

**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 25 October 2022 at 7:00pm.**

**MEMBERS PRESENT**

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

**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 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
- 5.2 Absent – Councillor R Snewin (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****C251022/7273**

**That the minutes of the Ordinary Meeting of Council held on 11 October 2022 be taken as read and confirmed.**

Moved Councillor Miller, Seconded Councillor Lonie

**Carried Unanimously****9. PUBLIC PRESENTATIONS**

- 9.1 **Petitions - Nil**
- 9.2 **Presentation**
  - 9.2.1 Councillor Patton made an apology in relation to a mistake on his disclosure on the Register of Interests.
- 9.3 **Deputations - Nil**

**10. QUESTIONS BY MEMBERS****10.1 Without Notice****10.1.1 Vacant Land, Cement Hill**

Councillor Lindop asked a question in relation to the weeds on the vacant land at Cement Hill.

General Manager, Assets and Delivery provided a response.

**10.1.2 Morton Bay Fig Tree, Wheatland Street.**

Councillor Lindop asked a question in relation to a Morton Bay Fig Tree on Wheatland Street.

General Manager, Assets and Delivery provided a response.

## 10.2 With Notice

### 10.2.1 Greenhouse Gases Emission Savings – Mayor Wilson (Report No: 436/22)

Mayor Wilson asked the following question:

“How much greenhouses gases will Council save by implementing weekly FOGO”.

#### **ANSWER – General Manager, Assets and Delivery**

Collection and processing of FOGO reduces methane which has a much higher global warming potential than carbon dioxide. Based on our anticipated diversion of FOGO away from landfill, Council is looking at a reduction of 1,400 tonnes of CO2 equivalent each year with weekly FOGO. This is over 7 million vehicle kilometres worth of car travel. Our waste contractor offsets its carbon dioxide emissions from its collection vehicles.

## 11. MEMBER’S ACTIVITY REPORTS - Nil

## 12. MOTIONS ON NOTICE

### 12.1 Item Withdrawn

At the request of Councillor Fleming, **Item 12.1 Motion on Notice - Councillor Clancy Recognition of Service – Councillor Fleming (Report No: 428/22)** was withdrawn from the Council Agenda.

### 12.2 **Motion on Notice – Increasing Financial Assistance to Community Centres - Councillor Clancy (Report No: 433/22)**

**Motion C251022/7274**

**That during the 2023/24 budget considerations, Council considers the level of financial assistance to our community centres.**

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

### 12.3 Item Withdrawn

At the request of Councillor Clancy, **Item 12.3 Motion on Notice – Central Booking System – Councillor Clancy (Report No: 434/22)** was withdrawn from the Council Agenda.

### 12.4 **Motion on Notice – Partridge House - Councillor Clancy (Report No: 435/22)**

#### **Motion**

**That a report be brought back to Council considering the change of the colour palette for the House and the quality of the crockery.**

Moved Councillor Clancy, Seconded Councillor Bradshaw **Lost**

**13. ADJOURNED MATTER - Nil****14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES****14.1 Draft Minutes – Alwyndor Management Committee – 29 September 2022**  
(Report No: 431/22)

The draft minutes of the Alwyndor Management Committee meeting held on 29 September 2022 were provided for information.

**Motion****C251022/7275**

1. That the draft minutes of the Alwyndor Management Committee meeting held on 29 September 2022 be noted.

**RETAIN IN CONFIDENCE - Section 91(7) Order**

2. That having considered Attachment 2 to Report No: 431/22 Draft Minutes - Alwyndor Management Committee – 29 September 2022 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 Abley

**Carried Unanimously****14.2 Minutes – Jetty Road Mainstreet Committee – 5 October 2022**  
(Report No: 411/22)

The Minutes of the Jetty Road Mainstreet Committee meeting held on 5 October 2022 were 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****C251022/7276**

**That Council notes the minutes of the Jetty Road Mainstreet Committee of 5 October 2022.**

Moved Councillor Miller, Seconded Councillor Abley

**Carried Unanimously****14.3 Minutes – Audit Committee – 19 October 2022** (Report No: 438/22)

The minutes of the meeting of the Audit Committee held 19 October 2022 were presented to Council for information and endorsement.

