

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 13 October 2020 at 7:00pm.

MEMBERS PRESENT

Mayor A Wilson
Councillor R Abley
Councillor M Bouchee
Councillor A Bradshaw
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

Chief Executive Officer – R Bria
General Manager City Assets and Services – H Lacy
General Manager Community Services – M Lock
General Manager Strategy and Business Services – P Jackson
General Manager Alwyndor – B Davidson-Park

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. SERVICE TO COUNTRY ACKNOWLEDGEMENT

The City of Holdfast Bay acknowledged all personnel who have served in the Australian forces and services, including volunteers, for our country.

4. 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.

5. APOLOGIES

- 5.1 Apologies Received – Councillor Chabrel
- 5.2 Absent - Nil

6. ITEMS PRESENTED TO COUNCIL - Nil**7. DECLARATION OF INTEREST**

Members were reminded to declare their interest before each item.

8. CONFIRMATION OF MINUTES**Motion****C131020/2068**

That the minutes of the Ordinary Meeting of Council held on 22 September 2020 be taken as read and confirmed.

Moved Councillor Patton, Seconded Councillor Clancy

Carried**9. PUBLIC PRESENTATIONS**

- 9.1 **Petitions** - Nil
- 9.2 **Presentations** - Nil
- 9.3 **Deputations** - Nil

10. QUESTIONS BY MEMBERS**10.1 Without Notice****10.1.1 Beach Signs at South Brighton**

Councillor Fleming asked a question in relation to beach signs along the Esplanade at South Brighton.

Chief Executive Officer took the question on notice.

10.1.2 Glenelg Town Hall Renovations

Councillor Patton asked a question in relation to progress on Glenelg Town Hall renovations.

General Manager City Assets & Services provided a response.

10.1.3 Sale of Land at North Brighton

Councillor Patton asked a question in relation to the current situation for the sale of parcels of land at North Brighton.

General Manager City Assets & Services provided a response.

10.1.4 **Dover Square**

Councillor Lindop asked a question in relation to an update on the Dover Square Reserve Project.

General Manager Community Services provided a response.

10.1.5 **Marina Public Toilets and Land Management Agreement**

Councillor Bouchee asked a question in relation to the re-opening of the public toilets at the Marina.

Chief Executive Officer took the question on notice.

10.1.6 **Items in Brief Report**

Councillor Bouchee asked a question in relation to future updates being provided in the Items in Brief report.

Chief Executive Officer took the question on notice.

10.1.7 **Community Lease Register**

Councillor Clancy asked a question in relation to the updating of the community leases register on Council's website.

Chief Executive Officer provided a response.

10.2 **On Notice - Nil**

11. **MEMBER'S ACTIVITY REPORTS - Nil**

12. **MOTIONS ON NOTICE**

12.1 **Motion on Notice – Parking Bay Marking - Councillor Clancy (Report No: 316/20)**

Councillor Clancy proposed the following motion:

Motion

C131020/2069

That Administration bring back a report to Council in regards to marking parking bays along the Esplanade as well as any roads off the Esplanade where marked parking bays would increase parks.

Moved Councillor Clancy, Seconded Councillor Fleming

Carried

Division Called

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

Those voting for: Councillors Bouchee, Lindop, Lonie, Fleming, Abley, Bradshaw and Clancy (7)

Those voting against: Councillors Patton, Smedley, Miller and Snewin (4)

Her Worship the Mayor declared the motion

Carried

BACKGROUND

There is a shortage of spaces available and it will increase the number of parking spaces. It could also be investigated if there are any roads off the Esplanade where marked parking bays would increase parks.

- 12.2 **Motion on Notice – Department of Health Services SA (DHS) - Councillor Clancy**
(Report No: 317/20)

Councillor Clancy proposed the following motion:

Motion

C131020/2070

That Administration write to the Minister for Human Services with a copy to the LGA requesting that there be one clearance for vulnerable children and adults.

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

BACKGROUND

It is an expensive process presently as there is a number of clearances and one should suffice for working with any vulnerable people. It also means that staff or volunteers would be able to assist any vulnerable person and not be restricted.

- 12.3 **Motion on Notice – Dog Park Gregory Reserve - Councillor Fleming** (Report No: 321/20)

Councillor Fleming proposed the following motion:

Motion

C131020/2071

That Administration investigate the feasibility of a Dog Park at Gregory Reserve, Hove and report back to Council with options and costs for the establishment of the dog park.

