

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 24 August 2021 at 7:00pm.

MEMBERS PRESENT

Mayor A Wilson
Councillor R Abley
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 Assets and Delivery – M de Heus
General Manager Community and Business – M Lock
General Manager Strategy and Corporate – 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 - Nil
- 5.2 Absent – Councillor P Chabrel (Leave of Absence)

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****C240821/2388**

That the minutes of the Ordinary Meeting of Council held on 10 August 2021 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Miller

Carried Unanimously**9. PUBLIC PRESENTATIONS**

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

10. QUESTIONS BY MEMBERS

- 10.1 **Without Notice** - Nil
- 10.2 **On Notice** - Nil

11. MEMBER'S ACTIVITY REPORTS

- 11.1 **Member's Report from the Australian Local Government Association National General Assembly** (Report No: 289/21)

Presented for the information of the Members, was a report from Councillor Lindop and Councillor Smedley from their attendance at the Australian Local Government Association National General Assembly held on 20 – 23 June 2021.

Motion**C240821/2389**

That the report from Councillor Lindop and Councillor Smedley from the Australian Local Government Association National General Assembly held on 20 – 23 June 2021 be received and noted.

Moved Councillor Lindop, Seconded Councillor Smedley

Carried Unanimously

12. MOTIONS ON NOTICE - Nil**13. ADJOURNED MATTER - Nil****14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES****14.1 Draft Minutes – Alwyndor Management Committee – 29 July 2021 (Report No: 284/21)**

The draft minutes of the Alwyndor Management Committee meeting held on 29 July 2021 were provided for information.

Motion**C240821/2390**

- 1. That the draft minutes of the Alwyndor Management Committee meeting held on 25 March 2021 be noted.**
- 2. That having considered Attachment 2 to Report No: 284/21 Draft Minutes – Alwyndor Management Committee – 29 July 2021 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**Leave of the Meeting**

Councillor Clancy sought leave of the meeting to propose that Item 14.1 Draft Minutes – Alwyndor Management Committee – 29 July 2021 (Report No: 284/21) also be considered in confidence at Item 18, Items in Confidence.

Leave of the meeting was granted.

14.2 Minutes – Jetty Road Mainstreet Committee – 4 August 2021 (Report No: 279/21)

The Minutes of the Jetty Road Mainstreet Committee meeting held on 4 August were attached and presented for Council's information.

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

Motion**C240821/2391**

That Council notes the minutes of the Jetty Road Mainstreet Committee of 4 August 2021.

Moved Councillor Miller, Seconded Councillor Abley

Carried Unanimously

15. REPORTS BY OFFICERS**15.1 Items in Brief (Report No: 274/21)**

These items were presented for the information of Members.

After noting the report any items of interest were discussed.

Motion**C240821/2392**

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

- 1. Letter from Coast Protection Board regarding beach replenishment at Glenelg North Beach**
- 2. Letter from Nicolle Flint MP regarding support for redevelopment Brighton and Seacliff Yacht Club**
- 3. Bay Sheffield Walk**

Moved Councillor Abley, Seconded Councillor Lindop

Carried Unanimously

15.2 Request for Funding from the South Australian Coastal Councils Alliance (Report No: 275/21)

There are two coastal council bodies to which the City of Holdfast Bay belongs: the Metro Seaside Councils Committee (MSCC) and the South Australian Coastal Councils Alliance (SACCA). A request for \$2,500 funding to support the South Australian Coastal Councils Alliance has been received. The contribution is being sought directly from all coastal Councils. Previously the SACCA was funded through grants. The funding request was supported as the South Australian Coastal Councils Alliance has the potential to be a powerful body, particularly in the advocacy space, which is badly needed by coastal councils.

Motion**C240821/2393**

That Council approves funding of \$2,500 for the South Australian Coastal Councils Alliance for the 2021/22 financial year.

Moved Councillor Miller, Seconded Councillor Lindop

Carried Unanimously

15.3 2020/21 Preliminary Funding Statements, Budget Carried Forwards and Activity Reports (Report No: 285/21)

This report provided preliminary funding statements for the 2020/21 financial year including explanations of the interim results and major budget variations as well as detailing yet to be finalised projects to be brought forward and budgeted for in 2021/22. Also presented was a summary of the external grant funding received during the year, as well as a report detailing the organisation's progress in achieving the new initiatives and capital renewal program as set out in the annual business plan for 2020/21.

