

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 February 2020 at 7:00pm.

MEMBERS PRESENT

Mayor A Wilson
Councillor M Bouchee
Councillor A Bradshaw
Councillor P Chabrel
Councillor R Clancy
Councillor J Fleming
Councillor C Lindop
Councillor S Lonie
Councillor W Miller
Councillor J Smedley
Councillor R Snewin

STAFF IN ATTENDANCE

Chief Executive Officer – R Bria
General Manager City Assets and Services – H Lacy
General Manager Community Services – M Lock
General Manager Strategy and Business Services – 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 Patton and Councillor Abley
5.2 Absent – Nil

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****C250220/1738**

That the minutes of the Ordinary Meeting of Council held on 11 February 2020 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Clancy

Carried**9. PUBLIC PRESENTATIONS****9.1 Petitions****9.1.1 Proposed Adventure Hub in Brighton (Report No: 50/20)**

A petition has been received from Mr Tim Voss as head petitioner. It includes 359 signatures (excluding 29 signatories with incomplete address details) seeking the formation of an adventure hub in Brighton.

The petition stated as follows:

“We, the undersigned, petition the Council and ask that the Council create an adventure hub on the reserve along Cedar Avenue, opposite Brighton Pump Track, and that the hub have intermediate and advanced jumps built for bikes, together with challenging bouldering walls at the northern end of the site.”

Motion**C250220/1739**

That Council note the petition regarding a proposed Adventure Hub in Brighton.

Moved Councillor Clancy, Seconded Councillor Smedley

Carried
Unanimously**9.1.2 Against Proposed Jump Line and Boulder wall at Cedar Avenue Reserve, Brighton (Report No: 51/20)**

A petition has been received from Mark De Ritter as head petitioner. It includes 623 signatures (excluding 13 signatories with incomplete

address details) opposes the petition lodged by Mr Tim Voss at City of Holdfast Bay Council meeting on 28 May 2019.

The petition stated as follows:

This petition is to the opposition of the jump line and boulder wall at Cedar Avenue Brighton and the allocated funds to be used to upgrade existing walking path, planting trees and seating.

Motion

C250220/1740

That Council note the petition regarding the opposition to the jump line and boulder wall at Cedar Avenue Reserve, Brighton.

Moved Councillor Bouchee, Seconded Councillor Lonie

Carried
Unanimously

9.2 **Presentation - Nil**

9.3 **Deputations**

9.3.1 MRS Harmony Brighton Central Pty Ltd - Mr Andrew McIntyre with Michel Roder QC presenting.

Mayor Wilson approved a deputation from Mr Andrew McIntyre on behalf of MRS Harmony Brighton Central Pty Ltd regarding the Seacliff Park Residential and Centre Development Plan Amendment.

9.3.2 Phillip Brunning & Associates – Mr Phillip Brunning

Mayor Wilson approved a deputation from Mr Phillip Brunning on behalf of Phillip Brunning & Associates regarding the Seacliff Park Residential and Centre Development Plan Amendment.

9.3.3 Brighton Pump Track Crew Inc. - Mr Bill Voss, Ms Anja Roomes and Mr Tim Voss.

Mayor Wilson approved a deputation from Mr Bill Voss, Ms Anja Roomes and Mr Tim Voss on behalf of Brighton Pump Track Crew Incorporated regarding the Petition – Proposed Adventure Hub in Brighton.

9.3.4 Mr Mark De Ritter

Mayor Wilson approved a deputation from Mr Mark De Ritter regarding the Petition – Against Proposed Jump Line and Boulder Wall at Cedar Avenue Reserve.

10. COUNCIL MEETING ADJOURNMENT

Motion

C250220/1741

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

Moved Councillor Lindop, Seconded Councillor Clancy

Carried Unanimously

- 11. RESUMPTION OF COUNCIL MEETING**
- 12. CONFIRMATION OF STRATEGIC PLANNING AND DEVELOPMENT POLICY COMMITTEE RESOLUTIONS.**

Item 9.1 of the Strategic Planning and Development Policy Committee – Seacliff Park Residential and Centre Development Plan Amendment (Report No: 10/20).

Motion

C250220/1742

That Council:

- 1. endorses the Draft Seacliff Park Residential and Centre Development Plan Amendment, subject to the Execution of the Seacliff Park Development Deed for Ministerial Approval;**
- 2. authorises the Mayor and Chief Executive Officer to finalise, execute and seal the deed (upon its completion) for the provision of major stormwater infrastructure; and**
- 3. authorises the Chief Executive Officer to work with the Chief Executive Officer, City of Marion to draw the Minister for Planning’s attention to the contents of the Summary of Consultation and Proposed Amendments (SCPA) Report, including community concerns regarding potential impacts of traffic from the development, specifically the retail zone.**

Moved Councillor Lonie, Seconded Councillor Miller

Carried Unanimously

Item 9.2 of the Strategic Planning and Development Policy Committee – Planning Reforms – Planning and Design Code (Report No: 47/20).

