

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 22 September 2015 at 7:00pm.

MEMBERS PRESENT

His Worship the Mayor, S Patterson
Deputy Mayor R Patton
Councillor R Aust
Councillor R Bouchée
Councillor A Bradshaw
Councillor S Charlick
Councillor K Donaldson
Councillor S Lonie
Councillor J Smedley
Councillor R Snewin
Councillor L Yates
Councillor A Wilson

STAFF IN ATTENDANCE

Chief Executive Officer - JP Lynch
General Manager City Assets - SG Hodge
Acting General Manager City Services – PE Aukett
General Manager Corporate Services - IS Walker

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 R A Clancy
- 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

C220915/203

That the minutes of the Ordinary Meeting of Council held on 8 September 2015 be taken as read and confirmed.

Moved by Councillor Donaldson, Seconded by Councillor Yates

Carried

8. PUBLIC PRESENTATIONS

- 8.1 **Petitions** - Nil
- 8.2 **Presentations** - Nil
- 8.3 **Deputations** - Nil

9. COUNCIL MEETING ADJOURNMENT

Motion

C220915/204

That the Council meeting be adjourned so that the Strategic Planning and Development Policy Committee can meet at this time.

Moved by Councillor Lonie, Seconded by Councillor Smedley

Carried

10. RESUMPTION OF COUNCIL MEETING – 7.17pm.

11. CONFIRMATION OF STRATEGIC PLANNING & DEVELOPMENT POLICY COMMITTEE RESOLUTIONS

Motion

C220915/205

- 1. **That Council endorses the proposed changes to the Seacliff Park Residential and Centre Development Plan Amendment as detailed in Report No: 284/15 including minor administrative amendments for the purpose of formal public consultation.**

2. That Council proceeds to public consultation in accordance with Section 25(7) of the Development Act 1993.

Moved by Councillor Yates, Seconded by Councillor Snewin

Carried

12. QUESTIONS BY MEMBERS

12.1 Without Notice

12.1.1 Partridge Street Car Park– Councillor Bouchee

Councillor Bouchee asked a question regarding the Partridge Street Car Park.

The General Manager City Assets, Mr S Hodge provided a response.

12.1.2 City to Bay Fun Run – Councillor Yates

Councillor Yates congratulated the Council staff involved with this year's City to Bay Fun Run and asked a question on toilets for City to Bay.

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

12.2 With Notice - Nil

13. MEMBER'S ACTIVITY REPORTS

13.1 Councillor Bouchee

Councillor Bouchee reported that the Western Region Waste Management Authority has formally handed over their Garden Island site.

Councillor Bouchee reported that the Western Region Waste Management Authority received a CCF Earth Awards – Excellence in Civil Construction for South Australia.

13.2 Councillor Aust

Councillor Aust reported that she and His Worship the Mayor attended the Glenelg Bowls Club Opening Day.

Councillor Aust reported that she attended the Friends of Library Sherlock Holmes Evening.

13.3 Councillor Yates

Councillor Yates reported that she and Councillor Smedley attended a meeting of the Southern Region Waste Resource Authority.

13.4 Councillor Smedley

Councillor Smedley reported on his meetings with SA Power Networks regarding the Norfolk Island Pines in Glenelg and with DPTI meeting to discuss bus issues in Glenelg.

14. MOTIONS ON NOTICE - Nil**15. ADJOURNED MATTER - Nil****16. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL - Nil****17. REPORTS BY OFFICERS****17.1 Items in Brief (Report No: 280/15)**

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**C220915/206**

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

- **Kingston Park – Mobile Kiosk – Renewal of Agreement 22 September 2015**
- **Disposal of Council Vehicle**
- **Dementia Friendly Holdfast Bay**
- **State Government Planning Reforms**

Moved Councillor Lonie, Seconded Councillor Donaldson

Carried

Councillor Charlick left the chamber at 7.33pm.

Councillor Charlick rejoined the chamber at 7.36pm.

17.2 Monthly Financial Statements (Report No: 281/15)

Attached are financial reports as at 31 August 2015. They comprise a Funds Statement and a Capital Expenditure Report for Council's municipal activities and Alwyndor Aged Care.

