

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 14 May 2019 at 7:00pm.

MEMBERS PRESENT

Mayor A Wilson
Councillor R Abley
Councillor M Bouchee
Councillor A Bradshaw
Councillor P Chabrel
Councillor R Clancy
Councillor J Fleming
Councillor C Lindop
Councillor S Lonie
Councillor W Miller
Councillor R Patton
Councillor J Smedley
Councillor R Snewin

STAFF IN ATTENDANCE

A/Chief Executive Officer – R Bria
General Manager City Assets and Services – H Lacy
General Manager Community Services – M Lock
A/General Manager Business Services – P Jackson

1. OPENING

Her Worship the Mayor declared the meeting open at 7.00pm.

2. KAURNA ACKNOWLEDGEMENT

With the opening of the meeting Her Worship the Mayor stated:

We acknowledge Kurna 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 Kurna People today.

3. PRAYER

Her 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. ANNUAL BUSINESS PLAN CONSULTATION PRESENTATIONS

Under section 123(4)(a)(i)(B) of the *Local Government Act 1999*, Council provided a period of at least one hour for members of the public to ask questions and make submissions in relation to the draft 2019/20 Annual Business Plan and Budget.

Her Worship the Mayor received the following submissions:

- 5.1 Mr Eric Foubert - Resident
- 5.2 Ms Connie Bravos and Ms Liliana Spagnuolo - Residents
- 5.3 Mr Jack Messenger on behalf of Holdfast Bay Residents Alliance
- 5.4 Mr Terry Bruun on behalf of residents at Brighton Dunes apartments

6. DECLARATION OF INTEREST

Members were reminded to declare their interest before each item.

7. CONFIRMATION OF MINUTES

Motion

C140519/1467

That the minutes of the Ordinary Meeting of Council held on 23 April 2019 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Clancy

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 **Buffalo Update on Costs**

Councillor Chabrel asked a question in relation to the community concern aired in the media, regarding the cost to Council associated with the termination of the Buffalo Replica lease, its demolition, removal and site restoration and asked administration to provide advice as to the costs incurred to date and projected costs if any.

The Acting Chief Executive Officer, Mr R Bria took the question on notice.

9.1.2 **Police Clearances**

Councillor Bouchee asked a question in relation to whether current members will undertake a police check and clearance.

The Acting Chief Executive Officer, Mr R Bria provided a response.

9.1.3 **Rain Gardens**

Councillor Miller asked a question in relation to the completion date of the rain garden works on Partridge Street and Weewanda Street.

The General Manager, City Assets and Services, Mr H Lacy provided a response.

9.1.4 **Asbestos and House Demolition**

Councillor Bradshaw asked a question in relation to whether administration are notified about all the homes listed for demolition that contain asbestos.

The General Manager, City Assets and Services, Mr H Lacy took this question on notice.

9.1.5 **Rusty Fish and Chip Man Sculpture**

Councillor Abley asked for an update on progress of repair and return of the sculpture to the foreshore.

The General Manager, City Assets and Services, Mr H Lacy provided a response.

9.2 **With Notice - Nil**

10. **MEMBER'S ACTIVITY REPORTS**

10.1 **Mayoral Report (Report No: 169/19)**

Presented for the information of Members is the Activity Report for the Mayor for February – April 2019.

Motion

C140519/1468

That the Mayor's Activity Report for February – April 2019 be received and noted.

Moved Councillor Lonie, Seconded Councillor Patton

Carried

10.2 **Members' Activity Report** (Report No: 176/19)

These activity reports are presented for the information of Members.

After noting the report any items of interest can be discussed, if required with the leave of the meeting.

Motion

C140519/1469

That the following activity reports be noted:

- **Councillor Patton**
- **Councillor Bradshaw**

Moved Councillor Chabrel, Seconded Councillor Bradshaw

Carried

11. MOTIONS ON NOTICE

11.1 **Motion on Notice – Permitting Right Turns from the Beachouse Car Park onto Colley Terrace - Councillor Patton** (Report No: 180/19)

Councillor Patton proposed the following motion:

BACKGROUND

All side roads onto Colley Terrace, namely Augusta Street and Hope Street, as well as the Beachouse Underground Car Park operate as Left Turn Only onto Colley Terrace. The intention of this is to reduce queuing, particularly at peak times, and to reduce conflict points on this busy road.