Moved Councillor Fleming, Seconded Councillor Lindop **Carried Unanimously**

BACKGROUND

City of Holdfast Bay area has no identified Dog Park where dog owners can take their dogs. Gregory Reserve, Hove is perceived to be an underutilised public open space as it has no play equipment and is mainly used for passive recreation. This

location may be a suitable location for a Dog Park and warrants an investigation into its feasibility.

12.4 **Motion on Notice – Update of Various Items in Items in Brief - Councillor Bouchee** (Report No: 322/20)

Councillor Bouchee proposed the following motion:

Motion

C131020/2072

That the Chief Executive Officer arrange for a short update in Items in Brief that includes:

1. **update on Footpath audit;**
2. **update on approximate percentage of footpath remediation completed;**
3. **update on progress of plans to bundle power cables to ensure our major tree avenues (Partridge Street/Jetty Road, Brighton Road/Jetty Road, Glenelg/Moseley Square etc); and**
4. **update priority listing of our Power Line Environment Committee (PLEC) sites in the City.**

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

12.5 **Motion on Notice – Placement of Public Art - Councillor Bouchee** (Report No: 326/20)

Councillor Bouchee proposed the following motion:

Motion

C131020/2073

That the location of any planned placement and/or relocation of major and/or direct commissioned sculptures be presented to Council for endorsement.

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

BACKGROUND

There was a previous motion to do the above but somehow it has been lost through the years.

I think it is important that Elected Members have input into the location of our public art.

13. ADJOURNED MATTER - Nil

14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES

14.1 **Draft Minutes – Alwyndor Management Committee – 17 September 2020**
(Report No: 311/20)

The draft minutes of the Alwyndor Management Committee meeting held on 17 September 2020 were provided for information.

Motion

C131020/2074

1. **That the draft minutes of the Alwyndor Management Committee meeting held on 17 September 2020 be noted.**

RETAIN IN CONFIDENCE - Section 91(7) Order

2. **That having considered Attachment 2 to Report No: 311/20 Draft Minutes – Alwyndor Management Committee – 17 September 2020 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 Lonie, Seconded Councillor Clancy

Carried Unanimously

15. REPORTS BY OFFICERS

15.1 **Items in Brief** (Report No: 313/20)

These items were presented for the information of Members.

Motion

C131020/2075

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

1. **Brighton Oval Redevelopment Update**
2. **E-Scooter Trial Decision**

Moved Councillor Bouchee, Seconded Councillor Lonie

Carried Unanimously

15.2 **Outcomes of the 14 September 2020 Economic Recovery Taskforce Meeting**
(Report No: 314/20)

The Economic Recovery Taskforce met on 14 September 2020 and discussed a range of possible strategies to support economic activity in the City.

A number of initiatives were discussed by the Taskforce, and were submitted to Council for consideration.

Motion

C131020/2076

That Council notes the draft minutes of the Economic Recovery Taskforce Meeting of 14 September 2020.

Moved Councillor Smedley, Seconded Councillor Patton **Carried Unanimously**

15.3 **Events Debrief 2019/2020** (Report No: 309/20)

The purpose of this report was to provide a brief summary of the 2019 - 2020 events season.

Motion

C131020/2077

That Council note the report.

Moved Councillor Miller, Seconded Councillor Abley

Carried Unanimously

Conflict of Interest

Councillor Fleming declared a perceived conflict of interest for Item 15.4 Citywide Spend and Win a Jayco Competition (Report No 310/20). The nature of the perceived conflict of interest (pursuant to Section 74 of the *Local Government Act 1999*) is she is a business owner in the City.

Councillor Fleming dealt with the perceived conflict of interest by making it known and leaving the meeting.

Councillor Fleming left the meeting at 7.48pm.

15.4 **Citywide Spend and Win a Jayco Competition** (Report No: 310/20)

The Economic Recovery Taskforce met on 10 August 2020 and discussed a range of strategies to encourage visitation to the City and by extension, stimulate economic activity.

A number of initiatives were discussed by the Taskforce and were submitted to Council for consideration and endorsement. A Council workshop was held on the competition activation with concerns and alterations addressed in this report.

Motion

C131020/2078

That Council approves the allocation of \$80,000 for the 'Citywide Spend and Win a Jayco Campervan Competition'.

Moved Councillor Smedley, Seconded Councillor Snewin

Carried Unanimously

Councillor Fleming re-joined the meeting at 8.00pm.

Councillor Lonie left the meeting at 8.00pm.

Councillor Lonie re-joined the meeting at 8.01pm.

Leave of the Meeting

Councillor Clancy sought leave of the meeting to propose that Item 15.5 Social Needs Analysis (Report No: 284/20) heard in confidence at Item 18, Items in Confidence.

