

**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 27 June at 7:00pm.**

**MEMBERS PRESENT**

Mayor A Wilson  
Councillor R Abley  
Councillor A Bradshaw  
Councillor J Fleming  
Councillor A Kane  
Councillor C Lindop  
Councillor S Lonie  
Councillor R Patton  
Councillor J Smedley  
Councillor R Snewin  
Councillor A Venning

**STAFF IN ATTENDANCE**

Chief Executive Officer – R Bria  
Acting General Manager Assets and Delivery – J Mitchell  
General Manager Community and Business – M Lock  
Acting General Manager Strategy and Corporate – S Wachtel  
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 Kaurna 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 Kaurna 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 W Miller

5.2 Absent - Councillor M O'Donohue

**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****C270623/7470**

**That the minutes of the Ordinary Meeting of Council held on 13 June 2023 be taken as read and confirmed.**

Moved Councillor Lonie, Seconded Councillor Patton

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

9.1 Petitions - Nil

9.2 Presentation - Nil

9.3 Deputations - Nil

**10. QUESTIONS BY MEMBERS**

10.1 Without Notice

10.1.1 Brighton Railway Station

Councillor Snewin asked a question in relation to the Brighton Railway Station and the maintenance of the surrounding grounds.

Acting General Manager, Assets and Delivery provided a response.

10.2 On Notice

10.2.1 **Greening the Brighton/Hove Rail Corridor – Councillor Fleming**  
(Report No: 217/23)

Councillor Fleming asked the following question:

“Can Administration provide an update on the “Greening the Brighton/Hove Rail Corridor” annual business plan initiative?”

**ANSWER – A/General Manager Assets and Delivery**

The Greening Hove Rail Corridor is a volunteer led initiative with Council in-kind support through the provision of vegetation removal, weed control and provision of native plants. The project is focused on Kauri Parade, Railway Terrace and Addison Road Hove and it is in its final stages with significant planting across all locations. The delivery of these projects was undertaken in conjunction with volunteer groups, residents, Department for Infrastructure and Transport (DIT) and existing renewal projects. Please find a summary on each location below.

Kauri Parade, Seacliff

- There were 930 local native species planted by community on Saturday 13 May 2023.
- Undertaken by 36 volunteers from Railcare, DIT/Keolos Downer, Habitat Heroes (City of Holdfast Bay volunteers) and residents.
- DIT staff collaborated with Council and volunteers in the delivery of this project including labour for the trail, weeding and spreading mulch.
- New artwork is being painted on the bus stop adjacent the site in July.
- There are 50 plants remaining to be planted by the RailCare volunteers behind the bus stop once it has been painted.

Railway Terrace/Caroona Avenue, Hove (sections opposite resident volunteers)

- There were 600 local native species planted by community on Saturday 3 June 2023.
- Undertaken by 18 volunteers consisting of residents, community and Holdfast Habitat Heroes volunteers.
- There are still 450 plants to be planted in the large area on the corner of Railway Terrace and Caroona Ave, which will be completed by contractors.

Addison Road, Hove (sections opposite resident volunteers)

- There were 950 local native species planted by community on Saturday 17 June 2023.
- Undertaken by 19 volunteers consisting of residents, community and Holdfast Habitat Heroes volunteers.
- As part of the kerb renewal program, the Engineering team renewed the kerb on Addison Road including the installation of 15 tree-inlet pits to assist with passive watering of the corridor. This will assist with the growth of the street trees planted last season on Addison Road.
- There are 100 plants remaining to be planted by one of the residents due to some metal panels remaining from the TreeNet inlet works.

### 10.2.2 FOGO Focus Groups – Councillor Fleming (Report No: 218/23)

Councillor Fleming asked the following questions:

1. How much did Council spend on the recent FOGO focus groups and what was the breakdown of the costs?
2. Where does the feedback from these focus groups go and where can the outcomes be located?
3. How were the participants chosen?

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

Administration recently engaged McGregor Tan to undertake three focus groups related to the council wide Weekly FOGO roll out. Three focus groups comprising of residents on the Old Service, residents on the default Weekly FOGO service and residents that opted back into Weekly FOGO were engaged to determine community sentiment and feedback on the new collection model.