At the meeting on 23 April 2019, Council Report No: 156/19 Petition – Review of Road Restrictions on Colley Terrace, Council carried Motion C230419/1453 that the following petition be received by Council.

“Petition to review road restrictions (Colley Tce. Glenelg 5045). As illustrated, when exiting from the car park at “Platinum Apartments and Wilson Public Car Park”, RIGHT TURN on to Colley Tce or RIGHT TURN on to Augusta St, is not possible due to road restrictions. It’s required to drive north down Colley Tce or sometimes down to the roundabout at Anzac Hwy, turn around and then come back to the desired direction of travel. We request for Holdfast Council to consider and review these road restrictions to allow traffic to turn right in both of these scenarios if possible. This should help ensure traffic can flow more efficiently and safely in our environment.”

The 19 page petition received from Mr Rocky Carbone, which includes 37 signatures, meets the relevant criteria for a petition as outlined in the Council’s Code of Practice – Meetings Procedures clauses 3.1.7 - 3.1.9.

It may well be that permitting right turns from the Beach House Underground Car Park onto Colley Terrace will not cause excessive traffic delays.

Motion

C140519/1470

That Administration review the current No Right Turn restriction that applies to vehicles exiting the Beachouse Underground Car Park onto Colley Terrace at Glenelg with a view to removing the restriction.

Moved Councillor Patton, Seconded Councillor Bouchee

Carried

12. ADJOURNED MATTER

12.1 Adjourned Report – Community Centres Memorandum of Understanding [Report No: 76/19] (Report No: 133/19)

Council, at its meeting held 26 February 2019, resolved to adjourn Report No: 76/19 *“on the grounds that further advice is required on the status of the Holdfast Bay Community Centres Coordinating Committee.”*

This report represents Report No: 76/19 for Council’s further consideration in Attachment 1.

Debate on this item is resumed at the point where it was adjourned. The chamber was debating the motion:

*“That Council notes that each Community Centre has signed their respective Memorandum of Understanding and returned to Council for signing.
Moved Councillor Lonie, Seconded Councillor Clancy”*

And it is at this point that debate on this matter is resumed following the adjournment.

No members spoke to the motion prior to the adjournment.

This report provides additional information requested, regarding the status of the Holdfast Bay Community Centres Coordinating Committee in relation to the Community Centres Memorandums of Understanding.

MOTION FROM 26 FEBRUARY 2019 COUNCIL MEETING

This motion needs to be considered before any new motions can be considered.

Motion

C140519/1471

That Council notes that each Community Centre has signed their respective Memorandum of Understanding and returned to Council for signing.

Moved Councillor Lonie, Seconded Councillor Clancy

Carried Unanimously

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

13.1 Draft Minutes – Alwyndor Management Committee – 24 April 2019 (Report No: 181/19)

The draft minutes of the Alwyndor Management Committee meeting held on 24 April 2019 are provided for information.

Motion **C140519/1472**

1. That the draft minutes of the Alwyndor Management Committee meeting held on 24 April 2019 be noted.
2. That having considered Attachment 2 to Report No: 181/19 Draft Minutes – Alwyndor Management Committee – 24 April 2019 in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council, pursuant to section 91(7) of the Act orders that Attachment 2 be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.

Moved Councillor Chabrel, Seconded Councillor Lonie **Carried Unanimously**

13.2 Jetty Road Mainstreet Committee – 1 May 2019 (Report No: 182/19)

The Minutes of the Jetty Road Mainstreet Committee meeting held on 1 May 2019 are attached and presented for Council's information.

Jetty Road Mainstreet Committee Agendas, Reports and Minutes are all available on Council's website and the meetings are open to the public.

Councillor Clancy left the chamber at 8.04pm

Councillor Clancy re-joined the chamber at 8.07pm

Motion **C140519/1473**

That Council notes the minutes of the special meeting of the Jetty Road Mainstreet Committee of 1 May 2019.

