

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 23 August 2016 at 7:00pm.

MEMBERS PRESENT

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

STAFF IN ATTENDANCE

Chief Executive Officer - JP Lynch
General Manager Business Services - IS Walker
General Manager City Assets & Services - SG Hodge
General Manager Community Services - PE Aukett

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 S C Lonie
- 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****C230816/467**

That the minutes of the Ordinary Meeting of Council held on 9 August 2016 be taken as read and confirmed.

Moved by Councillor Smedley, Seconded by Councillor Aust

Carried**8. PUBLIC PRESENTATIONS**

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

9. QUESTIONS BY MEMBERS**9.1 Without Notice****9.1.1 Beachouse Car Park – Councillor Bouchee**

Councillor Bouchee asked a question regarding water in the Beachouse carpark.

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

9.1.2 Glenelg Police Station – Councillors Wilson and Patton

Councillors Wilson and Patton asked question regarding the reduction in hours for the Glenelg Police Station.

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

9.1.3 **Pedestrian Refuge – Moseley Street/Jetty Road Intersection – Councillor Bouchee**

Councillor Bouchee asked a question regarding the possible installation of a pedestrian refuge at the Moseley Street/Jetty Road Intersection.

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

9.1.4 **Community Buzz Newsletter – Councillor Patton**

Councillor Patton asked a question regarding the Community Buzz Newsletter.

The General Manager Community Services, Ms T Aukett provided a response.

9.1.5 **Glenelg Foreshore Playspace – Councillors Wilson and Bradshaw**

Councillors Wilson and Bradshaw asked questions regarding the Glenelg Foreshore Playspace.

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

9.1.6 **Pump Track Update – Councillor Yates**

Councillor Yates asked a question regarding the Pump Track.

The General Manager Community Services, Ms T Aukett provided a response.

9.2 **With Notice**

9.2.1 **Question on Notice – Request to Reduce the Speed Limit in Edwards Street, Brighton (Report No: 199/16)**

Councillor Snewin asked the following question:

“That Administration report back to Council on the opportunity to reduce the speed limit in Edwards Street, Brighton to 40km.”

Background

Cr Snewin has had 3 requests from residents of Edwards Street due to the massive increase in traffic using that street. They requested that the City of Holdfast Bay consider reducing the speed limit to 40km.

Because of the increase in traffic the residents are finding it extremely difficult to get out of their drives.

As Council is aware there now is a Hungry Jacks (directly opposite the Foodland Brighton Shopping Centre) on the corner of Brighton Road and Edwards Street.

Also, all buses travel down Edwards Street as well as a large amount of traffic cutting through that street to get onto Cedar Avenue, Commercial Road and further into King George Avenue.

ANSWER – General Manager, City Assets and Services – Mr S Hodge

Edwards Street is predominantly a residential street with commercial properties at Brighton Road, including Hungry Jacks and Foodland.

The table below provides a summary of traffic speed and volume data recorded at Edwards St, between Trevelion Ave and Commercial Rd, in September 2011 and August 2016.

Data Field	2011	2016	Variation
Mean Speed	40.9km/h	42.2km/h	↑ 3.08%
85% Speed	46.8km/h	49km/h	↑ 4.49%
Average Daily Traffic Volume (24hours)	3,306.5 vehicles	3,342.5 vehicles	↑ 1.08%

The table below provides a summary of traffic speed and volume data recorded at Edwards St, between Cedar Av and Seaview Tce, in November 2013 and August 2016.

Data Field	2013	2016	Variation
Mean Speed	44.5km/h	42.75km/h	↓ 4.09%
85% Speed	51.1km/h	50.05km/h	↓ 2.1%
Average Daily Traffic Volume (24hours)	1,868.5 vehicles	1,813.5 vehicles	↓ 3.03%

This speed data is evidence that before and after Hungry Jacks opened, motorists are predominantly driving below the urban speed limit of 50km/h on Edwards Street.

The volume data shows that before and after Hungry Jacks opened, there is only marginal variation between traffic volumes and speed on Edwards Street.

Traffic using Edwards Street is within an acceptable volume range, given Edwards Street provides access to several local roads between Brighton Road and Esplanade, provides direct access to Foodland; and, provides indirect access to St Teresa's primary school and Brighton train station.

Collision statistics for period 2013-2015 show that two accidents were reported to SA Police on Edwards Street. One was at the Foodland Exit, attributable to a driver failing to give way, resulting in property damage only. One was at Cedar Avenue, attributable to a driver failing to stop at a Stop sign, resulting in injury.