At this point in time there is no reason to amend the current forecast considered by Council at its meeting on 25 August 2015, although the receipt of the first instalment of the 2015/16 Financial Assistance Grant in June 2015 means that the actuals received to date this year are under budget. It is not known whether the

Federal Government will continue to prepay this grant this financial year so it is unknown whether this is a permanent variance.

Motion

C220915/207

That Council receives the financial reports for the 2 months to 31 August 2015 and notes that there has been no change to the forecast for 2015/16:

Municipal Activities

- a projected operating deficit for 2015/16 of \$28k (compared to an operating surplus of \$125k in the original budget);
- a projected capital expenditure for 2015/16 of \$28.388 million (compared with \$22.616 million in the original budget);
- a projected funding requirement for 2015/16 of \$11.517 million (compared with \$6.245 million in the original budget).

Alwyndor Aged Care

- a projected operating surplus for 2015/16 of \$341k (unchanged from the original budget);
- a projected capital expenditure for 2015/16 of \$367k (unchanged from the original budget);
- a projected funding requirement for 2015/16 of \$787k (unchanged from the original budget).

Moved Councillor Bouchee, Seconded Councillor Smedley

Carried

17.3 Land Management Agreement for Lot 55 Partridge Street Carpark (Report No: 283/15)

The new decked car parking facility on Council's Eastern Partridge Street Car Park will be partially constructed over land owned by Tarmac Property Pty Ltd (adjacent the retail building operated by Cheap as Chips).

Consequently, negotiations have occurred with Tarmac Property on a Land Management Agreement to clarify management arrangements for the portion of car parking facility located on Tarmac's land.

The purpose of this report is to seek Council's agreement to sign and execute the Land Management Agreement with Tarmac Property.

Motion

C220915/208

1. That Council agrees to execute the Land Management Agreement with Tarmac Property Pty Ltd located at Attachment 1 to Report Number 283/15 for the ongoing management of the portion of the Eastern Partridge Street Car Park located on Certificate of Title Volume 5872 Folio 623 pursuant to section 57 of the *Development Act 1993*.
2. That Council authorises the Mayor and Chief Executive Officer to sign and seal the Land Management Agreement for lodgement with the Land Titles Office.

Moved Councillor Wilson, Seconded Councillor Patton

Carried

18. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

20. ITEMS IN CONFIDENCE

20.1 Preliminary Draft Ministerial Inner and Middle Metropolitan Corridor Infill Development Plan Amendment (Report No: 286/15)

Motion

C220915/209

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:
 - m. information relating to a proposed amendment to a Development Plan under the *Development Act 1993* before a Plan Amendment Report relating to the amendment is released for public consultation under the Act.

Moved Councillor Lonie, Seconded Councillor Yates

Carried

Short Term Suspension of Proceedings

Motion

C220915/210

That a Short Term Suspension of Proceedings occur to discuss this item for 30 minutes

Moved Councillor Bouchee, Seconded Councillor Yates

Carried Unanimously

The Mayor, with approval of two-thirds of the members present suspended the meeting procedures pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013*, for a period of 30 minutes to facilitate informal discussion in relation to the Preliminary Draft Ministerial Inner and Middle Metropolitan Corridor Infill Development Plan Amendment (Report No: 286/15).

Short term suspension of proceedings commenced at 7.44pm.

Councillor Donaldson left the chamber at 7.54pm.

Councillor Donaldson rejoined the chamber at 7.56pm.

Councillor Patton left the chamber at 8.05pm.

Councillor Patton rejoined the chamber at 8.07pm.

The short term suspension of meeting procedures concluded at 8.12pm.

20.1 Preliminary Draft Ministerial Inner and Middle Metropolitan Corridor Infill Development Plan Amendment (Report No: 286/15)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

Motion

C220915/212

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: 286/15 including:

- Minutes
- 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. This resolution will be reviewed within 12 months by the Council or when the Minister releases the draft DPA for consultation.

Moved Councillor Lonie, Seconded Councillor Patton

Carried

CLOSURE

The Meeting closed at 8.16pm.

CONFIRMED Tuesday 13 October 2015

MAYOR