Moved Councillor Abley, Seconded Councillor Miller **Carried Unanimously**

14. REPORTS BY OFFICERS

14.1 Items in Brief (Report No: 175/19)

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**C140519/1474****That the following items be noted and items of interest discussed:**

1. **Glenelg Visitor Information Centre**
2. **Coast Park Minda Dunes – Student STEM Project**
3. **Letter to Minister Stephan Knoll MP and Response Letter from Minister Stephan Knoll MP regarding long term parked vehicles**
4. **Planning Reform Update**
5. **Wayfinding Research Project**

Moved Councillor Lonie, Seconded Councillor Lindop

Carried Unanimously

14.2 **Healthy South Research project – A Partnership with Flinders University** (Report No: 177/19)

The City of Holdfast Bay is partnering with the Southgate Institute at Flinders University to test the feasibility of embedding health in all policies, to ensure healthy urban environments and health focussed community services. The purpose of which is to stem the rapid increase in non-communicable diseases in the southern area of Adelaide. The project has three (3) stages, referred to as “Work Packages”. The third of the three (3) ‘packages’ invites representation and support from Members at a Healthy South Summit towards the end of the 2019 calendar year.

Motion**C140519/1475****That Council note the report.**

Moved Councillor Lonie, Seconded Councillor Snewin

Carried Unanimously

14.3 **Glenelg Oval Master Plan – Stage One** (Report No: 178/19)

The endorsed Glenelg Oval Master Plan 2017 provides the long term vision for the development of this site, its implementation is estimated at \$20 million. The Master Plan’s implementation has been divided into three (3) stages, Stage One (1) incorporating the Holdfast Tennis Club; Margaret Messenger Reserve; and improvements to on street car parking. The New Initiative Bid currently under consideration for the implementation of Stage One (1) covers the Holdfast Tennis Club works only.

In previous reports to Council, various grant opportunities were identified and applied for, to assist with the costs of implementing this stage of the Master Plan. This report provides an overview of:

- External funding opportunities explored;
- Works to be undertaken utilising funds allocated by Council in the 2018/2019 budget;
- The New Initiative Bid currently under consideration in the 2019/2020 Annual Business Plan Budget process; and

- The scope of works proposed to be undertaken in 2019/2020.

Motion**C140519/1476****That Council note the report.**Moved Councillor Bouchee, Seconded Councillor Patton **Carried Unanimously**14.4 **Anzac Highway Bicycle Lanes – Funding Deed** (Report No: 162/19)

At their meeting on 11 September 2018, the previous Council considered a proposal to install bicycle lanes on the section of Anzac Highway, between Brighton Road and Adelphi Terrace at Glenelg. The proposal also included safety improvements to the roundabout at Gordon Street and Old Tapleys Hill Road.

Elected Members were unconvinced that the design's road safety benefits outweighed negatives in relation to estimated traffic delays at the roundabout currently and into the future. Council resolved that no further action be taken.

The State Government requested Council undertake further investigation given the project had funding support through the Australian Government's Black Spot Program.

This report updates Council on this project, including a summary of the background since 2014 and investigation into three design options that the current Council considered at a workshop on 19 February 2019. This workshop also presented the traffic impact for each option.

This report seeks authorisation from Council to proceed with the original design option which has been endorsed by the Department for Planning, Transport and Infrastructure (DPTI).

Authorisation is also sought for the Mayor and Acting Chief Executive Officer to sign the Funding Deed.

Motion:**That Council:**

- 1. Approve implementation of Design Option 1 for installation of bicycle lanes on Anzac Highway between Brighton Road and Adelphi Terrace, including reconstruction of the roundabout at Gordon Street and Old Tapleys Hill Road at an estimated total cost of \$275,169 (excl GST) noting that:**
 - a) Grant funding of \$268,563 (excl GST) will be provided from the Black Spot Fund;**
 - b) Remaining funds of \$6,606 (excl GST) will be provided from Council's 2019/20 Line Marking maintenance budget.**

2. **Authorise the Mayor and Acting Chief Executive to sign the Black Spot Funding Deed and any other necessary documentation on behalf of Council and affix the seal as required.**
3. **Notes that Council Administration proposes to notify local residents, businesses and the broader community of the proposed project including the roundabout reconstruction.**

Moved Councillor Clancy, Seconded Councillor Lonie

Lost

Division Called:

A division was called and the previous decision was set aside:

Those voting for: Councillors Clancy and Lonie (2)

Those voting against: Councillors Snewin, Miller, Bouchee, Fleming, Smedley, Abley, Patton, Chabrel, Lindop and Bradshaw (10)

Her Worship the Mayor declared the motion

Lost

14.5 **Marine Parade Seacliff Barrier Fence (Report No: 158/19)**

Residents have raised concerns regarding the safety of children on Marine Parade Seacliff which runs adjacent to Angus Neill Reserve as a result of the new playspace being closer to the road.

