

Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held via Electronic Means in a Virtual Meeting Room on 14 April 2020 at 6:00pm.

MEMBERS PRESENT

Visual and Audio presence:

Mayor A Wilson
Councillor R Abley
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 R Patton
Councillor J Smedley
Councillor R Snewin

STAFF IN ATTENDANCE

Video and/or audio presence:

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 6.06pm.

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 acknowledged 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 - Nil

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****C140420/1765**

That the minutes of the Ordinary Meeting of Council held on 10 March 2020, Special Meeting of Council held on 11 March 2020 and Special Meeting of Council held on 7 April 2020 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Smedley

Carried Unanimously**9. PUBLIC PRESENTATIONS****9.1 Petitions****9.1.1 Seacliff Boat Ramp (Report No: 92/20)**

A petition has been received from Peter Whiting of Brighton Bait and Tackle and includes 309 signatures.

The petition states as follows:

*“Seacliff Boat Ramp
To be kept open to boats and public”*

Motion**C140420/1766**

That Council note the petition regarding keeping the Seacliff Boat Ramp open to boats and the public.

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

9.2 **Presentations - Nil**

9.3 **Deputations - Nil**

10. QUESTIONS BY MEMBERS

10.1 Without Notice

10.1.1 Chapel St Plaza Construction

Councillor Miller asked for an update in relation to the Chapel St Plaza project and when construction was likely to begin.

General Manager City Assets and Services provided a response.

10.1.2 Integrated Transport Strategy

Councillor Lindop asked for an update on the Integrated Transport Strategy.

Chief Executive Officer provided a response.

10.1.3 Integrated Transport Study Impact from COVID-19

Councillor Bouchee asked a question in relation if the affect (if any) that COVID-19 has had on the City's Integrated Transport study's data collection plan.

Chief Executive Officer provided a response.

10.2 With Notice - Nil

11. MEMBER'S ACTIVITY REPORTS - Nil

12. MOTIONS ON NOTICE

12.1 Motion on Notice – Lighting Plan for Jetty Road Brighton - Councillor Clancy (Report No: 85/20).

Councillor Clancy proposed the following motion:

Motion

C140420/1767

- 1. That a lighting plan be developed for Jetty Road Brighton**
- 2. That \$10,000 be allocated from the Jetty Road, Brighton banner project of the 2019-2020 budget to fund the development of the lighting plan.**

Moved Councillor Clancy, Seconded Councillor Bouchee

Carried Unanimously

BACKGROUND

It has been proposed that a lighting plan should be developed for Jetty Road, Brighton so that Council can then consider an upgrade of lighting in the street that is consistent and takes into consideration the importance of the Jetty Road, Brighton trading strip.

Council at its last meeting resolved *“That Council endorse no further work be undertaken on the Jetty Road Brighton Banners project.”* This has provided a saving in the budget of approximately \$21,000.

- 12.2 **Motion on Notice – Bicycle Police Presence on Weekends - Councillor Clancy** (Report No: 86/20).

Councillor Clancy proposed the following motion:

Motion**C140420/1768**

That Council write to South Australia Police requesting bicycle police to have a presence on the weekends on the shared pathway including Jetty Road to Broadway and in front of Minda to deter cyclists from speeding.

Moved Councillor Clancy, Seconded Councillor Snewin

Carried**BACKGROUND**

Residents have raised concerns regarding the speed of cyclists and the safety of people using the coastal boardwalk from Jetty Road to Broadway and at Minda Coast Park.

13. **ADJOURNED MATTER - Nil**

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

- 14.1 **Minutes – Jetty Road Mainstreet Committee – 4 March 2020** (Report No: 83/20)

The Minutes of the Jetty Road Mainstreet Committee meeting held on 4 March 2020 were 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**C140420/1769**

That Council notes the minutes of the Jetty Road Mainstreet Committee of 4 March 2020.

Moved Councillor Abley, Seconded Councillor Miller

Carried Unanimously

15. REPORTS BY OFFICERS**15.1 Items in Brief (Report No: 73/20)**

These items were presented for the information of Members.

