

**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 10 December 2013 at 7:04pm.**

**MEMBERS PRESENT**

His Worship the Mayor, AK Rollond  
Deputy Mayor, RA Clancy  
Councillor RM Bouchée  
Councillor PW Dixon  
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 City Assets - SG Hodge  
General Manager City Services - RA Cooper  
Manager Organisational Sustainability – PE Aukett

**1. OPENING**

His Worship the Mayor declared the meeting open at 7.04pm.

**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 KM Donaldson

4.2 Absent - Nil

**5. ITEMS PRESENTED TO COUNCIL**

5.1 Clean Beaches Award

In recognition of our beaches, dune management and environmental programs the City of Holdfast Bay was the SA finalist in the Keep Australia Beautiful Clean Beaches awards. On Monday 18 November 2013 the national awards were held in Perth and the City of Holdfast Bay received a special commendation award for Recycling and Waste Management.

**6. DECLARATION OF INTEREST**

Members were reminded to declare their interest before each item.

**7. CONFIRMATION OF MINUTES****Motion**

**That the minutes of the Ordinary Meeting of Council held on 26 November 2013 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 **Glenelg Cinema Project – Councillor Bouchee**

Councillor Bouchee asked a question regarding the Glenelg Cinema Project.

The CEO, Mr J Lynch provided a response.

8.1.2 **Consultation on Bus Layover – Councillor Bouchee**

Councillor Bouchee asked a question regarding car parks in Colley Terrace.

The CEO, Mr J Lynch provided a response.

Councillor Bouchee asked a question regarding the safety aspects of the proposal.

The CEO provided a response.

His Worship the Mayor asked a question regarding the bus changes with DPTI.

The CEO provided a response.

Councillor Bouchee asked if the workshop outcomes were forwarded to DPTI.

The GM City Assets provided a response.

Councillor Patton asked if DPTI would hold a public meeting to hear resident concerns on Colley Terrace.

His Worship the Mayor provided a response.

## 8.2 With Notice

### 8.2.1 Questions on Notice – Survival Rates for New Tree Plantings – Councillor Yates (Report No: 409/13)

*“I would like to know the numbers and survival rates for new tree plantings with separate info for reserves and street trees over the last few years, if available.”*

#### Background

I was talking to Anthony Ford after a resident queried if her new tree was being watered. I gather the water truck takes 9 days to water the whole new plantings on a revolving basis. Anthony said they have collected info on survival rates and I am concerned whether the maintenance of the trees planted is adequate as many young (and not so young!) trees look very dry and stressed. There is no point planting more trees if we cannot keep them alive during the increasingly long and hot summers. I am not sure if statistics exist for reserve and street trees separately but it would be interesting to see how much lower survival rates are in the street where trees get little rain to their roots due to the paving surrounding them, not to mention other stressors like extra heat and traffic fumes.

#### Answer

Currently the watering round consists of two separate rounds: The 2012/2013 plantings watering round & the 2011/2010 plantings watering round. The two separate rounds that are achieved by two different water trucks have divided programs. The division of the two rounds enables less frequent watering for those plantings that are more established.

The 1<sup>st</sup> and 2<sup>nd</sup> year Water Program attends to every tree once every 7 days. This is a larger Tanker holding 9000 litres uses approximately 1 tank per day enabling more efficiency for the trees that are much more dependent on the water round.

The 3<sup>rd</sup> and 4<sup>th</sup> year Water Program achieves a full round in approximately 11 days. This tanker has the ability to hold only 5000 litres making the activity of filling up more frequent. This water round also consists of watering garden beds to aid in their establishment as well as the watering of all reserve trees. This kind of watering requires hose work only in an aim to prevent soil compaction on the reserves. The irrigation that these reserve plantings receive contribute to the reserve tree's high survival rates.

Many variables can often stall the water round with maintenance, training, meetings and contractor demands commonly holding back the progression of the program. Added to this is the fact that we are now taking on more and more watering of Council garden beds, such as the Mike Turtur bike path, and the new garden beds on the Foreshore and on Whyte Street. These areas are all required to be hand watered, which impacts heavily on the tree watering program, pushing the turn-around time out by several days. With the potential of interruptions to the program, tree planting has been restricted to no more than 600 trees per season. This ensures that we don't unrealistically stretch resources, and are able to have a grasp of our new tree stock in comparison to the utilization of the equipment and staff we have. We are also continually using water retention crystals as well as fertilizer to enable the best possible survival rates for our precious tree stock.

