

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 23 October 2012 at 7:02pm.

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 S Patterson
Councillor RC Patton
Councillor AP Roe
Councillor LJ Yates

STAFF IN ATTENDANCE

Chief Executive Officer - JP Lynch
General Manager Alwyndor Aged Care - G Potter
General Manager City Assets - SG Hodge
Acting General Manager City Services – A Thomson
General Manager Corporate Services - IS Walker
Manager Organisational Sustainability – PE Aukett

1. OPENING

His Worship the Mayor declared the meeting open at 7.02pm.

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 - Nil
- 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

C231012/687

That the minutes of the Ordinary Meeting of Council held on 9 October 2012 be taken as read and confirmed.

Moved by Councillor Lonie, Seconded by Councillor Clancy

Carried

8. QUESTIONS BY MEMBERS

8.1 Without Notice

8.1.1 Upcoming Reports– Councillor Bouchée

Councillor Bouchée asked a question regarding the status of the upcoming Community Bus and Library reports.

The Chief Executive Officer, Mr J Lynch provided a response.

8.2 With Notice - Nil

9. MEMBER'S ACTIVITY REPORTS

9.1 Holdfast Bay Community Centre

Councillor Looker reported that he attended the Holdfast Bay Community Centre Management Committee meeting as Council's proxy member.

9.2 Southern Suburbs Briefing

Councillor Looker reported that he attended the Southern Suburbs Briefing with His Worship the Mayor and Councillors Clancy and Yates.

9.3 Jetty Road Mainstreet Management Committee Traders Meeting

Councillor Looker reported that he, His Worship the Mayor and Councillors Patton and Yates attended the Jetty Road Mainstreet Management Committee Traders Meeting.

9.4 Opening of Surf Life Saving South Australia Headquarters

Councillor Dixon reported that he attended the opening of new Surf Life Saving Headquarters.

9.5 **Presentation Night**

Councillor Clancy reported that she had attended annual presentations for Brighton Football Club.

10. PUBLIC PRESENTATIONS

10.1 **Petitions -Nil**

10.2 **Presentation**

10.2.1 **Rescue 2012**

Mr D Thomson, General Manager Surf Life Saving Australia made a presentation to Council for five minutes on Rescue 2012.

10.2.2 **Future of the Buffalo Restaurant**

Mr R Finlayson, current lessee of the Buffalo Restaurant made a presentation to Council for five minutes on the future of the Restaurant.

10.3 **Deputations - Nil**

11. MOTIONS ON NOTICE

11.1 **Motion on Notice - Nil**

12. ADJOURNED MATTERS

12.1 **Adjourned Report – Holdfast Bay Bowls and Croquet Club (Report No: 427/12)**

On 28 August 2012 a report was submitted to Council, (C280812/302), recommending that Council approve a new lease to the Holdfast Bay Bowls Club Inc. for a term of 10 years from 1 July 2012. This report was adjourned with Council resolving as follows;

“That the motion be adjourned to allow Administration to confirm negotiations between parties, particularly the Croquet Club”.

A copy of the original report presented at the Council meeting on 28 August 2012 is attached for the information of members.

Motion

C231012/688

That a new lease for a period of ten years from 1 July 2012 to 30 June 2022, be granted to the Holdfast Bay Bowls and Croquet Club Incorporated over the whole of the premises located at 583 Anzac Highway, Glenelg North and

contained in Certificate of Title Volume 5582 Folio 871, as detailed in Attachment 1.

Moved Councillor Dixon, Seconded Councillor Clancy **Carried**

13. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL

13.1 Minutes – Environmental Advisory Committee (Report No: 431/12)

The Minutes of the Environmental Advisory Committee meeting held 18 June 2012 are attached and presented for Councils' information. This meeting included a discussion and endorsement of proposed HEAT Fund projects for 2012-13. This report provides a brief description of these projects as well as the associated budget.

Motion **C231012/689**

That the minutes of the Environmental Advisory Committee held 18 June 2012 is received and recommendation 6.4 noted.

Moved Councillor Yates, Seconded Councillor Looker **Carried**

Motion **C231012/690**

That Council defers adopting the HEAT fund budget, pending a report on the EAC and the future of the heat fund.

Moved Councillor Looker , Seconded Councillor Huckstepp **Carried**

13.2 Minutes – Jetty Road Mainstreet Management Committee (Report No: 416/12)

The Minutes of the Jetty Road Mainstreet Management Committee meeting held 3 October 2012 are attached and presented for Council's information.

Motion **C231012/691**

That the minutes of the Jetty Road Mainstreet Management Committee held 3 October 2012 is received.

