

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 10 May 2022 at 7:00pm.

MEMBERS PRESENT

Mayor A Wilson
Councillor R Abley
Councillor A Bradshaw
Councillor P Chabrel
Councillor J Fleming
Councillor J Fletcher
Councillor C Lindop
Councillor S Lonie
Councillor W Miller
Councillor R Patton
Councillor R Snewin

STAFF IN ATTENDANCE

Chief Executive Officer – R Bria
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 would like to acknowledge 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 R Clancy
- 5.2 Absent – Councillor J Smedley (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****C100522/2588**

That the minutes of the Ordinary Meeting of Council held on 26 April 2022 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Abley

Carried Unanimously**9. PUBLIC PRESENTATIONS**

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

Conflict of Interest

Councillor Miller declared a perceived conflict of interest for Item 9.3.1 Glenelg Equinox Festival. The nature of the perceived conflict of interest (pursuant to Section 75 and 75A of the *Local Government Act 1999*) was that he was a former employee of one of the event participants.

Councillor Miller dealt with the perceived conflict of interest by making it known to the meeting and remained in the meeting as there was no voting required for the deputation.

9.3.1 Glenelg Equinox Festival

Mayor Wilson approved a deputation from Ms Anna Montgomery regarding the Glenelg Equinox Festival held on Saturday 19 March.

10. QUESTIONS BY MEMBERS

- 10.1 **Without Notice**
 - 10.1.1 **Art Deco Review**

Councillor Miller asked for an update on the Art Deco Review.

General Manager, Strategy and Corporate provided a response.

10.1.2 Police Presence, Jetty Road

Councillor Patton asked a question in relation to the police presence for Jetty Road.

The Mayor provided a response.

10.1.3 Alwyndor update

Councillor Snewin asked for an update on Alwyndor.

General Manager, Alwyndor provided a response.

10.1.4 28 Sturt Road, Brighton

Councillor Lindop asked a number of questions in relation to 28 Sturt Road, Brighton.

General Manager, Strategy and Corporate provided a response.

10.1.5 Seawall Apartments

Councillor Bradshaw asked a question in relation to Seawall Apartments.

The Mayor provided a response.

10.1.6 Councillor Abley asked a question in relation to the development site for Seawall Apartments.

CEO took the question on notice.

10.1.7 Budget modelling

Councillor Chabrel asked a question in relation to budget modelling following the recent interest rate and CPI increases.

General Manager, Strategy and Corporate provided a response.

10.2 With Notice - Nil**11. MEMBER'S ACTIVITY REPORTS - Nil****12. MOTIONS ON NOTICE****12.1 Motion on Notice – Norfolk Island Pines at Buffalo Redevelopment Site - Councillor Fleming (Report No: 128/22)****Motion****C100522/2589**

- 1. That Council retain all Norfolk Island Pines for the Buffalo redevelopment site.**

2. **That the final plans will be adapted to keep and retain the Norfolk Island Pines.**
3. **No Norfolk Island Pines be removed for the redevelopment of the old Buffalo site.**

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

13. ADJOURNED MATTER - Nil

14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES

14.1 Information Report – Southern Region Waste Resource Authority Board Meeting – 4 April 2022 (Report No: 143/22)

The information report of the Southern Region Waste Resource Authority (SRWRA) Board meeting held on 4 April 2022 was attached and provided for information.

Motion **C100522/2590**

That Council notes the Information Report of the Southern Region Waste Resource Authority Board meeting held on 4 April 2022.

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

14.2 Minutes – Executive Committee – 26 April 2022 (Report No: 137/22)
Refer to Item 18 under Items in Confidence.

15. REPORTS BY OFFICERS

15.1 Items in Brief (Report No: 139/22)

These items were presented for the information of Members.

After noting the report any items of interest were discussed and, if required, further motions proposed.

Motion **C100522/2591**

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

1. **Outstanding Council Actions Update**
2. **Brighton Street Party**
3. **Carl Cox and Eric Powell's Mobile Disco**
4. **Anzac Day**

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

15.2 Events Planning 2022/2023 (Report No: 75/22)

This report summarised the impact of the COVID-19 pandemic on the nature and number of events held in the City of Holdfast Bay, and provided recommendations for the allocation of existing resources as the pandemic shifts into a recovery phase.

Motion**C1000522/2592**

That Council endorse the distribution of the proposed 2022/23 events budget as per Scenario C in Attachment 2 of this report.

Moved Councillor Abley, Seconded Councillor Lonie

Carried Unanimously**15.3 2022 Winter Activation Report (Report No: 144/22)**

The Winter Wonderland event has been an important element of the Glenelg events calendar since 2014, with the objective to stimulate economic development during the off-peak winter season. The report summarised the proposed 2022 winter activation for Council endorsement.

Motion**C100522/2593**

That Council endorse the proposed Winter Activation event and note the allocation of \$62,500 towards its delivery, which is included in the proposed 2022/23 event budget.

Moved Councillor Patton, Seconded Councillor Miller

Carried Unanimously**Conflict of Interest**

Councillor Fleming declared an actual conflict of interest for Item 15.4 Telecommunications Tower at Glenelg Oval. The nature of the actual conflict of interest (pursuant to Section 75 and 75A of the *Local Government Act 1999*) is that Councillor Fleming is on the Council Assessment Panel.

Councillor Fleming dealt with the actual conflict of interest by making it known and leaving the meeting at 7.39 pm.