Please note that:

- Charts are based on notes documented by watering and other horticultural staff
- Not all information was available via W Drive
- Project officer who compiled statistics no longer works at COHB
- More current information may be added when new Technical Project Officer commences employment

8.2.1 **Questions on Notice –Brighton Caravan Park Legal Costs – Mayor Rollond**  
(Report No: 425/13)

Mayor Rollond asked the following questions without notice at the Council Meeting held 12 November 2013 at which the Chief Executive Officer took the questions on notice. The answer to the questions are provided below:

***"1. Now that legal action has commenced what is the cost to ratepayers?"***

2. ***If Council is unsuccessful in this legal action will Council be responsible for paying the Caravan Park Residents costs?***
3. ***If residents of the Caravan Park have their properties insured and Council demolishes the structure is council responsible for the payment of the insurance value?"***

**Answer – Chief Executive Officer, Mr J Lynch**

As the Mayor notes, this matter is now the subject of legal action and it is not appropriate to publicly disclose Council's position at this time other than to note that appropriate actions have been implemented to limit its exposure.

8.2.3 **Questions on Notice – Principal Members Rulings Regarding Improper, Vexacious or Insulting Questions on Notice – Councillor Looker (Report No: 426/13)**

***"In the light of the Mayor's ruling of last meeting to rule out a question and his subsequent inability to provide specific reasons for his ruling, or to explain which part he may have personally viewed as offensive to enable that part to be amended, would administration please provide legal advice to clarify the requirement on behalf of the chair to provide clear reasons for a questions refusal. The absence of a proper explanation by the chair would in itself be a breach of the guiding principles. "***

**Background**

As you are aware I asked a question on notice. The Mayor ruled that question not be answered but failed to provide an explanation as to the reasons. His generalisation of he didn't like it and found it offensive was not sufficient and he refused to provide any explanation as to exactly what was offensive about the question.

I believe that in the event a question is ruled not be answered then a reason should be given. Not to do that leads to bias and a corruption of meeting procedure.

I remind members that my question was seeking details in response to damaging comments in the print and radio media that could have the effect of discouraging people to use our multimillion dollar coast park.

The mandated code of conduct stipulates that information give to council must be accurate and all the evidence since indicates council was not provided with information sufficient to raise this matter in the chamber

and it could have been handled by a private phone call to admin. That would have avoided the media show and adverse public response.

Please, for future questions, clarify the need for the Mayor to properly justify ruling that a question not be answered.

**Answer – Chief Executive Officer, Mr J Lynch**

Regulation 10(6) of the Local Government (Procedures at Meetings) Regulations 2000 enables the Presiding Member to rule that a question with or without notice not be answered if the Presiding Member considers that the question is vague, irrelevant, insulting or improper.

This requires the Presiding Member to form the opinion that the question is *vague, irrelevant, insulting or improper*. In forming the opinion and exercising the discretion to rule that a question not be answered requires the Presiding Member to act in accordance with the Guiding Principles (Regulation 5).

The Guiding Principles require the Council to observe procedures that are fair and contribute to informed decision making. Informed decision-making requires the provision of reasons to explain why a decision is made.

In light of the above, the advice we have received is that the Presiding Member should provide reasons for ruling that a question not be answered and explain why a question is *vague, irrelevant, insulting or improper*.

**9. MEMBER'S ACTIVITY REPORTS**

**9.1 Citizenship Ceremony, Seacliff Youth Centre AGM, Women in Local Government Brunch, Mayoral Garden Party and Volunteer Christmas Functions**

Councillor Yates reported that she attended the Citizenship Ceremony, Seacliff Youth Centre AGM, Women in Local Government Brunch, Mayoral Garden Party and Volunteer Christmas Functions.

**9.2 Mayoral Garden Party**

Councillor Bouchee reported that she attended the Mayoral Garden Party.

