

**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 26 February 2013 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 JD Huckstepp  
Councillor SC Lonie – 7.16pm.  
Councillor TD Looker  
Councillor RC Patton  
Councillor AP Roe  
Councillor LJ Yates

**STAFF IN ATTENDANCE**

Chief Executive Officer - JP Lynch  
Acting General Manager City Assets – K O’Neill  
General Manager City Services - RA Cooper  
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 - Councillor S Patterson

4.2 Absent

**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****C260213/818**

**That the minutes of the Ordinary Meeting of Council held on 12 February 2013 be taken as read and confirmed.**

Moved by Councillor Clancy, Seconded by Councillor Huckstepp

**Carried****8. QUESTIONS BY MEMBERS**

8.1 **Without Notice** - Nil

8.2 **With Notice** - Nil

**9. MEMBER'S ACTIVITY REPORTS**

9.1 **Members Activity Report – Holdfast Bay Community Centre Board of Management** (Report No: 70/13)

Councillor Donaldson and Councillor Looker have provided a Members Activity Report for the Holdfast Bay Community Centre Board of Management Meeting held 19 February 2013.

9.2 **COTA Holdfast Bay Network Meeting**

Councillor Looker reported that he attended a Holdfast Bay Network Meeting organised by COTA.

9.3 **Solo Recovery Technology Waste Launch**

Councillor Yates reported that she and Councillor Clancy had attended the Solo Resource Recovery Adelaide Waste and Recycling Facility in North Plympton launch.

**10. PUBLIC PRESENTATIONS**

- 10.1 **Petitions** - Nil
- 10.2 **Presentation** - Nil
- 10.3 **Deputations**

Councillor Bouchee left the chamber at 7.07pm.

Councillor Bouchee rejoined the chamber at 7.09pm.

Councillor Lonie joined the meeting at 7.16pm.

**10.3.1 Mr Peter Rimmington, The Beachouse**

*The Acting Mayor, Councillor Clancy approved a five minute deputation from Peter Rimmington from The Beachouse to presenting a proposal regarding using the foreshore building area at Glenelg for The Beachouse Aqua Play.*

**11. MOTIONS ON NOTICE**

- 11.1 **Motion on Notice – Inclusion of Background and Administration Comments in Minutes – Councillor Looker** (Report No: 71/13)

**Motion****C260213/819**

**That unless resolved otherwise, the background and administration comments of Motions on Notice be included in the minutes and the council meeting procedures policy be amended to reflect this.**

Moved Councillor Looker, Seconded Councillor Clancy

**Carried****Background**

When a councillor lodges a notice of Motion often a rationale in the form of a brief background explanation is often provided with a view to giving relevant facts and expanded descriptions that inform the motion.

At times administration will add further comments.

It had been Council practice to include this in the minutes but that has changed in recent times. As the minutes are the historical record it is appropriate that these comments are included.

**12. ADJOURNED MATTERS - Nil****13. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL - Nil**

**14. REPORTS BY OFFICERS****14.1 Items in Brief (Report No: 55/13)**

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****C260213/820****That the report be noted and items of interest discussed**

Moved Councillor Looker, Seconded Councillor Huckstepp

**Carried****14.2 Agreement to Progress Resilient South Project (Report No: 53/13)**

This report presents the agreement that will bind funding parties to the Resilient South project and defines the objectives to be delivered by the project.

**Motion****C260213/821****That His Worship the Mayor be authorised to sign on behalf of Council the sector agreement as a member Council to the Resilient South Project and its objectives.**

Moved Councillor Yates, Seconded Councillor Lonie

**Carried**

Item 14.3 Coastal Vegetation Masterplan was withdrawn.

**14.4 Glenelg Town Hall – Bay Bar Dos – Assignment of Lease (Report No: 56/13)**

The current owner of the Bay Bar Dos Restaurant, Bay Bar Dos Pty Ltd, has advised that a contract for the sale of the business has been completed with settlement occurring on 1 March 2013.

The sale of the business is an assignment of the current lease and under the terms of that lease the Lessee must seek the written approval the City of Holdfast Bay, as land owner, for the assignment of the lease.