Motion

C250220/1743

That Council:

- 1. endorse the following recommendations contained in the draft letter to be sent to the Department of Planning, Transport & Infrastructure (DPTI) (refer attachment 1) as part of Council’s response to consultation on the Planning and Design Code – that:**

“DPTI should:

- a. introduce the Planning Design Code for all of South Australia’s 68 Councils on the same date and not proceed with the phased approach to implementation of the Planning and Design Code;**
- b. not introduce the draft Planning and Design Code until the State Planning Commission has engaged with Councils to address the errors, omissions and inconsistencies identified during the current consultation process;**

- c. undertake a comprehensive review of the cumulative impacts of infill development in South Australia to inform evidence-based decision making about the capacity of identified infill areas to sustain further growth and development; and
 - d. ensure that all existing Conservation Zones and Heritage Contributory Items transition into the first generation of the Planning and Design Code.”
2. approve the submission with any minor amendments submission of the attached draft letter (refer Attachment 1) to the Department of Planning, Transport & Infrastructure as Council’s response to consultation on the Planning and Design Code.

Moved Councillor Lonie, Seconded Councillor Bouchee

Carried

13. QUESTIONS BY MEMBERS

13.1 Without Notice - Nil

13.2 With Notice

13.2.1 Question on Notice – Belgravia Leisure Lease – Kauri Community and Sports Centre – Councillor Bradshaw (Report No: 55/20)

Councillor Bradshaw asked the following questions:

1. Please confirm the current fixed lease term Belgravia Leisure have on the Kauri Community and Sports Centre.
2. Have Council received any advice on the level of increased utilisation of the Kauri Community and Sports Centre since Belgravia Leisure took over management.

BACKGROUND

It’s now approximately six (6) months since Belgravia Leisure took over the management of the Kauri Community and Sports Centre. It was intended Belgravia Leisure would incorporate a wide range of social, recreational, educational and personal development programs to Kaur Parade, thereby increasing utilisation of the Centre.

ANSWER – General Manager – City Assets and Services

1. The Management Agreement is for a period of one (1) year expiring on 31 August 2020 plus one year renewal.
2. Administration receives regular operational reports from Belgravia to monitor the progress of the complex.

Key activities that have been scheduled.

- Belgravia has been addressing a number of WHS compliance and maintenance issues in the past months.
- Existing clubs continue to book the function room extensively. There is further discussion to be had in regards to club access to the room and how this impacts the activation of the complex by other community groups.
- Private event bookings are increasing steadily.
- Four (4) corporate workshops or community meetings booked within the next month.
- Two (2) new ongoing weekly bookings (choir and art lessons)
- Regular council utilisation is continuing for Community Wellbeing services.
- Discussions in progress with a personal trainer to hire the non-occupied area next to the hockey change room for twelve 12 months.

Belgravia Leisure has operated the complex for five (5) months including two very quiet summer months. A report on the six months operations of the Centre under Belgravia Leisure Management is to be brought back to update Council.

14. MEMBER'S ACTIVITY REPORTS - Nil

15. MOTIONS ON NOTICE

15.1 Motion on Notice – Dover Square Park Shared Usage and State of Facilities - Councillor Lindop (Report No: 57/20)

Councillor Lindop proposed the following motion:

Motion C250220/1744

That Administration provide a report to Council by 30 April 2020 on Dover Square Park including:

- 1. current condition of the amenities and their life expectancy;**
- 2. any plans a for upgrading the facilities, including the turf/grass;**
- 3. options to achieve equitable use of the reserve by dog owners and other recreational users; and**
- 4. the condition and maintenance schedule for the Heritage listed Almond Grove adjacent to the Dover Square Reserve, alongside the Tennis Courts.**

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

BACKGROUND

This motion follows on from a Question on Notice asked by Councillor Bradshaw at Council Meeting 12 November 2019, Limiting Hours for Dogs off their Leads in Dover Square (Report No: 430/19).

Dover Square Park is well used both by residents and visitors. The child proof gate provides a fully fenced area for dogs to play off lead safely which, when dogs are under supervision, is a fabulous asset for our community.

The children's play equipment area is also separately fenced, and dogs are prohibited, which provides safety for young children.

The reserve boasts large open spaces with trees around the boundary providing the perfect natural amphitheatre for a picnic, exercising, playing and ball games with no danger of balls, dogs or children running onto roads.

This park is simply a hidden gem and is much loved by the community. A solution, or more structured guidelines to provide balance for shared usage of this park could help resolve conflict between different activity groups.