**9.3 Lifelinks Christmas Party**

Councillor Huckstepp reported that he attended a BBQ for the Lifelinks Christmas Party.

#### 9.4 Citizenship Ceremony and Mayor Garden Party

Councillor Patterson reported that he attended the Citizenship Ceremony and the Mayoral Garden Party.

### 10. PUBLIC PRESENTATIONS

10.1 Petitions - Nil

10.2 Presentation - Nil

10.3 Deputations - Nil

### 11. MOTIONS ON NOTICE

11.1 Motion on Notice – Congratulations on Achievements for 2013 – Councillor Looker

**Motion**

**C101213/1090**

Council wish the CEO and his staff a Merry Christmas and a Happy New Year and congratulates all for the achievements of 2013.

These include:

- Sound governance and WHS with procurement savings and debt reduced
- Rate rise kept to CPI
- Extensive tree planting and maintenance - 551 new trees planted
- Roll out of the food waste to green waste
- Installation of new Exelooos in Hindmarsh Lane
- New beach access ramp for Kent Street
- Completion and opening of the new Alwyndor Aged Care building
- Progress of the joint stormwater management program
- One – Library Card system for 234k visitors
- 4,440 dogs registered
- New Customer Contact Centre
- Safer Suburbs CCTV Camera network
- 450 food outlets inspected
- 195 events and 824k visitors
- 12,700 hours of HACC support
- Therapy services to 1,500 Alwyndor clients
- 936 development applications
- Continuation of the coast park walking and cycle paths
- New management and redevelopment plans for the Caravan Park
- Sale of surplus property
- Winning of grant funding for Kauri Parade
- Multiple successful grant applications
- Completion of the Glenelg Bikeway
- New lighting on the foreshore and Patawolonga

- **Renovation of the Colley Reserve Rotunda**
- **Partridge House refurbishment and service upgrade**
- **KESAB State Clean Beaches Award**
- **Jetty Road trader improvements**
- **Open Air Cinema on the foreshore during December**
- **Sheffield Shield held at Glenelg Oval**
- **Sale of former Institute Building at 411 Brighton Road, highlighting the benefits of private ownership and adaptive re-use of historic buildings**
- **Completion of the representation review and Council boundaries**
- **Provision of a public lease register on Council's website demonstrating our commitment to transparency**
- **Significant work on develop DPAs including Seacliff Park with Marion, Brighton & Hove District Centre and with Minda**
- **Installation of Wi-Fi in civic buildings and Moseley Square and Gopher recharging outlets**
- **Rollout of iPads for elected members and Dashboard facility for paperless agendas**
- **Rollout of Windows 7 and Office 2010**
- **New IP telephony system as part of new contact centre**
- **New 3-year enterprise asset management agreement with staff**
- **Continuing work on implementing the LGAWCS 'One System' framework to ensure compliance with *Work Health & Safety Act 2012***
- **Begun implementation of asset management system to improve asset management decisions and work processes**
- **Appointment of new park managers, Free Spirit, at Brighton caravan park**
- **Negotiated the HOA with Taplin for proposed decked carpark and cinema in Glenelg**
- **Broadway Kiosk legal dispute settled**
- **Rolled out ICAC awareness training and policies**
- **2013 Glenelg Christmas Pageant – record number of participants, attendance & trader takings**
- **Development application numbers higher than that for the same time last year, with the annual figure set to eclipse the 2012 benchmark**
- **Santa at the Bay Christmas Pageant contributions made by Events and Depot personnel to ensure successful event delivery.**
- **Social media klout score of 61 maintained for over 30 days. Over 12,000 followers on Jetty Road, Glenelg, Facebook page**
- **Jetty Road tree lights installed**
- **Community Donations Program – 13 not for profit organisations to receive funding totalling \$34,000**
- **Every Generation festival held on 27 October 2013**
- **New Year's Eve – New major sponsor plus SOLO Resource Recovery 3 year sponsorship**
- **South Aussie with Cosi – deal including 2 episode, facebook posts and open mic MC**
- **\$5 million Federal funding committed to the Kauri Parade Sporting and Community Precinct**



