

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 19 January 2016 at 7:02pm.

MEMBERS PRESENT

His Worship the Mayor, S Patterson
Deputy Mayor R Bouchée
Councillor R Aust
Councillor A Bradshaw
Councillor S Charlick
Councillor R Clancy
Councillor S Lonie
Councillor R Patton
Councillor J Smedley
Councillor R Snewin
Councillor L Yates
Councillor A Wilson

STAFF IN ATTENDANCE

Chief Executive Officer - JP Lynch
General Manager City Assets and Services - SG Hodge
General Manager Community Services - PE Aukett
General Manager Business Services - IS Walker

1. OPENING

His Worship the Mayor declared the meeting open at 7.02pm.

2. KAURNA ACKNOWLEDGEMENT

With the opening of the meeting His 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. PRAYER

His 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.

4. APOLOGIES

4.1 Apologies Received - Councillor K Donaldson

4.2 Absent - Nil

5. ITEMS PRESENTED TO COUNCIL - Nil

6. DECLARATION OF INTEREST

Members were reminded to declare their interest before each item.

7. CONFIRMATION OF MINUTES

Motion

C190116/292

That the minutes of the Ordinary Meeting of Council held on 8 December 2015 be taken as read and confirmed.

Moved by Councillor Lonie, Seconded by Councillor Yates

Carried

8. PUBLIC PRESENTATIONS

8.1 **Petitions** - Nil

8.2 **Presentation** - Nil

8.3 **Deputations** - Nil

9. COUNCIL MEETING ADJOURNMENT – 7.04pm

That the Council Meeting be adjourned so that the Strategic Planning and Development Policy Committee can meet at this time.

Moved Councillor Charlick, Seconded Smedley

Carried

10. RESUMPTION OF COUNCIL MEETING – 7.20pm

11. CONFIRMATION OF STRATEGIC PLANNING & DEVELOPMENT POLICY COMMITTEE RESOLUTIONS

Motion

C190116/293

That the Committee recommends that:

- 1. Council endorse the proposed response to the Development Policy Advisory Committee in relation to the Ministerial Glenelg District Centre (Jetty Road) and Residential High Density Zone Review Development Plan Amendment located at Attachment 4 to Report Number 14/16, subject to minor changes.**

2. **Council requests that the Department of Planning, Transport and Infrastructure hold a further public information session on the Ministerial Glenelg District Centre (Jetty Road) and Residential High Density Zone Review Development Plan Amendment prior to the conclusion of the consultation period.**
3. **That council provide information to the wider community regarding the DPA to encourage attendance at the public information session.**

Moved Lonie, Seconded Yates

Carried

12. QUESTIONS BY MEMBERS

12.1 Without Notice

12.1.1 Recycling Calendar– Councillor Yates

Councillor Yates asked a question regarding the distribution of the recycling calendar.

The General Manager City Assets and Services, Mr S Hodge provided a response.

12.1.2 Public Consultation – Councillor Snewin

Councillor Snewin asked a question regarding public consultation.

The Chief Executive Officer, Mr J Lynch took the question on notice.

12.2 With Notice

A Question on Notice has been received and is listed as a confidential item.

13. MEMBER'S ACTIVITY REPORTS

13.1 Councillor Patton

Councillor Patton provided a report on the Glenelg Sports Festival.

13.2 Councillor Yates

Councillor Yates reported that she had attended a Brighton Community Garden Group meeting and an exercise event to raise funds for the beach ramp at Seacliff.

14. MOTIONS ON NOTICE

14.1 Motion on Notice – Action Items Report – Councillor Smedley (Report No: 06/16)

BACKGROUND

This regular report will assist Councillors in tracking recommendations arising from motions and the actions required to complete them.

Motion**C190116/294**

That an Action Items report with timetable, listing Council recommendations requiring outstanding future action/s, be compiled and included as an Item in Brief each quarter under the heading "Action Items".

Moved Councillor Smedley, Seconded Councillor Bouchee

Carried**14.2 Motion on Notice – Alwyndor – Councillor Smedley (Report No: 07/16)****BACKGROUND**

The intention of having the report released is to allow the community to review the research undertaken by Council in seeking to consider Alwyndor's future.