Councillor Bouchee left the chamber at 7.42pm.

Councillor Bouchee rejoined the chamber at 7.43pm.

Moved Councillor Patton, Seconded Councillor Fisk **Carried**

13.3 Minutes – Alwyndor Management Committee (Report No: 432/12)

The Minutes of the Alwyndor Aged Care Management Committee for 21 August and 18 September 2012 are provided for information.

Motion

C231012/692

That the Minutes of the Alwyndor Aged Care Management Committee for 21 August and 18 September 2012 be noted by Council.

Moved Councillor Lonie, Seconded Councillor Clancy

Carried

14. REPORTS BY OFFICERS

14.1 Items in Brief (Report No: 433/12)

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

C231012/693

That the report be noted and items of interest discussed.

Moved Councillor Lonie, Seconded Councillor Huckstepp

Carried

Motion

C231012/694

That Councillor Patton be appointed as the Council Delegate to the Glenelg Brass Band.

Moved Councillor Bouchee, Seconded Councillor Patton

Carried

Motion

C231012/695

That the Council not proceed to lodge an expression of interest for the future purchase of the land located on Bells Road, Somerton Park.

Moved Councillor Bouchee, Seconded Councillor Fisk

Carried

14.2 Submission to the Local Excellence Expert Panel (Report No: 437/12)

The City of Holdfast Bay has been given an opportunity to comment on issues affecting local government in South Australia as identified in a paper developed by the Local Government Association's Local Excellence Expert Panel. A small group of Councillors has met to provide comments. These comments are attached to this report.

Motion

C231012/696

That the comments attached to this report, as amended by Council, along with Council's resolution of 25 September 2012 (C250912/663), are forwarded to

the Local Excellence Expert Panel prior to the closing date for submissions by interested parties of 30 October 2012.

Moved Councillor Looker, Seconded Councillor Fisk

Carried

14.3 Council and Standing Committee Meeting Schedule 2013 (Report No: 436/12)

Each year Council is asked to determine its meeting schedule for the next 12 months. This allows for other committees and the public to be informed of the schedule to minimize conflicts.

The Local Government Act 1999 requires Council to hold at least one meeting per month. Meeting schedules can be reviewed and amended at any time by the Council.

Informal workshops with Elected Members will continue to be scheduled on the first Tuesday of each month and briefings will be held prior to each Council meeting, as required.

Motion

C231012/697

1. That the Council and Standing Committee meeting schedule for January to December 2013 be as follows:

- | | |
|--------------------|---------------------|
| • 22 January 2013 | • 9 July 2013 |
| • 12 February 2013 | • 23 July 2013 |
| • 26 February 2013 | • 13 August 2013 |
| • 12 March 2013 | • 27 August 2013 |
| • 26 March 2013 | • 10 September 2013 |
| • 9 April 2013 | • 24 September 2013 |
| • 23 April 2013 | • 8 October 2013 |
| • 14 May 2013 | • 22 October 2013 |
| • 28 May 2013 | • 12 November 2013 |
| • 11 June 2013 | • 26 November 2013 |
| • 25 June 2013 | • 10 December 2013 |

2. That the Council continues to hold a 1.5 hour workshop on the first Tuesday (excluding January) of each month and a 45 minute briefing prior to each council meeting during 2013, as required.

Moved Councillor Clancy, Seconded Councillor Lonie

Carried

14.4 Alwyndor Redevelopment Update (Report No: 426/12)

Presented for the information of Members is an update on the progress of the Alwyndor Redevelopment Capital Works Project.

Handover of Stage 1B of the Project is scheduled to occur on the 2 November 2012. A number of minor but cumulative extensions of time, have resulted in a four week delay to the initial program completion date of 12 October. The project however will be delivered on target as budgeted and within the approved financial resources.

Motion**C231012/698**

That Report No: 416/12 on the Alwyndor Aged Care Capital Redevelopment be received and noted by Council.

Moved Councillor Clancy, Seconded Councillor Lonie

Carried**14.5 Appointment of Deputy Mayor (Report No: 418/12)**

Under Section 51 of the *Local Government Act 1999* the Council may appoint a Deputy Mayor for a term not exceeding four years.

Council has previously made appointments of Deputy Mayor for a term of one year. It is Council's prerogative to choose another term. Council last appointed Councillor Rosemary Clancy as Deputy Mayor for a term of 1 year in October 2011. This position will fall vacant and Council may choose to make a new appointment for a term not exceeding two years being the current life of the Council.

In the absence of the Mayor, the Deputy Mayor may act in the office of Mayor.