At the Council meeting on 29 January 2019, Council Report No. 19/19 discussed six options for improving safety. Council resolved (Resolution Number C290119/1362) to *'approve consultation with residents regarding Option 3: the installation of a 30m portion of fencing on the footpath adjacent the playspace to provide a barrier between children and the road.'*

As a result, 18 surveys were delivered to residents and property owners on Marine Parade between Young Street and Portland Street; with the survey also available to the general public via Council's YourView website. Results of the survey are presented in this report with a recommendation to proceed.

Of the 18 surveys sent to residents and property owners, 10 respondents supported the proposal and 1 respondent neither supported nor objected to the proposal. On YourView 31 respondents supported the proposal and 12 respondents did not support the proposal.

Motion

C140519/1477

1. **Council approves the installation of a 30m section of fencing on Marine Parade on the footpath adjacent the Angus Neill Reserve playspace.**
2. **Additional funding of \$6,300 (ex GST) be approved as part of the 2018/19 Capital Works Program and included in Budget Review 3.**

3. **Council Administration notifies residents and property owners of the decision and include an explanation as to why a 20km/ph speed limit could not be introduced.**

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

14.6 **Wombat Crossing Upgrade – Esplanade Brighton** (Report No: 159/19)

The Department for Planning, Transport & Infrastructure (DPTI) has contacted Council with a proposal to part fund the upgrade of the existing wombat crossing on the Esplanade adjacent to the Brighton Surf Life Saving Club (BSLSC). This follows community concerns about safety at the crossing and representations to the local MP Hon Corey Wingard, Member for Gibson to improve the crossing.

DPTI have reviewed the safety of the crossing with Council staff and identified safety improvements, primarily installation of flashing yellow lights, upgrades to street lighting and improved pavement marking/colours which will make the crossing stand out more for motorists which in turn will reduce the risk of drivers hitting pedestrians. The improvements will also bring the crossing in line with current DPTI standards.

The estimated total project cost is \$128,000 (ex GST) which is primarily being funded by DPTI, however Council is being asked to contribute \$30,000 (ex GST) to cover street lighting, signage and line marking components of the proposed upgrade. Council would traditionally cover the costs for any pedestrian crossing works on a local road.

DPTI is proposing to undertake local community consultation including with BSLSC. Council will project manage the construction.

Motion

C140519/1478

1. **Council endorse upgrading of the existing pedestrian crossing at the Esplanade Brighton (adjacent to the Brighton Surf Life Saving Club) in partnership with DPTI to improve safety.**
2. **Council note the overall project cost is estimated at \$128,000 (excl GST) with \$30,000 to be funded by Council to cover the costs of improved street lighting, signage and line marking for the crossing upgrade and \$98,000 to be funded by DPTI to cover the cost of flashing yellow lights and pavement alterations.**
3. **Council approve a project funding allocation of \$30,000 in the 2019/20 Capital Works program as Council's contribution towards the project.**
4. **Council notes that:**
 - a) **DPTI will undertake resident and community consultation regarding the upgrade, including consultation with BSLSC.**
 - b) **Council Administration will project manage construction.**

Moved Councillor Clancy, Seconded Councillor Snewin **Carried Unanimously**

Councillor Patton declared a perceived conflict of interest for item 14.7 Somerton Park Bowling Club – Financial Assistance (Report No: 183/19). The nature of the perceived conflict of interest (pursuant to section 74 of the *Local Government Act 1999*) is that Councillor Patton is a current member and past president (2001-2002) of the Club. Councillor Patton dealt with this perceived conflict of interest by making it known to the chamber but remained in the chamber as he was acting in best interest of the community.

14.7 Somerton Park Bowling Club – Financial Assistance (Report No: 183/19)

At its meeting on 9 April 2019 Council requested a report on the options available to assist the Somerton Bowling Club with its current financial position. Since 2007 the Club has upgraded its clubrooms and facilities through member support and Council on-lent borrowings. During this time the Club has not received major external grant support toward improving its facilities. The Club is seeking Council support to improve its financial position and thereby enable it to engage in future grant submissions and secure grant funding.