1. McGregor Tan is Adelaide based and one of Australia's most experienced full-service social and market research agencies whose services have been used by council in the past, including for the Weekly FOGO pilots. The cost to develop, undertake and report on the three focus groups totalled \$16,500, which was partially funded through a Green Industries SA Council Modernisation Grant obtained in 2022.
2. Findings from the focus group will be shared with Elected Members at a Council Workshop in September 2023. The report will also be passed onto Green Industries SA.

Key initial findings include:

- Most participants acknowledged the need for separation through the FOGO program and praised the program's environmental benefits.
  - A high level of support for the weekly FOGO collection model (including those on the Old Service).
  - A high level of support for the choice and flexibility available as a part of the model.
  - Need for continued promotion on the success of the model to encourage households to opt back in.
  - Need for continued support for households on the Weekly FOGO model, including access to free rolls of compostable bags.
3. Potential participants were chosen through inviting Holdfast Bay residents who have signed up to be a part of McGregor Tan research programs along with utilising administration databases of households who had opted back into the program to fill in an expression of interest form. Focus group participants were chosen from varying demographics to ensure an accurate representation of the City of Holdfast Bay community.

**11. MEMBER'S ACTIVITY REPORTS - Nil****12. MOTIONS ON NOTICE****12.1 Motion on Notice – Leave of Absence - Councillor Fleming (Report No: 206/23)****Motion****C270623/7471**

Councillor Fleming proposed the following motion:

That Council grant Councillor Fleming a Leave of Absence from Council for the period 25 July to 29 August 2023.

Moved Councillor Fleming, Seconded Councillor Lonie

**Carried Unanimously****13. ADJOURNED MATTER - Nil****14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES****14.1 Minutes – Jetty Road Mainstreet Committee – 7 June 2023 (Report No: 209/23)**

The Minutes of the Jetty Road Mainstreet Committee meeting held on 7 June 2023 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****C270623/7472**

**That Council notes the minutes of the Jetty Road Mainstreet Committee of 7 June 2023.**

Moved Councillor Abley, Seconded Councillor Kane

**Carried Unanimously****15. REPORTS BY OFFICERS****15.1 Items in Brief (Report No: 207/23)**

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****C270623/7473**

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

- 1. The Glenelg Film Festival**
- 2. South Australia History Festival 2023**
- 3. Art Deco and Modernism Society of Australia (ADMSA) - Adelaide Chapter – Certificate of Commendation for Brighton Civic Centre**
- 4. New Year's Eve State Government Funding**
- 5. National Industry Turf Award**
- 6. Tram Safety and Statistic Request**

Moved Councillor Lonie, Seconded Councillor Lindop

**Carried Unanimously**

15.2     **2023-24 Annual Business Plan – Consultation Results and Adoption**  
(Report No: 210/23)

The 2023-24 Annual Business Plan is Council's statement of its intended program of activities and outcomes for the coming financial year. It was developed concurrently with the budget, which outlines proposed revenue sources and resources allocated to implement the Annual Business Plan.

The Draft 2023-24 Annual Business Plan was endorsed for consultation at the Council meeting of 9 May 2023. As required by the *Local Government Act 1999* (the Act) consultation ran from 11 May to 2 June 2023. The results of consultation on the Draft 2023-24 Annual Business Plan were presented for noting. There were 14 responses formally received through consultation from 288 downloads of the Draft 2023-24 Annual Business Plan.

Council's Audit and Risk Committee considered consultation results at its meeting of 7 June 2023. Council also considered results informally at a workshop on 6 June 2023.

Given this consideration of the results, a final version of the 2023-24 Annual Business Plan and related summary version were presented for Council adoption.

The 2023-24 Annual Business Plan was developed having regard to Our Holdfast 2050+ strategic plan, Council's asset management plans, the Long-Term Financial Plan and directions provided by Council.

The draft budget was developed with a general rate increase of 6.9% and satisfied Council's financial sustainability and performance measures.