Leave of the Meeting was granted.

15.6 **Kauri Community and Sporting Complex – Kitchen Upgrade** (Report No: 319/20)

The Kauri Community and Sporting Complex was built in 2016 with the intention to create a lively and welcoming space for the community, including the possibility to offer a range of social and recreational programs in the function room. However, due to budget constraints at the time of construction, the function room's kitchen was not completed to full commercial standards. As a result, there are concerns that the current kitchen fitout is not sufficient to support larger functions in the function room.

Council has requested an assessment of the existing kitchen to establish its current capacity, usability and limitations. This assessment was undertaken in August and September 2020 by a commercial caterer familiar with catering and kitchen operations for large functions and a specialist kitchen equipment supplier.

This report detailed the current limitations of the kitchen and possible options for upgrade, including an option where its catering capacity is increased to 130 people for sit down menu dining.

Motion

C131020/2079

That Council:

1. **notes the outcomes of the kitchen assessment at the Kauri Community and Sporting Complex as presented in this report; and**
2. **refers a new capital project request for upgrade of the kitchen as per option 2 at an estimated cost of \$29,000 (ex GST) for consideration in the draft 2021/22 Capital Program.**

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

Councillor Abley left the meeting at 8.06pm.

Councillor Abley re-joined the meeting 8.08pm.

15.7 **New Lease – Holdfast Tennis Club Incorporated** (Report No: 318/20)

For a considerable period, Holdfast Tennis Club Incorporated (Club) has leased from Council that portion of the land situated at 15 Williams Avenue Glenelg East comprising the clubrooms and the six (6) southernmost tennis courts (Former Premises) for the purpose of playing tennis, tennis coaching and associated club activities for the benefit of the general community. As part of its lease agreement with Council, the Club has also held a concurrent non-exclusive licence in relation to the two (2) northernmost community tennis courts (Licence Area).

The previous lease has expired and Administration held discussions with the Club in 2018 regarding a new lease agreement. On 24 April 2018, Council resolved to

grant a new lease to the Club for a term of five (5) years commencing on 1 July 2018 (Resolution No. C240418/1134).

However, the lease documentation was never formalised and in early 2019, it was determined that the clubrooms and tennis courts would be redeveloped. The new development included a new clubrooms which are slightly larger than the footprint of the former clubrooms. The footprint of the tennis courts have also increased due to enlarged runoff areas. The effect is that the new leased area will be slightly larger in size than the Former Premises.

To reflect the new build and to apply the provision set out in the Sporting and Community Club Leasing Policy, it was recommended that Council enter into a new lease with the Club governing their exclusive use of the new clubrooms and six (6) southernmost tennis courts and their non-exclusive use of the two (2) northernmost community tennis courts. Full details of the proposal were outlined within the report.

Motion

C131020/2080

That Council:

1. **enters into a Lease with Holdfast Tennis Club Incorporated over that portion of 15 Williams Avenue Glenelg East comprising the clubrooms and six (6) southernmost tennis courts (marked in red as per drawing in Attachment 1 to this report) based on terms and conditions generally contained in the Sporting and Community Leasing Policy and this report for a term of five (5) years commencing on the date of occupation;**
2. **that the said Lease contain a special condition granting Holdfast Tennis Club Incorporated a non-exclusive licence over that portion of 15 Williams Avenue Glenelg East comprising the two (2) northernmost community tennis courts (marked in yellow as per the drawing in Attachment 1 to this report) for the same term as the Lease;**
3. **that an annual rent of \$2,474 (plus GST) be payable from the commencement date of the Lease which rent shall increase annually thereafter in accordance with the Consumer Price Index (Adelaide – All Groups) capped at 2.5%; and**
4. **that the Mayor and Chief Executive Officer be authorised to execute and seal any documents required to give effect to this lease and licence.**

Moved Councillor Bouchee, Seconded Councillor Smedley **Carried Unanimously**

15.8 **Stormwater Implementation Plan 2020/21 to 2023/24** (Report No: 199/20)

In 2014, Council approved the Stormwater Management Plan – Coastal Catchments between Glenelg and Marino (2014) which was a major stormwater strategy prepared jointly with City of Marion. The Stormwater Management Plan

(SMP) outlined construction/upgrade of 4 major outlets, 14 minor upgrades and installation of 5 additional GPT's at key coastal outlets.

In 2015, a further joint report titled The City of Marion & City of Holdfast Bay – Water Sensitive Urban Design Master Plan was prepared for the Cities of Holdfast Bay and Marion. The WSUD Master Plan outlined 26 priority projects for WSUD installations.

