



Minutes of the Ordinary Meeting of Council Held in the Council Chamber, Glenelg Town Hall on 9 April 2024 at 7.00pm

MEMBERS PRESENT

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

STAFF IN ATTENDANCE

Chief Executive Officer – R Bria
General Manager, Assets and Delivery – P Jackson
General Manager, Community and Business – M Lock
General Manager, Strategy and Corporate – S Wachtel

1. OPENING

Deputy Mayor Lonie declared the meeting open at 7.00pm.

2. KAURNA ACKNOWLEDGEMENT

With the opening of the meeting the Deputy 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

Deputy Mayor Lonie 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 – Mayor A Wilson

5.2 Absent – Councillor M O’Donohue (Approved 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

C090424/7719

That the minutes of the Ordinary Meeting of Council held 26 March 2024 be taken as read and confirmed.

Moved Councillor Miller, Seconded Councillor Abley

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 **Generator Powered Spotlight on Chappell Drive**

Councillor Miller asked a question in relation to a generator powered spotlight on Chappell Drive.

General Manager, Assets and Delivery provided a response.

10.1.2 **Land on King George Avenue**

Councillor Bradshaw asked a question in relation to land at King George Avenue.

Chief Executive Officer provided a response.

10.1.3 **Edward Street and Brighton Road Corner Lights**

Councillor Snewin asked a question in relation to lights at the corner of Edward Street and Brighton Road.

General Manager, Assets and Delivery provided a response.

10.1.4 **Year of the Tree Nominations**

Councillor Lindop asked a question in relation to the 2024 Year of the Tree nominations.

General Manager, Assets and Delivery took the question on notice.

10.1.5 **Planning Review**

Councillor Lindop asked a question in relation to the planning review.

General Manager, Corporate and Strategy provided a response.

10.2 **On Notice**

10.2.1 **Funding of Urgent Repairs and Ongoing Maintenance – Councillor Bradshaw** (Report No: 99/24)

Councillor Bradshaw asked the following question:

“In anticipation of the Jetty Road Master Plan being included in the 2024/2025 budget and the required level of debt that will incur over the next three years, what impact will that likely have on the funding of urgent repairs or ongoing maintenance to other Council owned assets during those three years?”

ANSWER – MANAGER, FINANCE

The Transforming Jetty Road project will not in itself impact the ability of Council to fund additional future works as it is financed wholly through an increase in rate revenue. Put simply, if the project did not proceed then it is anticipated that rate increases would stay in line with Adelaide CPI and Council’s position would remain the same. Capacity for future borrowings, with or without the Jetty Road project, can only be built by increasing revenue streams to refund loan repayments.

For existing assets that require urgent repairs or ongoing maintenance an annual allocation is provided within Council’s Long Term Financial Plan for its renewal program. As part of the annual budget process each year, Council then determines how that expenditure is allocated by identifying its priorities across the asset portfolio.

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

12. **MOTIONS ON NOTICE - Nil**

13. **ADJOURNED MATTERS - Nil**

14. **REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES**

14.1 **Minutes – Executive Committee – 2 April 2024** (Report No: 96/24)

The minutes of the meeting of the Executive Committee held 2 April 2024 were presented to Council for information.

Motion

C090424/7720

That Council notes the minutes of the meeting of the Executive Committee of 2 April 2024.

RETAIN IN CONFIDENCE - Section 91(7) Order

That having considered Agenda Item 14.2 – Minutes – Executive Committee – 2 April 2024 in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, Council, pursuant to section 91(7) of that 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 Smedley, Seconded Councillor Fleming **Carried Unanimously**

14.2 **Public Minutes – Audit and Risk Committee – 27 March 2024** (Report No: 94/24)

The public minutes of the meeting of the Audit and Risk Committee held 27 March 2024 were presented to Council for information.

Motion

C090424/7721

That Council notes the public minutes of the meeting of the Audit and Risk Committee of 27 March 2024, namely that the Audit and Risk Committee advises Council it has received and considered a Standing Items Report addressing:

- **Monthly Financial Statements**
- **Risk Management and Internal Control**
- **External Audit**
- **Public Interest Disclosures**
- **Economy and Efficiency Audits**
- **Audit and Risk Committee Meeting Schedule 2024**

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

15. REPORTS BY OFFICERS

15.1 **Items in Brief** (Report No: 103/24)

The 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

C090424/7722

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

1. **Glenelg Oval Playspace and Margaret Messenger Reserve upgrades**
2. **Resilient South Regional Climate Action Plan Launch Event**
3. **Maturin Road – decision by Minister for Planning**

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

15.2 **Annual Business Plan – Elected Member Budget Initiatives** (Report No: 101/24)

Elected Members arrived at a proposed selection of initiatives to be included in the 2024-25 Annual Business Plan by reviewing all new initiatives through several workshops and through the application of the prioritisation framework that rated all proposals against what was most urgent and what was most impactful.

The prioritisation of Elected Member new initiatives and motions by Council resulted in a commitment to the Transforming Jetty Road Glenelg project and entering into an agreement with the National Gallery to participate in sharing the National Collection. Other proposals put forward as offering highest value for lowest cost were Wayfinding at Kingston Park, a chairlift at Glenelg Cricket Club and creating a pocket park on Wheatland Street.