Currently there is only one (1) drinking fountain with an old (out of date style) drinking fountain with the type of dog bowl that you cannot empty and clean. This has seen residents bringing their own plastic tubs and bowl for dogs to drink and play in. This causes a large muddy area near the picnic tables and owners are refilling bowls and tubs by way of plastic bottles (filled from the drinking fountain) which are left sitting on the tables or BBQ for convenience.

The quality of the surface in the park is also becoming compromised due to wear and tear.

16. ADJOURNED MATTER

16.1 Adjourned Report – Jetty Road Mainstreet Committee Governance Model Business Case (Report No: 85/19)

Council at its meeting on 12 March 2019 resolved to adjourn Report No: 85/19 to allow the newly appointed committee to review the recommendation of their predecessors and obtain their own guidance, particularly concerning future financial arrangements.

This report presented the original report (Report No: 85/19) for consideration by Council.

Motion

C250220/1745

That Council endorses that the JRMC continues as a Section 41 Committee that is provided a degree of delegation to take advantage of opportunities that may arise throughout the year within the constraints of the financial levy raised and budget commitments that are endorsed by Council via the annual budget process.

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

Leave of the Meeting

Her Worship the Mayor sought leave of the meeting to move Item 18.2 Bike Jump Line – Revised Concept Plans (Report No: 43/20) in the Agenda to be considered after Item 16.1.

Leave of the Meeting was granted.

18.2 Bike Jump Line – Revised Concept Plans (Report No: 43/20)

As part of Council's 2019/2020 budget process, the proposed Bike Jump Line, to be located on Cedar Avenue, was included in the draft budget that went out to community engagement. Following community engagement, the new initiative proposals were presented to and endorsed by Council (June 2019).

Initial draft concept plans were provided to Council in August 2019, however due to a number of significant trees on the proposed site restricting positioning of the track and jumps, the proponent requested an extension to revise the concept plans. Council received the revised concept plans on Wednesday 29 January 2020.

Following receipt of the concept plans, community engagement and a number of detailed investigations will need to be undertaken to determine the feasibility of the proposal prior to final endorsement and construction.

Motion

That Council:

- 1. notes the revised Concept Plans; and**
- 2. endorse Administration to proceed with seeking external, independent assessment of the site, including Ecologist and Arborist, soil/geo-technical testing and Cultural and Heritage assessment prior to Community Engagement, with fees to be contained within existing project budget-**

Moved Councillor Clancy, Seconded Councillor Lindop

Amendment

C250220/1746

That Council:

- 1. notes the revised Concept Plans; and**
- 2. endorse Administration to seek an alternative suitable site for the Bike Jump Line and cease any further investigation on the Cedar Avenue site.**

Moved Councillor Snewin, Seconded Councillor Smedley

The amendment on being put was Tied
 Her Worship the Mayor used her casting vote for the motion and declared it Carried

The motion, as amended, on being put was Carried

Division Called

A division was called and the previous decision was set aside.

Those voting for: Councillors Bouchee, Snewin, Smedley, Lonie, Fleming, Miller and Chabrel (7)

Those voting against: Councillors Lindop, Bradshaw and Clancy (3)

Her Worship the Mayor declared the motion Carried

17. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES

17.1 Minutes – Audit Committee Meeting – 5 February 2020 (Report No: 49/20)

The minutes of the meeting of the Audit Committee held 5 February 2020 were presented to Council for information and endorsement.

Motion **C250220/1747**

That Council review and notes the minutes of the meeting Audit Committee of 5 February 2020 noting:

- a) **That the Audit Committee advises Council it has received and considered a Standing Items Report addressing:**
- **Monthly Financial Statements**
 - **Risk Management and Internal Control**
 - **Audit – External/Internal**
 - **Public Interest Disclosures – previously Whistle Blowing**
 - **Economy and efficiency audits**
 - **Audit Committee Meeting Schedule**
- b) **That the Audit Committee reports the 2020/2021 Budget timetable and development as identified in the key parameters report.**
- c) **That the Audit Committee has reviewed and noted the Long Term Financial Plan.**

Moved Councillor Smedley, Seconded Councillor Lonie Carried Unanimously

17.2 Minutes – Jetty Road Mainstreet Committee Meetings – 5 and 12 February 2020 (Report No: 52/20)

The Minutes of the Jetty Road Mainstreet Committee meetings held on 5 and 12 February 2020 were attached and presented for Council's information.

Jetty Road Mainstreet Committee Agendas, Reports and Minutes are all available on Council's website and the meetings are open to the public.

Motion

C250220/1748

That Council notes the minutes of the Jetty Road Mainstreet Committee of 5 and 12 February 2020.