**Motion****C251022/7277**

**That Council notes the minutes of the meeting of the Audit Committee of 19 October 2022, namely that the Audit Committee:**

1. **advises Council it has received and considered a Standing Items Report addressing:**
  - **Monthly Financial Statements**
  - **External Audit**
  - **Public Interest Disclosures**
  - **Economy and Efficiency Audits**
  - **Council recommendations**
  - **Proposed Audit Committee Meeting Schedule 2023**
2. **has reviewed the General-Purpose Financial Reports for the year ending 30 June 2022, as required under Section 126(4)(a) of the *Local Government Act 1999*, and found them to present fairly the state of affairs of the Council as required under the *Local Government (Financial Management) Regulations 2011*;**
3. **recommends that Council adopts the 2021-22 Annual Report subject to design and minor alterations and the inclusion of the audited financial statements; and**
4. **endorses the amended Terms of Reference for adoption by Council.**

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

## 15. REPORTS BY OFFICERS

### 15.1 Items in Brief (Report No: 426/22)

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**

**C251022/7278**

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

1. **Storytellers at Holdfast**
2. **Seacliff Amenities Building and Beach Access**
3. **Orange the World Campaign**
4. **Outstanding Council Actions Update**
5. **Seacliff Boundary Realignment**
6. **Planning and Design Code - Preserving South Australia's Character**
7. **National Electric Vehicle Strategy - Consultation**

Moved Councillor Lindop, Seconded Councillor Lonie

**Carried Unanimously**

**15.2 2021-22 General Purpose Financial Statements (Report No: 427/22)**

The completed financial statements for the year ended 30 June 2022 were reviewed by the Audit Committee and audited by Council's external audit firm, Dean Newbery, who have indicated that an unqualified audit opinion will be provided. They were presented to Council to be received, noted and authorised.

The consolidated operating result before capital revenues was \$1,597,000 (surplus) comprising \$2,893,000 rounded surplus from Council's municipal operations and (\$1,310,000) deficit from Alwyndor operations. Contained in Council's municipal operations result is a \$441,000 surplus from Council's equity interest in Southern Region Waste Resource Authority (SRWRA). The operating result has varied from the preliminary result reported to Council on 23 August 2022 (Report No. 350/22). The municipal surplus result decreased by \$2,000 while Alwyndor had a \$203,000 decrease in its deficit. The major reason for the Alwyndor variance was the recognition of additional COVID-19 grant income.

Loan receivables were reviewed and considered by the Audit Committee on 17 August 2022 (Report No. 345/22). On 23 August 2022 Council noted the minutes of the Audit Committee (Minute C230822/7240). The loan impairment provision has been maintained in accordance with the recommendations.

**Motion****C251022/7279**

- 1. That the financial statements for the City of Holdfast Bay for the year ended 30 June 2022 as contained in Attachment 1 to Report No: 427/22 2021-22 General Purpose Financial Statements be received and noted.**
- 2. That the Mayor and the Chief Executive Officer be authorised to sign the following certification of the financial statements;**

**In our opinion:**

- (a) the accompanying (2021-22) financial statements comply with the *Local Government Act 1999, Local Government (Financial Management) Regulations 2011* and Australian Accounting Standards;**
- (b) the financial statements present a true and fair view of the Council's financial position at 30 June 2022 and the results of its operations and cash flows for the financial year;**
- (c) internal controls implemented by Council provide a reasonable assurance that the Council's financial records are complete, accurate and reliable and were effective throughout the financial year; and**
- (d) the financial statements accurately reflect the Council's accounting and other records.**

Moved Councillor Smedley, Seconded Councillor Lonie

**Carried Unanimously**

15.3 **Budget and Annual Business Plan Update – as at 30 September 2022**  
(Report No: 437/22)

This report covered the first update of Council's 2022/23 budget conducted as at 30 September 2022.