Motion**C190116/295**

That Council:

- 1. receives the Alwyndor discussion paper presented to Elected Members at a workshop on 3 November 2015; and**
- 2. approves it to be available to the public following a review by the Chief Executive Officer to remove or redact information which should be retained in confidence in accordance with Part 3 of the Local Government Act 1999.**

Moved Councillor Smedley, Seconded Councillor Aust

Carried**15. ADJOURNED MATTER - Nil****16. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL****16.1 Minutes – Audit Committee – 9 December 2015 (Report No: 09/16)**

The minutes of the Audit Committee meeting for 9 December 2015 are presented to Council for information and endorsement. It includes a recommendation to delay the timing of the presentation of budget reviews to Council.

Motion

1. **That the minutes of the Audit Committee meeting held 9 December 2015 be received.**
2. **That Council notes the following advice from the Audit Committee:**
 - (1) **That the Audit Committee advises Council it has received and considered a Standing Items Report addressing:**
 - **Monthly financial statements**
 - **Internal control**
 - **Risk management**
 - **Whistleblowing**
 - **Internal audit**
 - **Economy and efficiency audits**
 - (3) **That the Audit Committee advises Council that it has considered the first budget update of the 2015/16 budget as at 30 September 2015 and is pleased to note that the forecast operating deficit has transformed into a forecast operating surplus.**
 - (4) **That the Audit Committee advises Council that it has received and considered the Internal Audit Update Report of December 2015 and recommends an increased focus on implementing a grant register and management framework.**
 - (5) **That the Audit Committee advises Council that it has considered a report on financial indicators.**
 - (6) **That the Audit Committee advises Council it received a report in relation to managing the timing of future asset revaluations.**
 - (7) **That the Audit Committee adopts the following meeting schedule (subject to additional meetings being called if required):**
 - **Wednesday 17 February 2016**

Further dates to be determined at its meeting on 17 February 2016.
 - (8) **The Audit Committee advises Council it received a detailed presentation from the Manager Information Services on information security and supports management's approach to the implementation of unified management services and the allocation of appropriate resources to prevent unauthorised access to the network and information.**

Moved Councillor Clancy, Seconded Councillor Lonie

Lost

Division called

A division was called:

Those voting for: Councillor Clancy (1)

Those voting against: Councillors Smedley, Wilson, Bouchee, Charlick, Patton, Aust, Yates, Lonie, Bradshaw and Snewin (10).

His Worship the Mayor declared the motion

Lost

Motion

C190116/296

1. **That the minutes of the Audit Committee meeting held 9 December 2015 be received.**
2. **That Council notes the following advice from the Audit Committee:**
 - (1) **That the Audit Committee advises Council it has received and considered a Standing Items Report addressing:**
 - **Monthly financial statements**
 - **Internal control**
 - **Risk management**
 - **Whistleblowing**
 - **Internal audit**
 - **Economy and efficiency audits**
 - (2) **That the Audit Committee recommends to Council that quarterly budget reviews (including the mid-year budget update) be reviewed by the Audit Committee prior to consideration by Council so that the Committee can provide comments and advice to Council for its consideration.**
 - (3) **That the Audit Committee advises Council that it has considered the first budget update of the 2015/16 budget as at 30 September 2015 and is pleased to note that the forecast operating deficit has transformed into a forecast operating surplus.**
 - (4) **That the Audit Committee advises Council that it has received and considered the Internal Audit Update Report of December 2015 and recommends an increased focus on implementing a grant register and management framework.**

- (5) That the Audit Committee advises Council that it has considered a report on financial indicators.
- (6) That the Audit Committee advises Council it received a report in relation to managing the timing of future asset revaluations.
- (7) That the Audit Committee adopts the following meeting schedule (subject to additional meetings being called if required):
- Wednesday 17 February 2016
- Further dates to be determined at its meeting on 17 February 2016.
- (8) The Audit Committee advises Council it received a detailed presentation from the Manager Information Services on information security and supports management's approach to the implementation of unified management services and the allocation of appropriate resources to prevent unauthorised access to the network and information.

Moved Councillor Charlick, Seconded Councillor Smedley

Carried

17. REPORTS BY OFFICERS

17.1 Items in Brief (Report No: 08/16)

These items are presented for the information of Members.

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

Motion

C190116/297

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

- Brighton Church of Christ – Bennett Street Units
- Glenelg Football Club and Glenelg Footballers Club Loan
- Brighton Oval Masterplan Update
- 2016 Liquor Licensing Act Review and Deferral of Council Small Venue Management Plan

Moved Councillor Lonie, Seconded Councillor Yates

Carried

17.2 Monthly Financial Report – 30 November 2015 (Report No: 11/16)

Attached are financial reports as at 30 November 2015. They comprise a Funds Statement and a Capital Expenditure Report, for Council's municipal activities and Alwyndor Aged Care, and a month by month variance report for Council's municipal activities.