**Motion**

**C270623/7474**

**That Council:**

1.        **notes the results of the consultation on the Draft 2023-24 Annual Business Plan, which is provided as Attachment 1;**
2.        **adopts the 2023-24 Annual Business Plan, which is provided as Attachment 2, subject to final design, minor alterations or typographical corrections; and**
3.        **adopts the summary of the 2023-24 Annual Business Plan, which is provided as Attachment 3, subject to subject to final design, minor alterations or typographical corrections.**

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

15.3     **2023-24 Budget Adoption** (Report No: 214/23)

The 2023-24 Budget was presented for adoption following adoption of the Annual Business Plan.

**Motion****C270623/7475****That in respect of the financial year ended 30 June 2024:**

1. The 2023-24 Budget which consists of:
    - (a) the Budgeted Income Statement;
    - (b) the Budgeted Balance Sheet;
    - (c) the Budgeted Statement of Changes in Equity;
    - (d) the Budgeted Statement of Cash Flow;
    - (e) the Budgeted Uniform Presentation of Finances; and
    - (f) the Budgeted Financial Indicators
- be adopted subject to the following amendments:
- Any budget changes arising from Council's consideration of the 2023-24 Annual Business Plan be included in the budgeted financial statements and relevant documents;
2. the fees and charges incorporated in the Annual Business Plan be adopted and that the relevant policies be updated accordingly;
  3. notes the Draft Southern Region Waste Resource Authority Business Plan and Budget 2023-24 (Attachment 4);
  4. Council, in accordance with the 2023-24 Annual Business Plan and budget, approves new loan borrowings of up to \$4.74 million to be negotiated in accordance with Council's treasury policy; and
  5. the Mayor and the Chief Executive Officer be authorised to execute any relevant documentation in relation to new borrowings on behalf of Council and affix the common seal thereto.

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

**15.4 2023-24 Rate Declaration (Report No: 215/23)**

General, differential and separate rates have been identified to fund Council's activities, together with the Regional Landscape Levy, as contained within the approved 2023-24 budget document.

Council is now in a position to formally declare the rates for the 2023-24 financial year.

**Motion****C270623/7476****1. Adoption of Valuations**

That the total capital value of land within Council's area of \$20,012,728,760, as provided by the State Valuation Office, be adopted for rating purposes for the 2023-24 financial year.

## 2. Declaration of Differential General Rates

In order to raise a total net amount of \$41,372,204 from the differential general rate:

- (a) in respect of rateable land with a land use of Commercial-Shop (Category 2), Commercial-Office (Category 3), Commercial-Other (Category 4), Industrial-Light (Category 5), Industrial-Other (Category 6), and Vacant Land (Category 8) , a Differential General Rate of 0.31423 cents in the dollar is declared on the capital value of such land;
- (b) in respect of rateable land with a land use of Residential (Category 1) and Other Land (Category 9) uses, a Differential General Rate of 0.193109 cents in the dollar is declared on the capital value of such land;
- (c) pursuant to Section 158 of the *Local Government Act 1999*, a minimum amount payable by way of the General Rate is fixed at \$1,153;
- (d) pursuant to Section 153(3) and (4) of the *Local Government Act 1999*, a maximum increase of 10% (of the general rate declared for the same property for the 2022/23 financial year) is fixed in the general rate charged on rateable land that is used for residential purposes and constitutes the principal place of residence of a principal ratepayer. Any amount exceeding the 10% increase will be remitted in full on application. The cap on an increase in general rates under this Section will not apply where property values have increased as a result of the following events: new building work and/or development activity greater than \$5,000 in previous two financial years; changes in land use wholly or partially; changes in zoning; the ownership of the rateable property has changed since 1 July of the previous year; the property is no longer the principal place of residence.

## 3. Declaration of Separate Rates

### Jetty Road Mainstreet

- (a) In exercise of the powers contained in Section 154 of the *Local Government Act 1999* and in order to support and improve the activity of promoting and enhancing business viability, profitability and trade, commerce and industry in Jetty Road Glenelg, a Differential Separate Rate of 0.118403 cents in the dollar is declared on the capital value of all rateable land:
  - with a frontage to Jetty Road or Moseley Square;
  - within the side streets that intersect with Jetty Road between High Street and Augusta Street;



- the entire site referred to as the Holdfast Shores 2B Entertainment Centre; and
- that has a land use of Category 2 (Commercial – Shop), Category 3 (Commercial – Office) and Category 4 (Commercial –Other).