Motion**C140420/1770**

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

- 1. Brighton Oval Redevelopment Update**
- 2. Letter to Premier Steven Marshall – Urgent Request for Funding Assistance**
- 3. Correspondence from Senator Hanson - Young**

Moved Councillor Bouchee, Seconded Councillor Snewin

Carried Unanimously**15.2 Election to Greater Adelaide Regional Organisation of Councils (GAROC) For One Casual Vacancy (Report No: 80/20)**

This report was an update to the previous report to Council on 28 January 2020 (Item 15.5 – Call for GAROC Committee for One Casual Vacancy- Report no: 11/20). The earlier report called for nominations to Greater Adelaide Regional Organisation of Councils (GAROC) from the date of an election (if required) to the end of September 2020.

Council has received correspondence from the LGASA that there were nine (9) nominations. The election for the one (1) casual vacancy on GAROC is the next step.

Council resolved for Councillor Chabrel to be nominated but due to administrative error the nomination was delayed by a day and was not accepted. Councillor Chabrel could be nominated by Council to GAROC when the new term candidates are requested by the LGA in or around September 2020.

Motion**C140420/1771**

Council resolves that it wishes to elect Heather Holmes-Ross to fill the one (1) casual vacancy on the Greater Adelaide Regional Organisation of Councils (GAROC) and the Mayor is to mark on the Ballot Paper accordingly.

Moved Councillor Lonie, Seconded Councillor Chabrel

Carried Unanimously**Conflict of Interest**

Councillor Bouchee declared an actual conflict of interest for Item 15.3. The nature of the actual conflict of interest (pursuant to Section 75 of the *Local Government Act 1999*) is that she is a member of the Council Assessment Panel.

Councillor Bouchee dealt with the conflict of interest by making it known and leaving the virtual meeting at 7.01pm by being placed in the meeting waiting room.

15.3 **Brighton Surf Lifesaving Club** (Report No: 71/20)

The Brighton Surf Life Saving Club Inc. leases its clubrooms at 146-148 Esplanade Brighton from Council under a twenty-one (21) year lease which commenced on 1 November 2007.

The Club is proposing to construct a new first floor extension above the boat storage area on the southern end of the building adjacent to the existing first floor clubrooms as detailed in Attachments 1 and 2. The new extension will be used as the club's new gym.

The Club is seeking landowner's consent, as required under their lease, to carry out the extension works at their cost.

Motion

C140420/1772

That Council provides landlord's consent to the construction of a new first floor extension to the Brighton Surf Life Saving Club for use as a club gym as detailed in Attachments 1 and 2 to this report, subject to the following conditions:

1. **the Club obtain and comply with all conditions of any Development Approval, and comply with the Building Code of Australia and any applicable legislation;**
2. **final construction plans are submitted to Council for approval prior to construction commencing;**
3. **all costs are borne by the Brighton Surf Life Saving Club Inc., including the cost(s) of any variations identified during construction and/or cost(s) to rectify any defects identified during or after construction;**
4. **all work is undertaken by qualified trade persons and in a workman like manner; and**
5. **the Brighton Surf Life Saving Club indemnify the City of Holdfast Bay against any claims, losses, suits etc. that may arise from this project.**

Moved Councillor Fleming, Seconded Councillor Clancy

Carried Unanimously

Councillor Bouchee re-entered the virtual meeting at 7.05pm.

Councillor Fleming left the virtual meeting at 7.09pm.

Councillor Snewin left the virtual meeting at 7.09pm.

Conflict Of Interest

Councillor Clancy declared a perceived conflict of interest for Item 15.4. The nature of the perceived conflict of interest (pursuant to Section 75 of the *Local Government Act 1999*) is that a family member owns a property on the street.

Councillor Clancy dealt with the perceived conflict of interest by making it known to the virtual meeting and remaining in the virtual meeting as she was acting in the best interests of the community.

Councillor Fleming re-entered the meeting at 7.11pm.

Councillor Snewin re-entered the meeting at 7.11pm.