Motion**C231012/699**

That Councillor Clancy be appointed Deputy Mayor for the period from 1 December 2012 to 30 November 2013.

Moved Councillor Huckstepp, Seconded Councillor Roe

Carried**14.6 Elected Member Training Request (Report No: 435/12)**

Councillors Looker and Roe have expressed an interest in attending the Local Government Association's (LGA) Council Members' Governance Program being held on 9 November 2012. The cost of this session is \$440.00.

Motion**C231012/700**

That Council approves the attendance of Councillors Looker, Patterson and Roe at the Local Government Association's Council Members' Governance program being held on 9 November 2012.

Moved Councillor Patton, Seconded Councillor Dixon

Carried**15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil****Motion****C231012/701**

That the Council meeting be suspended at 8.06pm, to enable the Strategic Planning and Development Policy Committee to meet.

Moved Councillor Looker, Seconded Councillor Lonie

Carried

Motion **C231012/702**

That the Council meeting be resumed.

Moved Councillor Lonie, Seconded Councillor Yates **Carried**

16. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING

16.1 Leave of Absence

Councillor Yates sought a leave of absence for two months from Council.

Motion **C231012/703**

That Council grants Councillor Yates a two month leave of absence.

Moved Councillor Yates, Seconded Councillor Looker **Carried**

Councillor Donaldson left the chamber at 8.25pm.

Councillor Donaldson rejoined the chamber at 8.27pm.

16.2 Buffalo Site

Motion **C231012/704**

That the lessee of the Buffalo site provide a full structural engineers report on the Buffalo prior to the next meeting of Council on 13/11/12.

Moved Councillor Clancy, Seconded Councillor Bouchee **Carried**

17. ITEMS IN CONFIDENCE

17.1 Subdivision and Sale of Portion of Land at MacFarlane Street, Glenelg North (Adjacent to Old Gum Tree) (Report No: 411/12)

Council Staff In attendance

Council Staff in Attendance - Chief Executive Officer - JP Lynch, General Manager Alwyndor Aged Care - G Potter, General Manager City Assets - SG Hodge, Acting General Manager City Services – A Thomson, General Manager Corporate Services - IS Walker, Manager Organisational Sustainability – PE Aukett, Manager Development Services – A Marroncelli, Strategic Planner (Policy) – D Jellings, Governance Officer – W Matthews

Motion **C231012/705**

- 1. That under provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer, General Managers and administrative staff in attendance in order to consider in confidence this item.**

2. That the Chief Executive Officer is satisfied that it is necessary that the public be excluded to enable the Council to discuss and to consider the matter at the meeting on the following grounds:
- d. commercial information of a confidential nature (not being a trade secret) the disclosure of which -
- (i) 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
 - (ii) would, on balance, be contrary to the public interest and the benefit or detriment to a third party in the matter of Subdivision and Sale of Portion of Land at MacFarlane Street, Glenelg North (Adjacent to Old Gum Tree) (Report No: 411/12) outweighs the public interest at this time.

Moved Councillor Clancy, Seconded Councillor Lonie

Carried

Councillor Roe left the chamber at 8.36pm

Subdivision and Sale of Portion of Land at MacFarlane Street, Glenelg North (Adjacent to Old Gum Tree) (Report No: 411/12)

Moved Councillor Lonie,

Lapsed for want of a seconder

Motion

C231012/706

1. That the land located on the corner of MacFarlane Street and Alison Street Glenelg described in Certificate of Title Volume 5839 Folio 373 be subdivided (Scenario 1 as per this report).
2. That the portion of land retained for the expansion of the reserve be classified as Community Land and added to the Regional Open Space schedule of the Community Land Management Plan.

Moved Councillor Huckstepp, Seconded Councillor Bouchee

Carried

Order to Retain Documents in Confidence

Motion

C231012/707

1. That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the documents relating to Report No: 411/12 including:
 - Report
 - Attachment
 relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act,

should be kept confidential on the grounds of information contained in 90(3)(d).

2. That Council release parts 1 and 2 of Resolution No: C231012/706, which are relevant to the sale of the property.
3. That Council retain parts 3 and 4 of Resolution No: C231012/706 in confidence under the provisions of Section 91(7) and (9) of the Local Government Act 1999 relating to discussion of the subject matter of the minutes, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in 90(3)(d).
4. This resolution will be reviewed within 12 months by the Council or by the Chief Executive Officer at the completion of the Subdivision and Sale.

Moved Councillor Clancy, Seconded Councillor Bouchee

Carried

CLOSURE

The Meeting closed at 8.53pm.

CONFIRMED 13 November 2012

MAYOR