At this time, there is insufficient evidence of consistent excessive speeding to warrant any further investigation into a reduced speed limit.

Council will continue to collect data and monitor motorist behaviour along the roadway; and, in the interest of road safety, residents concerned with driver behaviour are encouraged to contact SA Police Traffic Watch on 131 444 and seek Police assistance to identify any isolated incidents.

10. MEMBER'S ACTIVITY REPORTS

10.1 Councillor Aust

Councillor Aust reported that she attended:

- Annual General Meeting of the Friends of the Library and
- Meeting of the Holdfast Bay Dementia Friendly Working Party.

10.2 Councillor Bouchee

Councillor Bouchee reported that she attended:

- Telstra VIP Function at Winter Wonderland
- Alwyndor Men's Shed
- Annual General Meeting of the Glenelg Brass Band
- Annual General Meeting of Meals on Wheels and
- Annual General Meeting of the Friends of the Library.

10.3 Councillor Yates

Councillor Yates reported that she attended:

- Annual General Meeting of the Friends of the Library and
- Mothers for Sustainable South Australia Meeting

10.4 Councillor Bradshaw

Councillor Bradshaw reported that she and Councillor Donaldson attended the Brighton Sporting Complex Masterplan Consultation meeting.

11. MOTIONS ON NOTICE**11.1 Motion on Notice – Presentation of Key to the City to Olympian, Kyle Chalmers (198/16)**

Councillor Patton proposed the following motion:

BACKGROUND

Kyle Chalmers and his family are residents of the City of Holdfast Bay and his recent win in Rio of the 100 metres freestyle event is worthy of a celebration and presentation of Keys to the City.

Following his outstanding swimming success of gold and bronze at the Rio Olympics this would be a fitting tribute.

The approximate cost for holding a Civic Reception is estimated to be \$2,000 - \$3,000.

The Key to the City is traditionally presented by the Mayor at a civic ceremony to acknowledge the outstanding contribution of an individual or organisation in furthering the ideals of the city or to recognise outstanding achievement in sport or humanitarian work at an international level.

The granting of the Key to the City is a symbolic gesture with no formal entitlements, which represents the highest honour that the City can confer on an individual or group.

The Award ceremony includes the presentation by the Mayor of a certificate and the key. As conferring the Key to the City is one of the highest honours Council can bestow on an individual or group, presentation of the Key to the City is considered on a case by case basis.

Motion**C230816/468**

That:

- 1. The City of Holdfast Bay present to Kyle Chalmers the Key to the City, in recognition of his amazing win at the Rio Olympics.**
- 2. Council hosts a Civic Reception to present the Key to the City.**

Amendment:

- 1. The City of Holdfast Bay present to Kyle Chalmers the Key to the City, in recognition of his amazing win at the Rio Olympics.**
- 2. That Council presents the Key to the City at the next Australia Day Celebrations.**

Moved Councillor Charlick

Lapsed for Want of a Seconder

Moved Councillor Patton, Seconded Councillor Bouchee

Carried

11.2 **Motion on Notice – Donation to the Adelaide Zoo for Glenelg the Penguin** (Report No: 210/16)

Councillor Bouchee proposed the following motion:

This handsome fellow and his history was discovered by Linda from Mainstreet Committee when doing some marketing photos for "Winter Wonderland".

We have often used the penguin image and on many occasions the Zoo staff has assisted free of charge rescues/information on Sea Lions, Gulls and Dolphins.

Motion

C230816/469

That the CEO arrange for a donation of \$500.00 to the small penguin named "Glenelg" who was rescued at Glenelg about 18 years ago , identified as one of two oldest little penguins in the world and due to a hip injury now resides at the Adelaide Zoo.

Moved Councillor Bouchee, Seconded Councillor Patton

Carried

12. ADJOURNED MATTERS

12.1 **Adjourned Report – Commercial Leasing and Licensing Policy** (Report No: 197/16)

Council at its meeting on 26 July 2016 resolved to adjourn Report No: 176/16 regarding the Commercial Leasing and Licensing Policy to allow council members to provide comments and feedback on the policy.

The adjourned report is represented with the draft policy and information requested by elected members.