Bay Bar Dos Pty Ltd, as lessee, is seeking Council's consent, as land owner, to assign this lease.

**Motion****C260213/822****That approval is granted for the assignment of this lease from Bay Bar Dos Pty Ltd to Chola South Indian Restaurant Pty Ltd, with Thirumurugan Muthusamy, Subramanian Narayanan and Saravanan Jeyaraman as partners, on 1 March 2013, subject to the following;**

1. **Thirumurugan Muthusamy, Subramanian Narayanan and Saravanan Jeyaraman providing personal guarantees.**
2. **All rental and associated charges being paid in full by Bay Bar Dos Pty Ltd prior to the date of settlement.**
3. **Any legal costs associated with the preparation and completion of all required documentation to be borne by Bay Bar Dos Pty Ltd.**

Moved Councillor Looker, Seconded Councillor Fisk

**Carried**

14.5 **Alwyndor Aged Care Management Committee Appointments** (Report No: 66/13)

The Alwyndor Aged Care Management Committee recommends for Council's endorsement of a two year term extension for current member, Mr Terry Evans, to expire 14 April 2015.

**Motion**

**C260213/823**

**That Council endorses the recommendation of the Alwyndor Management Committee in relation to the reappointment of Mr Terry Evans to the Management Committee for a further two year term to expire on 14 April 2015.**

Moved Councillor Clancy, Seconded Councillor Lonie

**Carried**

14.6 **Encroachment Permission Over Council Land at 53-59 Jetty Road, Brighton** (Report No: 67/13)

The purpose of this report is to seek Council's endorsement for an encroachment over a section of footpath on Jetty Road at Brighton. Council has received a development application for a mixed retail and residential development at 53-59 Jetty Road, Brighton with an associated verandah with balconies above, which encroach over the footpath.

**Motion**

**C260213/824**

**That pursuant to Section 221 of the Local Government Act 1999, Council allows the encroachment associated with Development Application Number 110/00859/12 on the façade of 53-59 Jetty Road, Brighton as described in Attachment 1 of this report and that Administration issue a permit with annual fees accordingly.**

Moved Councillor Yates, Seconded Councillor Lonie

**Carried**

**14.7 Open Space and Public Realm Strategy (Report No: 68/13)**

The purpose of this report is to seek Council's endorsement of the Open Space and Public Realm Strategy which is now complete.

**Motion****C260213/825**

**That Council endorses the Open Space and Public Realm Strategy.**

Moved Councillor Looker, Seconded Councillor Yates

**Carried****14.8 Monthly Financial Report – January 2013 (Report No: 69/13)**

Attached are financial reports as at 31 January 2013. They comprise a Funds Statement and a Capital Expenditure Report for Council's municipal activities and Alwyndor Aged Care.

**Motion****C260213/826**

**That Council receives the financial reports to 31 January 2013 and notes:**

**1. Municipal Activities**

- a projected operating deficit for 2012/13 of \$1.078 million (compared to an operating surplus of \$29,000 in the original budget)
- a projected capital expenditure for 2012/13 of \$10.220 million (compared to \$5.938 million in the original budget)
- a projected funding requirement for 2012/13 of \$1.847 million (compared to \$2.312 million in the original budget)

**2. Alwyndor Aged Care**

- a projected operating surplus for 2012/13 of \$542,000 (compared to an operating surplus of \$409,000 in the original budget)
- an unchanged projected capital expenditure for 2012/13 of \$6.412 million
- a projected funding requirement for 2012/13 of \$5.244 million (compared to \$5.376 million in the original budget)

Moved Councillor Looker, Seconded Councillor Huckstepp

**Carried****15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**

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

**16.1 Environmental Initiatives**

Councillor Bouchee asked that the environmental benefits from the HEAT Fund projects are communicated to the Community.

**17. ITEMS IN CONFIDENCE - Nil**

**CLOSURE**

The Meeting closed at 7.50pm.

**CONFIRMED Tuesday 12 March 2013**

**MAYOR**