- **Mike Turtur Bikeway Arts Project – 4 artists selected to develop artwork for seating structure, shelter and general art**
- **Inclusion of Glenelg half-day tour with Bob Wood Cruise Group with expected 1638 visitors for the next financial year**
- **Successful completion of stage 1 upgrade of Partridge House**
- **SALA Youth Arts exhibition – featuring 46 local young artists launched by the Mayor**
- **Monica chosen to represent SA on a national HACC reforms committee**
- **Bike and walking program at Kapara Nursing Home through the Healthy Holdfast Bay program**
- **Story time with Mem Fox – June 2013**
- **Bay Discovery Centre visitation statistics:**
  - **BCD visitation for Jan – Nov 2013: 29,991**
  - **Rituals Exhibition visitors for 3 May – 21 July: 4,609 (193 visitors were recorded on the Queen’s Birthday Monday)**
  - **School Groups: 66**
- **Mother’s Day promotion for Jetty Road, Glenelg, had 52 shop window competition entrants and 117 participating stores**
- **Record turn-out at Library Children’s Programs in April/May 2013 with approx. 70 participants at each session where the normal attendance is 30-40**
- **Be Active @ the Bay was a huge success with an average of 100 participants per session**
- **National Youth Week ran in April 2013 with 4 workshops delivered**
- **Welcomed 183 new citizens**
- **Heritage and Character DPA**
- **Fraud and Corruption Policy**
- **Commissioning of CCTV in Glenelg**
- **Redevelopment of the Old Gum Tree Reserve**
- **New playground and shade at Graymore Park**
- **Under grounding of the power around the OGT**
- **Under grounding of power on Jetty Rd east**
- **Development and implementation of reserve signage**

Moved Councillor Looker, Seconded Councillor Yates

**Carried**

- 11.2 **Motion on Notice – Collection of Data on Bikeways – Councillor Looker (Report No: 423/13)** **C101213/1091**

### **Background**

Recent media coverage has played into a false public perception that there is a significant problem with cyclists on shared pathways especially the coast park. This has angered cycling and health groups who are promoting healthy activity. Perceptions of a safety risk may discourage the public from walking. Council’s own data shows that complaints are rare and this and other studies indicate a mismatch between perceptions and reality. Whilst the level of complaints is a good indicator it may be useful to obtain more data for our area. Some work has been done on other

shared paths in Adelaide. CASR are researching video camera tracking technology. On the River Torrens Brewery site (straight section near where the Christmas lights go). The fastest speeds they recorded with a laser gun was 25km/hr – not exactly super fast. This was during the beginning of the peak ‘commuter’ time.

Some technology is available at low cost with a portable radar gun (Bushnell Velocity Speed Gun) available for around \$150.

Studies on this issue, quickly found by an internet search, state safety for pedestrians can be improved if they keep left. New bikeways, such as the one along the Glenelg tram, feature a centre line and graphics showing direction.

This matter of cyclists seems to come up in a cycle resulting in a disproportional, adverse media coverage. We want people out exercising for health to combat the growing problem of obesity and to feel safe while doing so. We will always have the occasional breach but being armed with proper monitoring and the facts we can ensure that our responses are measured and erroneous media countered effectively. When this comes up again we will be better prepared. This may have wider interest in other local government areas.

### **Motion**

**C101213/1092**

1. **That administration investigate and report on what technology is available to collect data on shared use paths or seek assistance from DPTI and/or CASR (Centre for Automotive Research) or any other organisation with data collection (speed and volume) on popular shared pathways such as the Coast Park, Jimmy Melrose and the Glenelg Bikeway.**
2. **That administration investigates the value of enhanced centre line marking and graphics on Jimmy Melrose Park to encourage pedestrians and cyclists to keep left of centre to improve safety.**

Moved Councillor Looker, Seconded Councillor Bouchee

**Carried**

### 11.3 **Motion on Notice – Disability Access to Beach – Councillor Yates (Report No: 428/13)**

#### **Background**

Local elderly and disabled residents want to have access to the beach as swimming is an activity they can still do even when they have difficulty walking. They would like beach access with (preferably) disabled parking close at hand, ramps rather than steps and hard-surfaced walkways eg. boards over the soft sand to enable easier access to the beach and sea. I hope that Council can identify appropriate beach access points spread along our coast to upgrade for this so that one out of every few beach entries ideally can be disabled-friendly and provide access for everyone to enjoy the beach.