A comprehensive review of Municipal budgets has increased the forecast operating surplus by \$464,147 to \$489,981 due to additional revenue received through the Local Roads and Community Infrastructure (LRCI) program and the reallocation of operational budget to fund minor capital works on cabins at the caravan park. This has been offset by increased operational expenditure already approved by Council for new pigeon control strategies.

Capital expenditure has increased by \$3,649,507 as a result of a number of grant funded projects including Phase 3 of the LRCI program and additional project funding already approved by Council. This has been offset by an increase in capital revenue of \$2,330,000.

Attached were financial reports for Municipal and Alwyndor operations, commercial activities, and progress summaries and analysis of Annual Business Plan projects.

**Motion**

**C251022/7280**

1. **That Council notes the first 2022/23 budget update for Council's Municipal operations including:**
  - (a) **an increase in the forecast operating surplus for 2022/23 of \$464,147 from \$25,834 to \$489,981;**
  - (b) **an increase in forecast capital expenditure of \$3,649,507 from \$27.099 million to \$30.749 million;**
  - (c) **an increase in forecast capital revenue of \$2,330,413 from \$4.087 million to \$6.418 million;**
  - (d) **a decrease in forecast net financial liabilities of \$854,947 at 30 June 2023 from \$32.425 million to \$33.280 million.**
2. **That Council notes for Alwyndor operations no change to the 2022/23 original budget forecast; and**
3. **That Council notes the Annual Business Plan quarterly update for September 2022.**

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

15.4 **2021-22 Annual Report** (Report No: 429/22)

Council's Annual Report is a legislative requirement under Section 131 of the *Local Government Act 1999*. The information contained within the publication provides legislators and the community with assurance that the City of Holdfast Bay is meeting its strategic and governance requirements. The publication also provided a detailed overview of the Council's services and achievements during the year.

The 2021-22 Annual Report has been prepared to meet all statutory requirements. The report showed that Council has continued to deliver quality and improved services and facilities to its community.

**Motion**

**C251022/7281**

**That Council adopts the 2021-22 Annual Report, subject to design and minor alterations and the inclusion of the audited financial statements.**

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

15.5 **Local Government Association of South Australia Annual General Meeting** (Report No: 430/22)

Each year, the Local Government Association of South Australia (LGA) holds an Annual General Meeting (AGM) where councils from around South Australia can discuss sector business, as well as current and emerging challenges and opportunities. The next AGM will be held on Friday 28 October 2022 at the Adelaide Oval.

Council's voting delegate to the LGA Meetings has historically been the Mayor (which has been maintained with Mayor Wilson registered as the voting delegate). The Local Government Finance Authority (LGFA) of South Australia host their AGM on the same day and per Council Report No: 300/22 considered on 26 July 2022, Mayor Wilson is Council's approved delegate to that meeting (C260722/2684).

There are 13 matters which are administrative or operational in nature, plus seven substantive Recommendation Reports for consideration.

**Motion**

**C251022/7282**

**That for the LGA Annual General Meeting, to be held on Friday 28 October 2022, Council:**

- 1. notes the Agenda papers;**
- 2. approves the Mayor's attendance as the voting delegate on Council's behalf; and**
- 3. endorses the voting positions for the Recommendation Reports.**

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



15.6 **Events Season 2021/22 Summary** (Report No: 412/22)

Events form a significant part of the City of Holdfast Bay's community and economy. In 2021/22, despite COVID-19 restrictions being in place for much of the year, a total of 380 events were held attracting more than 535,000 visitors and contributing more than \$51 million to the local economy.