Council has approved additional operating expenditure of \$46,000 and capital expenditure of \$550,000 on the 24 November 2015 to enable the engagement of a commercial operator for Council's car parks at Partridge Street, Glenelg (Resolution No: C241115/274). This additional expenditure has been included in the attached financial reports and forms part of the revised forecast for 2015/16.

Motion

C190116/298

That Council receives the financial reports for the 5 months to 30 November 2015 and notes the forecast for 2015/16 is:

Municipal Activities

- **A projected operating deficit for 2015/16 of \$16,711 (compared to an operating surplus of \$124,671 in the original budget);**
- **Projected capital expenditure for 2015/16 of \$27.513 million (compared with \$22.616 million in the original budget);**
- **A projected funding requirement for 2015/16 of \$11.679 million (compared with \$6.245 million in the original budget).**

Alwyndor Aged Care

- **A projected operating surplus for 2015/16 of \$341,000 (unchanged from the original budget);**
- **Projected capital expenditure for 2015/16 of \$367,000 (unchanged from the original budget);**
- **A projected funding requirement for 2015/16 of \$787,000 (unchanged from the original budget).**

Moved Councillor Bouchee, Seconded Councillor Charlick

Carried

17.3 Debenture Loan 149 Rollover – Keelara Centre Clubrooms (Report No: 12/16)

The sporting club debenture loan 149 referring to the Keelara Centre clubrooms (jointly administered by the Brighton Bowling Club and Brighton RSL) will be eligible for rollover on 15 February 2016. The club and RSL have requested that the remaining principal outstanding of \$73,980, be rolled over for the remaining loan term with a further opportunity to review the loan in 4 years.

Motion

C190116/299

1. That Council borrows the remaining sum of \$73,980 for a term of 4 years on a 12 year repayment basis in accordance with Council's borrowing policy, for the purpose of meeting the remaining rollover funding on debenture loan 149.
2. That Council approves the rollover funding for the purpose of the Keelara Centre clubrooms jointly administered by the Brighton Bowling Club and Brighton RSL.

Moved Councillor Lonie, Seconded Councillor Clancy

Carried

18. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

19.1 Buses on Colley Terrace

Councillor Bouchee asked a question regarding the re-routing of the buses.

The Chief Executive Officer, Mr J Lynch provided a response.

20. ITEMS IN CONFIDENCE

20.1 External Auditor Appointment (Report No: 13/16)

Motion

C190116/300

1. That under provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer, General Managers and administrative staff in attendance in order to consider in confidence this item.
2. That the Chief Executive Officer is satisfied that it is necessary that the public be excluded to enable the Council to discuss and to consider the matter at the meeting on the following grounds:
 - b. information the disclosure of which –
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interest.

Moved Councillor Lonie, Seconded Councillor Clancy

Carried

External Auditor Appointment (Report No: 13/16)

Order to Retain Documents in Confidence

Motion

C190116/302

1. That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the documents relating to Report No: 13/16 including:

- Minutes
- Report
- Attachment

relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in 90(3)(b).

2. This resolution will be reviewed when advised.

Moved Councillor Clancy, Seconded Councillor Lonie

Carried

20.2 **Question on Notice - Valuation of Property on Corner of Portland Street Seacliff – Councillor Bradshaw** (Report No: 16/16)

Motion

C190116/303

1. That under provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer, General Managers and administrative staff in attendance in order to consider in confidence this item.

2. That the Chief Executive Officer is satisfied that it is necessary that the public be excluded to enable the Council to discuss and to consider the matter at the meeting on the following grounds:

b. Information the disclosure of which –

- (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and

- (ii) would, on balance, be contrary to the public interest, as the benefit or detriment to Council in not disclosing information relating to insert title of report 16/16 outweighs the public interest at this time.

Moved Councillor Lonie, Seconded Councillor Smedley

Carried

Question On Notice – Valuation of Property on Corner of Portland Street Seacliff – Councillor Bradshaw (Report No: 16/16)

Order to Retain Documents in Confidence

Motion

C190116/304

1. That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the documents relating to Report No: 16/16 including:

- Minutes
- Report
- Attachment

relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in 90(3)(b).

2. This resolution will be reviewed within 12 months by the Council and the Chief Executive Officer is authorised to release the report and minutes at the conclusion of this matter.

Moved Councillor Smedley, Seconded Councillor Wilson

Carried

CLOSURE

The Meeting closed at 8.28 pm.

CONFIRMED Tuesday 9 February 2016

MAYOR