Councillor Bouchee left the chamber at 7.38pm.

**Motion**

1. That Council investigates opportunities for the creation of disability access and wheel chair friendly ramps to the beach at key locations along its coastline and in particular where new works associated with Coast Park are being undertaken.
2. That once these opportunities (subject to financial and technical capacity) have been identified a program of construction be developed (starting in 2014/15) that allows for their delivery.
3. That once these access points are in place Council publicise on its website places where wheel chairs can access the beach.

Councillor Bouchee rejoined the chamber at 7.39pm.

Moved Councillor Yates

**Lapsed for want of a seconder**

11.4 **Motion on Notice – Beach Access Signage – Councillor Yates** (Report No: 429/13)

**Background**

When there are emergencies on the beach and people, especially visitors to the area, need to access emergency services it would be useful if they could see a number that identifies each beach access point on a sign in a standard location at each access point and visible from both beach and roadside to enable clear directions to the site of the emergency to be given. This is particularly now that the Coast Park is present as street signs and house numbers may not be easily spotted. I gather other Councils are proceeding with similar signage.

**Motion**

1. That Council investigates a common form of signage along its beach access points that highlights identified risks and regulatory controls as well as a specific and unique numbering system to facilitate emergency response identification.
2. That Council further consider the standard adopted by the SLSASA and that this system is adopted subject to its suitability to the City of Holdfast Bay needs and the availability of funding of \$10,000 in the current year's budget.

Moved Councillor Yates, Seconded Councillor Fisk

**Motion****C101213/1093**

**That the matter be adjourned until further information can be sought from Surf Lifesaving SA within 6 months or sooner.**

Moved Councillor Looker, Seconded Councillor Bouchee

**Carried**

- 11.5 **Motion on Notice – Reg Sprigg’s Diving Chamber – Councillor Yates** (Report No: 427/13)

**Background**

This is an interesting item with no particular links to Glenelg but it is of significance to the state and is worth displaying as an original and novel artefact, especially in a seaside location such as ours, where visitors can view it.

**Motion****C101213/1094**

**That Council accepts the offer of the Reg Sprigg Diving Chamber and considers a suitable outdoor location and a report back to council on costs.**

Moved Councillor Yates, Seconded Councillor Patton

**Carried**

- 11.6 **Motion on Notice – Continued Use of Bowker Street Oval – Councillor Clancy** (Report No: 434/13)

**Background**

Southern Districts Soccer has written a letter to the Minister advising her of all the users on the oval. A letter from Council would support their letter.

Recently the lease for the Southern Districts Soccer was renewed. It did not include an extension of the lease in the event that the government continues the lease to council. Unless it is acknowledged then in years to come, people making decisions may not be aware of their contribution and hard work.

**Motion****C101213/1095**

- 1. That Council writes to the Minister of Education supporting the use of Bowker Street Oval by the present lessees of Council, being Southern Districts Soccer, Little Athletics, cricket, football for children.**
- 2. That Council also writes to Southern Districts Soccer congratulating them on their contribution to sport for children and the fair manner in which children get an opportunity of play regardless of ability.**

Moved Councillor Clancy, Seconded Councillor Patton

**Carried**

- 11.7 **Motion on Notice – Thanks to Councillor Clancy for Service as Deputy Mayor – Councillor Patterson** (Report No: 435/13)

**Motion**

**C101213/1096**

**That Council express their thanks and appreciation to Councillor Rosemary Clancy for her service as the Deputy Mayor over the past seven years.**

Moved Councillor Patterson, Seconded Councillor Patton

**Carried**

**12. ADJOURNED MATTER - Nil**

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

- 13.1 **Minutes – Development Assessment Panel – 27 November 2013** (Report No: 418/13)

Council's Development Assessment Panel is established under the Development Act 1993.

The minutes of the Development Assessment Panel meeting held 27 November 2013 are presented to Council for information.