Councillor Miller declared an actual conflict of interest for Item 15.4 Telecommunications Tower at Glenelg Oval. The nature of the actual conflict of interest (pursuant to Section 75 and 75A of the *Local Government Act 1999*) is that Councillor Miller is on the Council Assessment Panel.

Councillor Miller dealt with the actual conflict of interest by making it known and leaving the meeting at 7.39 pm.

15.4 Telecommunications Tower at Glenelg Oval (Report No: 127/22)

On 25 June 2019 Council endorsed an offer by Vodafone to lease a portion of land at the Glenelg Oval Complex for a period of 20 years for the purpose of installing telecommunications infrastructure.

However, in December 2019, Council Administration was advised that Vodafone had to put the project on hold in order to source a new mobile infrastructure provider following the ban on the use of Huawei's equipment by the Australian Government.

Vodafone has now outsourced the project to Axicom Pty Ltd who was seeking to enter into a lease with Council on a similar basis to that offered by Vodafone.

Administration sought Council's approval to proceed with the lease on the terms detailed below and subject to Axicom Pty Ltd obtaining Development Approval.

Motion

C100522/2594

1. **That Council enters into a lease agreement with Axicom Pty Ltd over a portion of land contained within Certificate of Title Volume 5869 Folio 949 (Glenelg Oval) for a period of 20 years, subject to:**
 - (a) **the lessee obtaining Development Approval; and**
 - (b) **commencing rental of \$23,000 per annum (plus GST) with annual CPI increases.**
2. **That the Mayor and the Chief Executive Officer be authorised to execute and seal any documents required to give effect to the lease.**

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

Councillors Fleming and Miller re-joined the meeting at 7.42pm.

15.5 **Power Line Environment Committee – Call for Nominations** (Report No: 132/22)

The Local Government Association of South Australia (LGA) was seeking nominations from suitably qualified council members, or employees of council, or other local government entity, to fill one position on the Power Line Environment Committee for a term of up to three (3) years.

Elected members should consider if they meet the selection criteria of the position as outlined on the Call for Nominations Information Sheet.

Any member who would like to be nominated will need to have their nomination endorsed by Council prior to submission to the LGA. If Council does not have a nominee, it may just note the report.

Motion

C100522/2595

That Council notes the report.

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

15.6 Attendance at National General Assembly 2022 (Report No: 136/22)

Each year, the Australian Local Government Association (ALGA) holds a National General Assembly (Assembly) in Canberra where councils from around Australia can discuss current and emerging challenges and opportunities, and advocate to the Federal Government on critical issues facing the sector.

The next Assembly will be held on 19-22 June at the National Convention Centre in Canberra. This year's theme is 'Partners in Progress'. The registration brochure was provided as Attachment 1.

Registrations are now open, with the early bird registration period ending 20 May 2022. Council is requested to consider representation at the Assembly, noting that members who attended in 2021 cannot be nominated to attend again pursuant to Council's Elected Member Training and Development Policy.

The ALGA had previously written to Council calling for Notices of Motions. A motion was considered and endorsed by Council at its meeting on 22 March 2022 (C220322/2574). It is not yet known whether the motion has been accepted for consideration by the Assembly.

Nominations

Her Worship the Mayor called for nominations.

Nominations were received for Mayor Wilson and Councillor Abley.

Motion

C100522/2596

1. **That Council approves the attendance of Mayor Wilson and Councillor Abley at the National General Assembly 2022 from 19 - 22 June 2022, in accordance with Council's 'Elected Member Training and Development Policy'.**
2. **That both Elected Members attending the National General Assembly 2022 present a written report back to Council.**
3. **That Mayor Wilson be Council's voting delegate at the National General Assembly 2022.**

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

- 17.1 Councillor Bradshaw sought to bring forward a motion without notice. The Mayor deemed the matter was one of urgency and accepted the motion.

Motion: **C100522/2597**

Acknowledge the passing of James "Jim" Huckstepp OAM and for his service as an Elected Member, Staff Member and Volunteer for the City of Holdfast Bay.

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

18. ITEMS IN CONFIDENCE

14.1 Minutes – Executive Committee – 26 April 2022 (Report No: 137/22)

Motion – Exclusion of the Public – Section 90(3)(a)&(e) Order C100522/2598

- 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 General Manager, Strategy and Corporate and the staff minute taker in attendance at the meeting in order to consider Report No: 137/22, Minutes – Executive Committee – 26 April 2022 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: 137/22, Minutes – Executive Committee – 26 April 2022 on the following grounds:**
 - a. pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to Report No: 137/22, Minutes – Executive Committee – 26 April 2022 is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being Chief Executive Officer, Mr Roberto Bria because that details of his remuneration will be discussed, which are sensitive and are details only known to those who have participated in the discussion.**
 - e. pursuant to section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is related to matters affecting the security of an employee of the Council. As details of the Chief Executive's remuneration will be discussed, which are sensitive and are details only known to those who have participated in the discussion.**
- 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 Lindop, Seconded Councillor Lonie **Carried Unanimously**

RETAIN IN CONFIDENCE - Section 91(7) Order

4. That having considered Agenda Item 14.1 Minutes – Executive Committee – 26 April 2022, Report No 137/22 in confidence under Section 90(2) and (3)(a & e) of the *Local Government Act 1999*, the Council, pursuant to Section 91(7) of that Act orders that the report, attachment and minutes be retained in confidence for a period of 24 months and this order be reviewed every 12 months.

Moved Councillor Snewin, Seconded Councillor Lonie

Carried Unanimously

CLOSURE

The Meeting closed at 7.55 pm.

CONFIRMED 24 May 2022

MAYOR