**Motion**

**C251022/7283**

**That Council note this report.**

Moved Councillor Abley, Seconded Councillor Miller

**Carried Unanimously**

15.7 **Brighton Street Parties 2022** (Report No: 432/22)

The staging of two annual street parties (summer and winter) in Jetty Road, Brighton was approved by Council on 24 August 2021 (C240821/2396). In 2022, the summer street party was held on 2 April 2022 (postponed from summer due to COVID-19 restrictions), and the winter event was held on 18 June 2022. Both events saw enthusiastic participation by traders and were well attended, with a significant increase in both hospitality and retail spend in Brighton on the days each event was held.

**Motion**

**C251022/7284**

**That Council note this report.**

Moved Councillor Fleming, Seconded Councillor Clancy

**Carried Unanimously**

15.8 **Winter Wonderland 2022 Event Report** (Report No: 419/22)

The report provided an overview on the results of Winter Wonderland ice skating rink in Moseley Square which took place from 1-25 July 2022, during the school holidays. This activation, which was jointly funded by Council and the Jetty Road Mainstreet Committee, attracted nearly 13,000 skaters over a three-week period. A winter edition of the popular Sunset Markets was held on the following weekend.

**Motion**

**C251022/7285**

**That Council note this report.**

Moved Councillor Miller, Seconded Councillor Abley

**Carried Unanimously**

15.9 **Audit Committee Terms of Reference - Review** (Report No: 439/22)

The *Local Government Act 1999* requires Council to have an Audit Committee to carry out the functions defined in Section 126. Pursuant to Section 41 of the Act, Council established an Audit Committee in 2007.

The Local Government Reform process, which has been undertaken over several years will result in mandatory changes to the terms of reference and functions of

audit committees. Relevant reforms are not scheduled to commence until late in 2023, however, under the current Audit Committee Terms of Reference, the Committee is required to at least once per year, review its own performance, terms of reference and provide a report to Council including any recommended changes. A light review has been undertaken and suggested changes are marked in Attachment 2.

The suggested changes were tabled at the Audit Committee meeting on 19 October 2022 and the changes were endorsed by the Committee and recommended to Council for adoption.

**Motion** **C251022/7286**

**That Council adopts the amended Terms of Reference.**

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

**16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**

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

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

**Motion** **C251022/7287**

That Council recognise Mr John Newton's 28 years of service, and his significant contribution to Brighton Council and the City of Holdfast Bay, on his retirement.

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

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

**Motion** **C251022/7288**

That the Mayor writes a letter of commendation of bravery to Nathaniel Drummond of the Seacliff Surf Lifesaving Club and the fellow Club members who helped him to safety after the incident where he was knocked off his surf ski by a shark.

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

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

**Motion** **C251022/7289**

That Council acknowledges the service of Councillor Philip Chabrel in recognition of his service on Council as he will not be contesting at the election for the City of Holdfast Bay.

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

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

**Motion**

**C251022/7290**

That Council note Councillor Rosemary Clancy is one of the longest serving Councillor's in our City, she served on Brighton Council for six years, for two of those years as the very first female Mayor.

Following the amalgamation of Brighton and Glenelg Councils, Rosemary served as a Brighton Ward Councillor for twenty-one years on Holdfast Bay Council.

In the 2018 Local Government Election, Rosemary was successful in gaining some 937 votes from Brighton Ward residents, which is testimony to how highly regarded she is in her Ward. That far exceeded the number of votes any other Councillor received that year.

On behalf of Council and Holdfast Bay Residents I'd like to extend our gratitude to Rosemary for her contribution to our City over those years and offer our best wishes to her with the next chapter of her life.

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

Following endorsement of the motion by Council, Her Worship the Mayor invited Councillor Clancy to the lectern to address the chamber.

As it was the last ordinary meeting of the current Council term, Her worship the Mayor thanked all Elected Members, staff and volunteers for their dedication, resilience and tireless work in a very challenging COVID environment over the last Council term.

**18. ITEMS IN CONFIDENCE - Nil**

**CLOSURE**

The Meeting closed at 8.05 pm.

**CONFIRMED 29 November 2022**

**MAYOR**