**Motion**

**C101213/1097**

**That the minutes of the Development Assessment Panel meetings held on 27 November 2013 be received.**

Moved Councillor Clancy, Seconded Councillor Looker

**Carried**

- 13.2 **Minutes – Strategic Planning and Development Policy Committee – 26 November 2013** (Report No: 431/13)

The Minutes of the Strategic Planning and Development Policy Committee for 26 November 2013 are provided for endorsement.

**Motion**

**C101213/1098**

**That the Minutes of the Strategic Planning and Development Policy Committee for 26 November 2013 be endorsed by Council.**

Moved Councillor Clancy, Seconded Councillor Lonie

**Carried**

**14. REPORTS BY OFFICERS****14.1 Items in Brief (Report No: 410/13)**

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****C101213/1099**

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

Moved Councillor Lonie, Seconded Councillor Huckstepp

**Carried****14.2 Glenelg Football Club – Sub Licence to Minister for Education and Child Development (Report No: 430/13)**

The Glenelg Primary School has been using the Glenelg Oval for numerous years to enable it to conduct its school curriculum, as it does not have an oval large enough of its own.

It is proposed to formalise this arrangement by the Glenelg Football Club Inc entering into a sub-licence with the Minister for Education and Child Development, on behalf of the Glenelg Primary School.

**Motion****C101213/1100**

**That Council, as landowner, approves the Glenelg Football Club Inc. and Glenelg Footballers Club Inc. entering into a sub-licence with the Minister for Education and Child Development over portion of the Glenelg Football Club facility for a period of 10 years from 1 July 2012 to 30 June 2022.**

Moved Councillor Bouchee, Seconded Councillor Huckstepp

**Carried****14.3 Rail Electrification – Transfer of Land Parcels (Report No: 403/13)**

As part of the Rail Electrification project currently underway by DPTI, Transport Services Division, Council has been offered a financial contribution to accept and maintain land parcels along the rail corridor that are surplus to DPTI. This report provides Council with details of the land parcels that have been determined as good value for Council use.

**Motion****C101213/1101**

- 1. Council endorses entering into a formal licence arrangement with DPTI to accept the 10 land parcels identified by the department as surplus along the rail corridor.**

2. **Council to advise DPTI that it accepts the offer comprising payment to Council of \$100,785.00 and 10 land parcels of value for Council use.**

Moved Councillor Huckstepp, Seconded Councillor Yates

**Carried**

#### 14.4 **On-street Bicycle Parking** (Report No: 405/13)

In accordance with Council's strategic direction to provide a people-oriented urban environment, which supports a liveable and attractive City, this report proposes the installation of on-street bicycle parking, not just as an exciting initiative toward greening our City but, also to meet an ever increasing demand for bicycle parking and promote the economic benefits for business. In particular, this report focuses on the Glenelg precinct as the key destination for cyclists.

#### **Motion**

**C101213/1102**

1. **Council accepts the offer of a funded 'car' themed bicycle parking facility from DPTI's Travel Smart section to be installed at Colley Terrace.**
2. **Council endorses the installation of bike nodes at 2 additional sites, subject to consultation with traders, property owners and Jetty Road Mainstreet Management Committee.**
3. **Council endorses staff to continue investigating opportunities to incrementally install bicycle parking at key locations, in particular Moseley Square.**

Councillor Huckstepp left the Chamber at 8.18pm

Councillor Huckstepp rejoined the Chamber at 8.20pm.

Moved Councillor Patton, Seconded Councillor Bouchee

**Carried**

#### 14.5 **Graffiti Policy and Removal Procedure Review** (Report No: 392/13)

As part of the Foundation Graffiti Prevention Initiative (FGPI), Council undertook an evaluation of its graffiti policy and associated removal procedures. The review brought about three main changes: the expansion of Council's graffiti policy; Council's ceasing of graffiti removal from private property; and the establishment of a resident/community graffiti prevention volunteer (GPV) program that aimed to aid the rapid response team in combatting graffiti related vandalism. These changes were endorsed by Council at its meeting held Tuesday 25 September 2012 (Resolution No.: C250912/6073) and were implemented Monday 1 October 2012.