Over the intervening years, a number of projects have been delivered and investigations/designs prepared for a number of other projects.

This report outlined the proposed Stormwater and Water Sensitive Urban Design (WSUD) projects to be undertaken over the next 4 years (2020/21 to 2023/24) and identified major projects to be implemented over the longer term. The longer term implementation plan has also been developed to ensure planning, design, approval, funding and construction takes place for long lead time projects.

These projects reflect the next priorities in delivery of the Stormwater Management Plan 2014 to reduce major flood risk and to address customer complaints of minor flooding. Projects to expand water reuse and improve water quality through WSUD and GPT works were also included.

Motion

C131020/2081

That Council:

1. **note the proposed stormwater drainage upgrades and augmentations proposed over the 2020/21 to 2023/24 period generally in line with the priorities established through the Stormwater Management Plan 2014;**
2. **authorise Administration to work with the City of Marion, Stormwater Management Authority and third parties to:**
 - a. **develop a long term funding agreement;**
 - b. **fund the 4 year stormwater implementation plan; and**
3. **notes that individual projects will be presented for approval as part of the annual Capital Works Program development.**

Moved Councillor Clancy, Seconded Councillor Lonie

Carried Unanimously

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

Leave of the Meeting

General Manager City Assets & Services sought leave of the meeting from her Worship the Mayor to update the Chamber on car parking expiations for parking over parking bay markings.

Leave of the Meeting was granted and an update provided by General Manager City Assets & Services.

18. ITEMS IN CONFIDENCE

Item 15.5 Social Needs Analysis was considered before Item 18.1 as per leave of the meeting following Item 15.4 Citywide Spend and Win a Jayco Competition.

Councillor Snewin left the meeting at 8.13pm.

Councillor Snewin re-joined the meeting at 8.20pm.

Councillor Patton left the meeting at 8.20pm.

Councillor Patton re-joined the meeting at 8.22pm.

15.5 Social Needs Analysis (Report No: 284/20)

Motion – Exclusion of the Public – Section 90(3)(a)

C131020/2082

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: 284/20 – Social Need Analysis 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: 284/20 – Social Needs Analysis on the following grounds:
 - a. pursuant to Section 90(3)(a) of the Act, the information to be received, discussed it considered in relation to Report No: 15.5 Social Needs Analysis is information the disclosure of which would involve the unreasonable disclosure information concerning the personal affairs of any person.
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 the discussion confidential.

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

Presented for the information of Members, were the Social Needs Analysis (2020), Demographic Mobility Analysis (2019) and the Community Service Audit (2019). The Social Needs Analysis (2020) and the Demographic Mobility Analysis (2019) will be utilised in the review of:

- 'Our Place' 2030 Strategic Plan;
- Asset Management Plan; and
- Strategic Property Review.

These reports inform strategic planning moving forward including however not limited the review of the Our Place 2030 Strategic Plan and the Strategic Property.

Motion

C131020/2083

That Council notes the Social Needs Analysis (2020), Demographic Mobility Analysis (2019) and Community Services Audit (2019).

Moved Councillor Lonie, Seconded Councillor Abley

Carried Unanimously

18.1 Purchase of Road and Footpath Sweepers – Budget Increase (Report No: 320/20)

Motion – Exclusion of the Public – Section 90(3)(b)&(k)

C131020/2084

- 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: 320/20 - Purchase of Road And Footpath Sweepers - Budget Increase 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: 320/20 - Purchase of Road And Footpath Sweepers - Budget Increase 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 on a person with whom the Council is proposing to conduct business and the disclosure of the information could prejudice Council's commercial position in relation to tender submissions.**

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.
 - k. pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda Item are related to tenders for the supply of goods being for the supply of one (1) road and one (1) footpath sweeper.**

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 the discussion confidential.**

Moved Councillor Abley, Seconded Councillor Lindop

Carried Unanimously

RETAIN IN CONFIDENCE - Section 91(7) Order

C131020/2085

That having considered Report No. 320/20 - Purchase of Road and Footpath Sweepers – Budget Increase in confidence under Section 90(2) and (3)(b)&(k) of the *Local Government Act 1999*, the Council, pursuant to Section 91(7) of that Act orders that the report and minutes relevant to this item be retained in confidence for a period of 18 months and the Chief Executive Officer is authorised to release the documents when the purchase order is issued to the successful tender and that this order be reviewed every 12 months.

Moved Councillor Abley, Seconded Councillor Lonie

Carried Unanimously

CLOSURE

The Meeting closed at 8.32 pm.

CONFIRMED

27 October 2020

MAYOR