Motion

C230816/470

1. **That Report No: 176/16 is received and noted.**
2. **That Council endorses the proposed Commercial Leasing and Licensing Policy included as Attachment 2 to Report No: 197/16.**

Moved Councillor Wilson, Seconded Councillor Yates

Carried

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

14. REPORTS BY OFFICERS**14.1 Items in Brief (Report No: 200/16)**

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**C230816/471**

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

- **Western Region Waste Management Authority – Notice of Winding-up of a Subsidiary**
- **Liquor Licencing Process**
- **Biannual 2016 Kerbside Audit Report**
- **Winter Wonderland – Interim Update**
- **Adelaide Fashion Festival – 22 October 2016**
- **Jetty Road Mainstreet Committee – Meeting of 3 August 2016**
- **Request for Changes to Announced Waste Levy Increase**
- **PLEC Project**
- **Letter from the Hon John Rau MP, Minister for Planning regarding the Approval for Kingston Park Coast Park and Glenelg Master Plan**

Moved Councillor Clancy, Seconded Councillor Yates

Carried

Councillor Wilson left the chamber at 8.06pm.

Councillor Wilson rejoined the chamber at 8.07pm.

14.2 Reg Spriggs Diving Chamber – Community Consultation Findings and Associated Costs (Report No: 192/16)

The purpose of this report is to outline the results and findings from the community consultation undertaken on finding a suitable location for the Reg Sprigg's Diving Chamber along the Patawalonga Lake. The report also outlines the associated costs for the installation.

Motion**C230816/472**

That Council:

- 1. Notes the outcomes of the community consultation, on a suitable location of the Reg Sprigg's Diving Chamber as outlined in this report.**
- 2. Approves a budget of \$14,900 for the installation of the Diving Chamber.**

3. The Diving Chamber be installed along the reserve to the north of the H Type Tram and Buffalo.

Moved Councillor Yates, Seconded Councillor Wilson

Carried

14.3 Review of Council's Strategic Plan – Preliminary Community Consultation (Report No: 208/16)

In undertaking the review of the Strategic Plan, preliminary community engagement is proposed to gauge the views, expectations and aspirations of the local community, visitors and key stakeholder groups. The plan includes engagement with a wide variety of stakeholder groups to capture a comprehensive cross-section of feedback from groups with an interest in the development and future of Holdfast Bay.

Motion

C230816/473

That the process for preliminary community consultation for the review of Council's Strategic Plan, as described in Attachment 1 to Report No: 208/16, be endorsed.

Moved Councillor Charlick, Seconded Councillor Aust

Carried

14.4 One Side of Street Kerbside Bin Collection Proposal (Report No: 209/16)

At its meeting of 12 April 2016 Council resolved that Administration investigate the possible savings for waste to be collected from one side of the road, excluding Brighton, Sturt, Seacombe, Tapleys Hill Roads and Anzac Highway.

Motion

C230816/474

That Council:

- 1. receives and notes Report No: 209/16.**
- 2. does not change the way kerbside bins are collected at this time.**
- 3. considers supporting changes to future waste contracts that will have financial benefits.**

Moved Councillor Clancy, Seconded Councillor Donaldson

Carried

Councillor Bouchee did not vote on this motion as she was out of her seat at the time.

15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS

Presented for the information of Members was a listing of resolutions subject to formal resolutions, for Council and all Standing Committees, to adjourn or lay on the table items of Council business, for the current term of Council.

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

Councillor Patton left the chamber at 8.27pm.

17. ITEMS IN CONFIDENCE

**17.1 Information Report – Southern Region Waste Resource Authority – 1 August 2016
(Report No: 201/16)**

Motion

C230816/475

- 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.**

Moved Councillor Clancy, Seconded Councillor Smedley

Carried

Order to Retain Documents in Confidence

Motion

C230816/477

- 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: 201/16 including:**
 - Report**
 - Attachment**
 - Minutes**

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.

Moved Councillor Snewin, Seconded Councillor Yates

Carried

Councillor Patton rejoined the chamber at 8.29pm.

Councillor Donaldson left the chamber at 8.29pm.

17.2 Minda Update

Motion

C230816/478

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:
 - b. Information the disclosure of which –
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interest, as the benefit or detriment to Council in not disclosing information relating to the Minda Update outweighs the public interest at this time.
 - g. matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.
 - h. legal advice.
 - 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.

Minda - Update

Councillor Donaldson rejoined the chamber at 8.32pm.

Moved Councillor Bouchee, Seconded Councillor Yates

Carried

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

Motion

C230816/480

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: 201/16 including the minutes 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)(b, g h & i).
2. That the Chief Executive Officer is authorised to release the minutes when the deed is executed and/or this resolution will be reviewed within 12 months by the Council.

Moved Councillor Bouchee, Seconded Councillor Snewin

Carried

CLOSURE

The Meeting closed at 8.37 pm.

CONFIRMED Tuesday 13 September 2016

MAYOR