As outlined in report no.: 290/13, while the FGPI delivered some considerably positive results, the community based GPV program was considered unsuccessful due to lack of community support and interest. Due to this, and the noticeable

recent decline in resident graffiti removal from private property, it has become apparent that in order for Council to maintain and control levels of graffiti related vandalism within the city, both across public and private property, it is vital for Council to offer and administer some restricted graffiti removal services to residents.

The administration therefore believes that by recommencing the removal of simple graffiti from boundary line fences (ONLY) subject to policy guidelines The City of Holdfast Bay will encounter further ongoing reductions in graffiti.

**Motion**

**C101213/1103**

1. **That Council endorse the new Graffiti Policy (2013);**
2. **That Council support the recommencement of the removal of 'simple' graffiti from boundary line fences (ONLY) of private property subject to the policy provisions.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried**

14.6 **Glenelg Football Club – Mobile LED Display Screen** (Report No: 411/13)

The Glenelg Football Club is proposing to place a LED screen adjacent to Brighton Road for a period of up to 4 weeks and in accordance with its lease of these premises is seeking Council's consent as land owner.

**Motion**

**C101213/1104**

**That in its capacity as Landowner, Council consents to the Glenelg Football Club placing a mobile LED screen adjacent to Brighton Road Glenelg for a trial period of 4 weeks, subject to any required Development Approvals.**

Moved Councillor Bouchee, Seconded Councillor Fisk

**Carried**

14.7 **Cinema and Carpark - Extension of Heads of Agreement Arrangements** (Report No: 436/13)

Council resolved on 27 August 2013 to enter into a Heads of Agreement with the Taplin Group for a proposal to construct a cinema complex above Council's at grade carpark in Cowper/Milton Street and a deck parking facility over Council's eastern Partridge Street carpark, and authorised the Chief Executive Officer to execute the Agreement. The Heads of Agreement was formally executed on 6 September 2013, with an expiry date of three (3) months from execution or upon execution of a formal development contract or agreement, whichever comes earlier.

A draft Development Agreement has been received from the Taplin Group's lawyers and there remain a number of outstanding matters that require further negotiation or resolution prior to its execution. Consequently, continuation of the arrangements



under the Heads of Agreement is warranted to enable these negotiations to progress and ensure Council's objectives and requirements are met, and that the Development Agreement aligns with the Fundamental Terms as set out in the Heads of Agreement.

**Motion**

**C101213/1105**

**That Council:**

1. **Notes the expiry of the heads of agreement entered into between City of Holdfast Bay and Partridge Street Holdings Pty Ltd and Partridge Street Investments Pty Ltd dated 6 September 2013 (Heads of Agreement) on 6 December 2013.**
2. **Notwithstanding the expiry of the Heads of Agreement, resolves to continue with the arrangement as documented in the Heads of Agreement for a further period ending 28 February 2014 (as if the Heads of Agreement had not expired on 6 December 2013) and on the same terms as are contained within the Heads of Agreement.**
3. **Authorises the Chief Executive Officer to enter into such documentation as is required to effect the above resolution.**

Moved Councillor Dixon, Seconded Councillor Patton

**Division called:**

A division was called:

Those voting for: Councillors Clancy, Dixon, Huckstepp, Lonie, Looker, Patterson, Patton and Roe (8)  
Those voting against: Councillors Bouchee, Fisk and Yates (3).

His Worship the Mayor declared the motion

**Carried**

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

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

**16.1 Young Street Crossing Closure**

Councillor Yates moved the following motion:

**Motion**

**C101213/1106**

**That Council, as a matter of urgency, writes to the Minister of Transport Services and the Rail Commissioner voicing its concerns about the adverse repercussions of the recent closure of the Young St, Seacliff pedestrian/cycle rail crossing and**

**supporting the residents' request to reopen the crossing with the addition of appropriate safety features.**

Moved Councillor Yates, Seconded Councillor Lonie

**Carried**

**Motion**

**C101213/1107**

**That Administration request DPTI hold a public meeting regarding the proposed new bus routes and layover prior to the decision being made.**

Moved Councillor Bouchee, Seconded Councillor Fisk

**Carried**

**17. ITEMS IN CONFIDENCE - Nil**

**CLOSURE**

The Meeting closed at 8.43 pm.

**CONFIRMED Tuesday 21 January 2013**

**MAYOR**