Moved Councillor Lonie, Seconded Councillor Miller

Carried Unanimously

18. REPORTS BY OFFICERS

18.1 Items in Brief (Report No: 54/20)

These items were presented for the information of Members.

After noting the report any items of interest were discussed.

Motion

C250220/1749

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

- 1. Brighton Oval Redevelopment Update**
- 2. Suicide Prevention Network**
- 3. Disability Access & Inclusion Plan**
- 4. Libraries Streaming Adelaide Writers' Week**

Moved Councillor Lonie, Seconded Councillor Smedley

Carried Unanimously

Item 18.2 Bike Jump Line – Revised Concept Plans (Report No: 43/20) was considered after Item 16.1, as per leave of the meeting granted.

18.3 Renaming Glenelg Tram Service (Report No: 48/20)

This report responded to a Council Resolution to request Department of Planning, Transport and Infrastructure (DPTI) make changes to the Glenelg Tram Service announcement for Glenelg. Administration has investigated and make the following recommendations.

Motion

C250220/1750

- 1. That Council endorses renaming of the Glenelg Tram Service, final destination (Stop 17) to Glenelg Beach.**
- 2. That Council considers \$35,000 in the draft 2020/21 budget as a contribution to the costs associated with the name change.**

Moved Councillor Miller, Seconded Councillor Bouchee

Carried

Division Called

A division was called and the previous decision was set aside.

Those voting for: Councillors Bouchee, Snewin, Smedley, Lonie, Fleming, Miller and Chabrel (7)

Those voting against: Councillors Lindop, Bradshaw and Clancy (3)

Her Worship the Mayor declared the motion

Carried

18.4 **Ophir Crescent Traffic Management Improvements** (Report No: 46/20)

Concerns have been raised by residents of Ophir Crescent, Seacliff Park regarding high vehicle speeds potentially related to 'rat-running' between Davenport Terrace and Seacombe Road. Their concerns also relate to pedestrian near misses and crashes due to excessive vehicle speeds.

The vehicle speed issue was previously raised in 2014 and 'Remember 50' warning signs were installed at each end of Ophir Crescent.

In 2018, a traffic assessment along Ophir Crescent was undertaken but speed and volume data did not support any improvements at that time. Following further complaints, additional traffic data was collected in April 2019, which indicated an average daily traffic volume of 500-600 vehicles and an 85th percentile speed of 62 km/h on Ophir Crescent, well above the default urban speed limit of 50kph. Whilst the traffic volume is quite low, speeds are higher than desirable on a residential street.

A pavement marking scheme has been proposed to delineate traffic lanes and parking on both sides of the road. The scheme reduces the width of the traffic lane and narrows the perception of the road which is aimed to reduce vehicle speeds.

Motion**C250220/1751****That Council:**

- 1. approves the installation of a pavement marking scheme in Ophir Crescent, Seacliff Park aimed at improving delineation and reducing vehicle speeds; and**
- 2. that residents are notified of the proposed installation of the pavement marking scheme.**

Moved Councillor Fleming, Seconded Councillor Lonie

Carried Unanimously

18.5 **Monthly Financial Report – 31 January 2020** (Report No: 53/20)

Attached were the financial reports as at 31 January 2020. They comprised 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. The adjusted forecast budget included the carried

forward amount as approved by Council 13 August 2019 and the two quarterly budget updates approved by Council 22 October 2019 and 11 February 2020.

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

Motion

C250220/1752

That Council receives the financial reports and budget update for the 7 months to 31 January 2020 and notes:

- **no change to the Municipal activities 2019/20 revised budget forecast; and**
- **no change to the Alwyndor Aged Care 2019/20 revised budget.**

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

19. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

20. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING - Nil

21. ITEMS IN CONFIDENCE

21.1 **Question on Notice – Belgravia Leisure Lease – Kauri Community and Sports Centre – Councillor Bradshaw (Report No: 56/20)**

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

C250220/1753

- 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: 56/20 Question on Notice – Belgravia Lease – Kauri Community and Sports Centre 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: 56/20 Question on Notice – Belgravia Lease – Kauri Community and Sports Centre on the following grounds:**
 - 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 prejudice the commercial position of the person who supplied the information.**

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 Bradshaw, Seconded Councillor Lindop

Carried

Councillor Bradshaw asked a question in relation to Belgravia Leisure Lease and a response was provided.

RETAIN IN CONFIDENCE - Section 91(7) Order

C250220/1754

That Council having considered Report No: 56/20 Question on Notice – Belgravia Leisure Lease – Kauri Community and Sports Centre 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 No: 56/20 and minutes be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.

Moved Councillor Miller, Seconded Councillor Smedley

Carried

CLOSURE

The Meeting closed at 8.33 pm.

CONFIRMED 10 March 2020

MAYOR