Following a comprehensive budget review in April 2021 a deficit budget of \$155,206 was adopted. The preliminary result for municipal operations showed an operating surplus of \$1.6m resulting in a positive budget variance of \$1.77m compared with the adopted forecast. Explanations for the major variances including the impact of COVID-19 were discussed in attachment 1 to this report.

The preliminary result for Alwyndor operations showed an operating deficit of \$811,000 compared with the adopted forecast deficit of \$747,000 resulting in a negative budget variance of \$64,000.

The consolidated result for both operations showed an operating surplus of \$807,000 compared with the adopted deficit forecast of \$902,000 resulting in a positive budget variance of \$1.7m.

Motion

C240821/2394

That Council:

1. **notes the provisional unaudited 2020/21 funding statements and carried forward budgets;**
2. **notes the 2020/21 Annual Business Plan activity summary;**
3. **notes the 2020/21 external grant funding summary;**
4. **approves the carried forward amounts from the 2020/21 budget to the current year 2021/22 budget of \$471,971 operating expenditure, \$95,151 operating revenue, \$9,263,044 capital expenditure and \$2,414,198 capital income; and**
5. **approves the carried forward loan borrowing amount from the 2020/21 budget to the current year 2021/22 budget of \$8,109,437.**

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

15.4 **Appointment of Alwyndor Management Committee Member** (Report No: 287/21)

Under the requirements of its Terms of Reference the Alwyndor Management Committee (AMC) consists of up to 9 persons including two (2) Elected Members. Cr Susan Lonie was appointed in July 2021 and with the recent passing of Cr Bouchee, this left one role vacant. As such Council was required to nominate an Elected Member to this position.

Nominations

Her Worship the Mayor called for nominations.

A nominations was received for Councillor Snewin, which was included in the Council's motion.

Motion**C240821/2395**

That Council appoint Cr Snewin to the Alwyndor Management Committee for the remainder of the Council term.

Moved Councillor Lonie, Seconded Councillor Abley

Carried Unanimously

15.5 **Brighton Solstice Street Parties** (Report No: 288/21)

This report responded to the Motion on Notice C130721/2337 raised at the Council Meeting 21 July 2021.

The initial Brighton Winter Solstice community event was held on Saturday 19 June along Jetty Road Brighton, which was an overwhelming success for the community and local businesses of the City of Holdfast Bay.

Due to the positive feedback, it was proposed to stage this community event biannually along Jetty Road Brighton. With one event scheduled through the winter months aligned to the winter solstice, and the second through summer in January of each year.

Motion**C240821/2396**

1. **That Council approve \$30,000 funding to stage two Jetty Road Brighton Street Parties community events annually.**
2. **That Administration provide a report to Council on the outcomes from the two events once they have been held.**

Moved Councillor Fleming, Seconded Councillor Clancy

Carried Unanimously

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

18. ITEMS IN CONFIDENCE

Councillor Clancy sought leave of the meeting at Item 14.1 Draft Minutes – Alwyndor Management Committee – 29 July 2021 (Report No: 284/21) also be considered in confidence at Item 18, Items in Confidence.

14.1 **Draft Minutes – Alwyndor Management Committee – 29 July 2021** (Report No: 284/21)

Motion - Exclusion of the Public – Section 90(3)(b) Order**C240821/2397**

1. **That pursuant to Section 90(3) 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: 284/21**

Draft Minutes – Alwyndor Management Committee – 29 July 2021 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: 284/21 Draft Minutes – Alwyndor Management Committee – 29 July 2021 on the following ground:

- 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 Lonie, Seconded Councillor Abley

Carried Unanimously

18.1 **Proposed Sale of Land** (Report No: 286/21)

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

C240821/2398

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: 286/21 Proposed Sale of Land 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: 286/21 Proposed Sale of Land in confidence 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 conducting or proposing to conduct business; or would prejudice the commercial position of the Council.

- d. pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which 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.

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 Unanimously

RETAIN IN CONFIDENCE - Section 91(7) Order

C240821/2399

That having considered Agenda Item 18.1 Report No: 286/21 Proposed Sale of Land in confidence under Section 90(2) and (3)(b) & (d) of the *Local Government Act 1999*, the Council, pursuant to Section 91(7) of that Act orders that the report, attachments and minutes be retained in confidence for a period of 24 months and/or with the Chief Executive Officer authorised to release the documents when the land purchase is completed and that this order be reviewed every 12 months.

Moved Councillor Smedley, Seconded Councillor Bradshaw

Carried Unanimously

CLOSURE

The Meeting closed at 7.55pm.

CONFIRMED 14 September 2021

MAYOR