#### **Patawalonga Marina**

- (b) (i) In exercise of the powers contained in Section 154 of the *Local Government Act 1999* and in order to carry out the activity of the maintenance and upkeep of the Boat Lock in the Patawalonga basin, a Separate Rate of 0.95351 cents in the dollar of the capital value of land, is declared on all rateable land within the Patawalonga basin bounded by the high-water mark; and
- (ii) in exercise of the powers contained in Section 158(1)(b) of the *Local Government Act 1999* the amount that would otherwise be payable by way of rates in respect of this separate rate is altered by fixing the maximum amount of the separate rate payable for assessments within the area to which this separate rate applies where the capital values of which exceed \$95,437 at \$910.

#### **4. Imposition of Regional Landscape Levy**

In exercise of the powers contained in Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*, in order to reimburse the Council for the amount contributed to the Green Adelaide Board, being \$1,443,423, the Council declares a separate rate of 0.00748876 cents in the dollar of the capital value of all rateable land in the Council area.

#### **5. Payment**

That:

- (a) in accordance with Section 181(1) of the *Local Government Act 1999*, all rates are payable in four equal (or approximately equal) instalments, the due dates being:
- 1 September 2023;
  - 1 December 2023;
  - 1 March 2024; and
  - 3 June 2024

provided that in cases where the initial account requiring payment of rates is not sent by the time set by the *Local Government Act 1999* (the “Act”), or an amended account is required to be sent, the Chief Executive Officer is authorised to fix the date by which rates must be paid in respect of those assessments affected; and

- (b) pursuant to Section 181 (4)(b) of the *Local Government Act 1999*, the Chief Executive Officer is authorised to enter into agreements with ratepayers relating to the payment of rates in any case of hardship or financial difficulty, or where it is considered in the best interests of Council so to do (as determined by the Chief Executive Officer).

**6. The current Rating Policy be updated to reflect Council's decision.**

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

**15.5 Monthly Financial Report – 31 May 2023 (Report No: 216/23)**

Attached were the financial reports as of 31 May 2023. They comprised a Funds Statement and a Capital Expenditure Report for Council's Municipal activities and Alwyndor Aged Care. The adjusted forecast budget included the carried forward amount as approved by Council 23 August 2022 and the three quarterly budget updates approved by Council 25 October 2022, 14 February 2023 and 26 April 2023.

No changes to Alwyndor and Municipal budgets were recommended at this time, however the report highlighted items that showed a material variance from the YTD budget.

**Motion**

**C270623/7477**

**That Council receives the financial reports and budget update for the 11 months to 31 May 2023 and notes:**

- **no change to the Municipal activities 2022/23 revised budget forecast; and**
- **no change to the Alwyndor Aged Care 2022/23 revised budget forecast.**

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

**15.6 Seacliff Local Area Traffic Management – Consultation Results (Report No: 191/23)**

At the Ordinary Meeting of Council on the 26 July 2022, Council adopted a Motion (C260722/2685) for Administration to undertake preliminary designs for Single Lane Slow Points to be installed on Waratah Street and Myrtle Road to provide joint benefits of local area traffic calming and increased opportunities for urban greening.

Consultation was undertaken, to seek feedback from residents directly affected by the proposed scheme. The results were generally not in favour of the proposed treatment, and whilst the majority of residents supported controls for speed of vehicles, the loss of on-street parking to create greening opportunities was not favoured.

**Motion****C270623/7478****That Council:**

1. **notes the responses provided to the consultation and acknowledge the community sentiment around preservation of on-street parking;**
2. **not proceed with the proposed concept and maintain current arrangement to maximise parking; and**
3. **consider this report in the development of the Traffic and Movement Strategy and the data be used to inform and contribute to future traffic management decisions such as reduction of the speed limit in this area.**

Moved Councillor Lindop, Seconded Councillor Bradshaw **Carried Unanimously****15.7 Greening the Diagonal/Oaklands/Brighton Triangle (Report No: 185/23)**

This report provided options and recommendations for the greening of the Diagonal / Oaklands / Brighton Roads triangle and recommendations for the future acquisition of land for conversion to public open space.

