road Mainstreet Management Committee (JRMMC) held on 1 August 2012, a motion was carried to request that Council provides \$10,000 cash contribution in addition to the Christmas pageant's in-kind support. As per the Council minutes 14 August 2012, this report has been prepared to provide further detail to Council.

**Motion**

**C250912/6069**

**That Council allocate \$10,000 from the current budget in addition to the current in-kind support provided for the Christmas Pageant.**

Moved Councillor Fisk, Seconded Councillor Huckstepp

**Carried**

14.6 **Adjourned Report – Seacliff Surf Lifesaving Club Liquor Licence** (Report No: 371/12)

On 28 August 2012 a report number 300/12 was submitted to Council outlining the proposal by the Seacliff Surf Lifesaving Club to pursue amendments to their liquor licence in order to rectify existing ambiguities.

Following discussions around that report several questions were raised by Members, the responses to these questions are itemised in the report.

**Motion**

**That the replacement page as tabled be received. C250912/6070**

Moved Councillor Dixon, Seconded Councillor Lonie **Carried**

**Motion****C250912/6071**

**That Council advise the Office of the Liquor and Gambling Commissioner that it endorses the Seacliff Surf Lifesaving Club's endeavor to rectify the discrepancies and ambiguities within their licence through the implementation of the following provisions:**

- 1. That the Club's downstairs licensed area redline plan be amended to depict the fixed boundaries (walls) of the area and not run through the middle of the room.**
- 2. That liquor licence condition 2 be removed.**
- 3. That liquor licence condition 4 be revised to state:**  
  
*"The club may hold six (6) club functions per year at which amplified music may be played until midnight. The Club must notify the OLG, Police and the surrounding residents prior to the function".*
- 4. That two (2) further conditions be imposed on the licence stating:**
  - (i) That private functions booked by the club are to be held in the upstairs entertainment areas only.**
  - (ii) That the downstairs licensed area is to be utilised by club members and their genuine guests ONLY during the operational hours of the club.**

Moved Councillor Lonie, Seconded Councillor Roe **Carried**

**Division called**

A division was called and the previous decision was set aside.

Those voting for: Councillors Clancy, Dixon, Donaldson, Huckstepp, Lonie, Looker, Patton, Fisk, Roe and Yates (10)

Those voting against: Councillor Bouchee (1)

His Worship the Mayor declared the motion **Carried**

14.7 **The City of Holdfast Bay's Foundation Graffiti Prevention Initiative** (Report No: 372/12)

In December 2011 Council lodged an application with the Attorney-General's Department (AGD) for a small grant to address the growing instances of graffiti within Holdfast Bay. In May 2012 Council's Liquor Licensing and Community Safety Officer was notified by the AGD that the Council's bid had been successful.

As part of the AGDs 2012 Crime Prevention and Community Safety Grant programs the City of Holdfast Bay was awarded an amount of \$32,000 (*plus GST*) in which to fund the proposed 'Foundation Graffiti Prevention initiative'.

The project seeks to:

- Review Councils relevant policies and procedures for graffiti removal and control within the City;
- To engage local schools youth organisation through education and art programs; to establish a graffiti prevention volunteer program to aid Councils rapid response team in the control of graffiti;
- Monitor graffiti trends and offender migration within the city.

**Motion**

**C250912/6072**

1. **That Council endorse this report and the attached 'Preliminary Project Report'.**
2. **That Council support the implementation of the City of Holdfast Bays 'Foundation Graffiti Prevention Initiative'.**

Moved Councillor Clancy, Seconded Councillor Yates

**Carried**

14.8 **Graffiti Policy 2012 Review** (Report No: 373/12)

In 2007 Council implemented its current Graffiti Policy. As part of the Council's 2012/2013 Foundation Graffiti Prevention initiative a review has been undertaken of the current policy and now submits the revised edition for Council's approval.

The reviewed policy characterises Council's responsibilities and powers in relation to the control and removal of graffiti within the City; Council's commitment to employ crime prevention measures and intention to identify and implement such mechanisms that will aid Council, members of the community and regulatory authorities in combating instances of graffiti related vandalism within its jurisdiction.



**Motion****C250912/6073**

**That Council endorses the amended Graffiti Policy and supports its immediate implementation in conjunction with the Foundation Graffiti Prevention Initiative.**

Moved Councillor Lonie, Seconded Councillor Bouchee

**Carried****15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil****16. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING - Nil****17. ITEMS IN CONFIDENCE****Cr Looker departed the chamber at 7.48pm****17.1 Buffalo Restaurant****C250912/6074**

**That pursuant to Section 90(2) and 90(3)(i) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3), on the basis that it will receive, discuss or consider the following:**

- i. information relating to actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council.**

Moved Councillor Clancy, Seconded Councillor Lonie

**Carried**

The Mayor raised a matter concerning the Buffalo lease and discussion took place.

**Order to Retain Documents in Confidence****Motion****C250912/6075**

**That pursuant to Section 90(2), 90(3)(i) and 91(7) of the Local Government Act 1999 the Council orders that the content of the discussion be kept confidential and not available for public comment on the basis that it deals with information relating to actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council, under Section 90(2) and 90(3)(i) of the Act.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried**

Councillor Looker returned to the Chamber at 7.53pm

**18. RESUMPTION**

**Motion**

**C250912/6076**

**That Council resume as an open meeting of Council at 8.00pm**

Moved Councillor Lonie, Seconded Councillor Huckstepp

**Carried**

**CLOSURE**

The Meeting closed at 8.01pm.

**CONFIRMED      Tuesday 9 October 2012**

**MAYOR**