The draft Annual Business Plan for 2024-25 is premised on the above initiatives and is currently with the designers, prior to being brought back through Audit and Risk Committee and Council for community engagement commencing on 26 April 2024. It was therefore requested that Council formally confirm the inclusion of relevant initiatives to enable the drafting of the plan to be completed.

Motion

C090424/7723

That Council:

1. **endorses the following initiatives put forward by Elected Members for inclusion in the draft 2024-25 Annual Business Plan:**
 - a. **Transforming Jetty Road Glenelg**
 - b. **Sharing the Collection**
 - c. **Wayfinding at Kingston Park**
 - d. **Glenelg Cricket Club Chairlift**
 - e. **Wheatland Street Pocket Park**
2. **endorses Administration to undertake an investigation into improving the maintenance and beautification of Council’s cemeteries, and a report be tabled, including the options and associated costs, for Council to consider for funding in the 2024-25 financial year.**

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

15.3 **Holdfast Tennis Club Court Replacement** (Report No: 104/24)

The report sought approval from Council for a budget of \$500,000 to undertake the rebuild of the eight tennis courts at Holdfast Tennis Club based on the current degradation of the playing surfaces. These works are required to ensure the courts are fit for purpose for the upcoming 2024-25 summer season and beyond.

Motion

C090424/7724

That Council approves a capital budget allocation of \$500,000 to undertake the rebuild of the eight tennis courts at Holdfast Tennis Club.

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

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

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

Councillor Bradshaw sought leave of the meeting to raise an item of Urgent Business. Deputy Mayor Lonie deemed the matter urgent business and granted the leave of the meeting.

17.1 **Motion**

That Council acknowledge the passing of Anne Rollond and her community service within the City of Holdfast Bay.

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

18. **ITEMS IN CONFIDENCE**

18.1 **Confidential Minutes – Audit and Risk Committee – 27 March 2024**
(Report No: 95/24)

Motion - Exclusion of the Public – Section 90(3)(b, d, j and k) Order C090424/7725

- 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: 95/24 – Confidential Minutes – Audit and Risk Committee – 27 March 2024 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: 95/24 – Confidential Minutes – Audit and Risk Committee – 27 March 2024 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 would prejudice the commercial position of the Council by revealing the commercial details that may advantage third parties whom council is proposing to engage.
- 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 confer a commercial advantage on a third party.
- j. pursuant to section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would divulge information provided on a confidential basis by the Auditor-General.

The Auditor-General in the information between Council, Auditor-General and relevant parties relating to the service review is requested by the Auditor-General to remain confidential until the report is delivered to Parliament.

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 tenders for the carrying out of works. Council is seeking to commission a construction contractor for the Jetty

Road Masterplan project and the content of this report may prejudice Council's position in the market.

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 Fleming, Seconded Councillor Kane

Carried Unanimously

RETAIN IN CONFIDENCE – Section 91(7) Order

C090424/7726

That having considered Agenda Item 18.1 – Confidential Minutes – Audit and Risk Committee – 27 March 2024 in confidence under section 90(2) and (3)(b, d, j and k) 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/or the Chief Executive Officer is authorised to release the documents and that this order be reviewed every 12 months.

Moved Councillor Smedley, Seconded Councillor Snewin

Carried Unanimously

18.2 **Review of Service** (Report No: 102/24)

Motion - Exclusion of the Public – Section 90(3)(j) Order

C090424/7727

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: 102/24 - Review of Service 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: 102/24 - Review of Service on the following grounds:
 - j. pursuant to section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would divulge information provided on a confidential basis by or to the Auditor General (not being an employee of the Council, or a person engaged by the Council).

The Auditor-General in the information between Council, Auditor-General and relevant parties relating to the service review is requested by the Auditor-General to remain confidential until the report is delivered to Parliament. 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 Miller, Seconded Councillor Lindop

Carried Unanimously

RETAIN IN CONFIDENCE – Section 91(7) Order

C090424/7728

That having considered Agenda Item 18.2 - Review of Service in confidence under section 90(2) and (3)(j) 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 12 months and/or the Chief Executive Officer is authorised to release the documents when the report is delivered to Parliament and that this order be reviewed every 12 months.

Moved Councillor Smedley, Seconded Councillor Miller

Carried Unanimously

18.3 **Remuneration Tribunal Submission (Report No: 97/24)**

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

C090424/7729

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, Assets and Delivery and Staff minute taker in attendance at the meeting in order to consider Report No: 97/24 – Remuneration Tribunal Submission 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: 97/24 – Remuneration Tribunal Submission 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: 97/24 – Remuneration Tribunal Submission is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being the details of the Chief Executive Officer’s remuneration is discussed.
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 Bradshaw, Seconded Councillor Abley **Carried Unanimously**

In January 2024, the Remuneration Tribunal SA released a consultation paper seeking input and suggestions from the Local Government sector for the next review on the model for determining the minimum and maximum remuneration for Local Government Chief Executives.

The report discussed the possible models for consideration and provides a draft submission to the Remuneration Tribunal for consideration by Council.

Motion

C090424/7730

That Council:

1. notes the information provided in the report.
2. endorses the proposed submission.

RETAIN IN CONFIDENCE – Section 91(7) Order

That having considered Agenda Item 18.3 – Remuneration Tribunal Submission in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.

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

CLOSURE

The Meeting closed at 8.04pm



CONFIRMED **23 April 2024**

MAYOR