**Motion****C270623/7479**

**That Council approves the \$20,000 currently in the 2022-23 operating budget for increasing open space and greening within the Diagonal / Oaklands / Brighton Roads triangle be allocated to invest in targeted urban greening within this area to increase the tree canopy in line with Strategic Plan objectives and improve the street amenity.**

Moved Councillor Smedley, Seconded Councillor Fleming **Carried Unanimously****15.8 Draft Greater Adelaide Regional Organisation of Councils (GAROC) 2023-24 Annual Business Plan (Report No: 212/23)**

The Committee of Greater Adelaide Regional Organisation of Councils (GAROC) wrote to member councils in early May 2023, inviting feedback on their draft 2023-24 Annual Business Plan (ABP).

In referring the ABP for comment, the Chairperson noted “[i]n drafting this ABP, it is clear there are too many objectives and actions requested of the LGA Secretariat and resources are now spread too thin”, thereby requested councils to prioritise actions. Recommended prioritisation was provided in the required template, which is appended as Attachment 3.

Feedback was due to the LGA Secretariat by 5pm Friday 23 June 2023. As Council was not able to consider this matter until after the deadline passed, an Administrative draft was sent in time for the deadline, on the understanding that Council may have had different views, which would be provided after their deliberations.

**Motion****C270623/7480**

**It is recommended that Council endorses the prioritisation of proposed GAROC actions as detailed in Attachment 3.**

Moved Councillor Lonie, Seconded Councillor Lindop

**Carried Unanimously****15.9 Employee Behavioural Standards (Report No: 213/23)**

A new section (120A) of the *Local Government Act 1999* (the Act) commenced operation on 17 November 2022, which required all councils to consider, within six months after the conclusion of each periodic election, whether it should adopt employee behavioural standards.

As these provisions were new, the Local Government Association sought clarification regarding a number of matters. The delay in receiving this clarification resulted in this matter being put to Council outside the six-month period.

To satisfy section 120A of the Act, this report requested Council to consider the adoption of Employee Behavioural Standards, noting Administration's view that additional standards were not required at this time.

**Motion****C270623/7481**

**That Council, having considered the requirements of section 102A of the *Local Government Act 1999* and existing arrangements in place that specify standards of behaviour for council employees, is of the view that additional employee behavioural standards are not to be adopted at this time.**

Moved Councillor Abley, Seconded Councillor Patton

**Carried Unanimously****16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil****17. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING - Nil****18. ITEMS IN CONFIDENCE****Conflict of Interest**

Councillor Fleming declared a general conflict of interest for Item **18.1 Electric Vehicle Charging** (Report No: 211/23). The nature of the general conflict of interest (pursuant to section 74 and 75A of the *Local Government Act 1999*) was that the item may need to be considered by the Council Assessment Panel in the future.

Councillor Fleming dealt with the general conflict of interest by making it known and leaving the meeting at 7.36 pm.

**Conflict of Interest**

Councillor Snewin declared a general conflict of interest for Item **18.1 Electric Vehicle Charging** (Report No: 211/23). The nature of the general conflict of interest (pursuant to section 74 and 75A of the *Local Government Act 1999*) was that the item may need to be considered by the Council Assessment Panel in the future.

Councillor Snewin dealt with the general conflict of interest by making it known and leaving the meeting at 7.36 pm.

**18.1 Electric Vehicle Charging (Report No: 211/23)****Motion - Exclusion of the Public – Section 90(3)(d) Order** **C270623/7482**

Pursuant to Section 83(5) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- d. 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; and would, on balance, be contrary to the public interest.**

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

**RETAIN IN CONFIDENCE – Section 91(7) Order** **C270623/7483**

**That having considered Agenda Item 18.1 Report No: 211/23 - Electric Vehicle Charging in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, attachments and minutes relevant to this item be retained in confidence for a period of 12 months, and that this order be reviewed every 12 months.**

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

Councillor Fleming re-joined the chamber at 7.42pm  
Councillor Snewin re-joined the chamber at 7.42pm.

**CLOSURE**

The Meeting closed at 7.42 pm.

**CONFIRMED 11 July 2023**

**MAYOR**