A number of options exist to assist the club including debt consolidation and relief as well as grant submission education and support.

Motion

C140519/1479

- 1. That the option to consolidate the existing Council funded Somerton Bowling Club loans to be amortised over 13.5 years be offered to the Club to assist its financial position and cash flow.**
- 2. That Council continue to offer grant application and educational assistance to enable the Somerton Bowling Club to improve its facilities and sustainability.**

Moved Councillor Clancy, Seconded Councillor Lonie

Adjournment

C140519/1480

That the motion be deferred to Council's next meeting on 28 May 2019, to allow time for administration to receive further information from the Somerton Park Bowling Club.

Moved Councillor Smedley, Seconded Councillor Bouchee

Carried

Councillors Smedley and Bouchee spoke to the motion.

14.8 Kingston Park Reserve Master Plan (Report No: 184/19)

The Kingston Park Reserve Master Plan was endorsed in October 2015. Since that time construction has been completed on Stages 1 and 2. Engagement with key stakeholders on progressing further stages of the Master Plan had identified a number of key concerns. In light of the matters raised, Council endorsed to undertake a review of the Master Plan prior to undertaking further detailed

design. This report outlines the findings of that review and recommends to amend the existing Master Plan concept.

Motion

C140519/1481

1. That Council approve to amend the Kingston Park Reserve Master Plan to include:
 - maintaining the existing footprint of the carpark;
 - removing the Kiosk and Interpretative Centre;
 - reducing the size and scale of the playground; and
 - removing the multi-use court.

2. That Council approve the following initiatives to support the development of the Kingston Park Master Plan and surrounding amenity:
 - replacing the existing fence on the southern side of the carpark and commence revegetation of that site;
 - introducing 3 hour timed parking for the carpark;
 - converting a portion of the camping ground site within the Caravan Park to parking for patrons during peak periods;
 - investigating additional parking spaces along Strickland and Burnham Roads;
 - investigating additional parking within the Brighton Caravan Park as part of the Stage 2 redevelopment;
 - investigating the use of technology to manage the carpark and provide wayfinding;
 - supporting a temporary kiosk until a decision is made on a permanent kiosk;
 - undertaking a study of the feasibility of a kiosk at Kingston Park;
 - investigating other locations in the area for the site of a permanent kiosk.

Moved Councillor Lonie, Seconded Councillor Lindop

Carried Unanimously

15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

Leave of the Meeting

Her Worship the Mayor sought leave of the meeting to raise an item of urgent business **Confidential-Buffalo Update** (Report No: 185/19).

Leave of the meeting was granted.

17. ITEMS IN CONFIDENCE

Councillor Lindop left the chamber at 8.52pm.

17.1 **Confidential – Buffalo Update** (Report No: 185/19)

Motion - Exclusion of the Public – Section 90(3)(b) Order

C140519/1482

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 185/19 Buffalo – Update in confidence.
2. That in accordance with Section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 181/19 Draft Minutes – Alwyndor Management Committee – 24 April 2019 on the following grounds:
 - b. pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage and Council would prejudice the commercial position of the Council.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.
3. The Council is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.

Moved Councillor Clancy, Seconded Councillor Lonie

Carried

Councillor Lindop re-joined the chamber at 8.55pm.

Councillor Fleming left the chamber at 8.59pm.

Councillor Lonie left the chamber at 8.59pm.

Councillor Fleming re-joined the chamber at 9.00pm.

Councillor Lonie re-joined the chamber at 9.02pm.

RETAIN IN CONFIDENCE - Section 91(7) Order**C140519/1484**

That having considered Agenda Item: 17.1 Report No: 185/19 Buffalo – Update in confidence under section 90(2) and (3)(b, d & h) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act, orders that any details outlined in Report No: 185/19 Buffalo – Update and associated minutes that pertain to the Licensee, Licence Agreement and/or Commercial Operations be retained in confidence for a period of 12 months.

Moved Councillor Lonie, Seconded Councillor Snewin

Carried**CLOSURE**

The meeting closed at 9.05pm.

CONFIRMED Tuesday 28 May 2019**MAYOR**