15.4 Timed Parking – St Johns Row (Report No: 77/20)

At its meeting on 28 January 2020 (Motion C280120/1714), Council requested that Administration investigate the possibility of implementing a three (3) or four (4) hour timed parking limit Monday to Sunday for a single untimed parking space on the eastern side of St Johns Row Glenelg, between Elizabeth Street and College Street. The car park is outside 3 St Johns Row.

Parking in St Johns Row between Elizabeth Street and Kent St includes both unrestricted and timed carparks. This single carpark is the closest unrestricted parking available to Moseley Square, The Grand Hotel and a newsagent located on the corner of St Johns Row and Elizabeth Street.

Reports indicated that vehicles often parked in this single carpark outside 3 St Johns Row for long periods, sometimes for months. Following complaints of long term parking, Regulatory Services investigated the vehicles, but as owners could not be identified, the vehicles were not able to be deemed abandoned and therefore could not be expired or towed.

To ensure greater vehicle turnover for this on-street car park and to avoid long term parking, it was recommended that a timed parking limit of 2 hours operating 9am-9pm all days is implemented to improve access for residents, visitors and business customers.

Motion

C140420/1773

That:

- 1. Administration notify residents and businesses in the vicinity of 3 St Johns Row Glenelg of Council's intention to implement 2P 9am-9pm signage in the street car park outside the frontage of 3 St Johns Row and seek any feedback within 28 days; and**
- 2. subject to no substantive complaints being received, that Council authorises Administration to install 2P 9am-9pm signage in the street car park outside the frontage of 3 St Johns Row Glenelg.**

Moved Councillor Patton, Seconded Councillor Bouchee

Carried Unanimously

15.5 Seacliff Beach Access Ramp (Report No: 72/20)

Council provides an access ramp at Seacliff Beach that enables motor vehicles to access the beach for the purposes of launching and retrieving boats and water craft.

Following development of the Coast Park pathway along the coast at Seacliff, pedestrian traffic and beach use has significantly increased resulting in a greater risk of conflict

between cars and pedestrians/cyclists/beach users at the Seacliff beach access ramp and adjacent beach.

A range of complaints have been received from beach users, pedestrians and boat/water craft owners together with representations from the local MP.

As a consequence, a motion was raised and passed at the Council meeting on 28 January 2020 (refer motion C280120/1715) for Administration to provide a report into the options available for the Seacliff Beach access point to improve safety for all users. The motion also requested that consultation be undertaken with the Brighton and Seacliff Yacht Club, the Seacliff Surf Lifesaving Club and the Small Boat Club of SA.

This report responded to that motion and outlined seven (7) options available for the Seacliff Beach access point in order to improve safety and accessibility following consultation with the local clubs.

Motion

C140420/1774

That Council:

1. **That Council note this report.**
2. **Council supports keeping the Seacliff Beach Ramp Access open to the public for the purpose of launching and retrieving recreational boats and water craft and for, Council and Council Contractor's vehicles, Surf Lifesaving Club Patrol Vehicles and emergency vehicle access.**
3. **Request that Administration bring back to Council a costed step by step plan to improve safety for all users of the Coast Park and the Seacliff Beach Access Ramp which considers/includes but not limited to:**
 - **improved signage with clearer messaging;**
 - **warning and enforcing penalties for parking on the beach;**
 - **give way sign options fully investigated including a pedestrian zebra crossing option;**
 - **regular maintenance scheduling which reflects seasonal use and tidal conditions;**
 - **improved ramp or wet sand option; and**
 - **separate pedestrian access to beach from the shelters (just south of the Seacliff Boat Ramp)**
4. **That this detailed step by step plan, or first part thereof, to improve safety for all users to be brought back to Council for consideration in June 2020 so that initiatives can be considered to be funded in the 2020-21 Budget.**

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

15.6 Jetty Road Mainstreet Committee Terms of Reference (Report No: 84/20)

The Jetty Road Mainstreet Committee (JRMC) is established by Council with the aim of supporting the precinct to flourish and expand, to strengthen partnerships between

businesses, the Council and local community. JRMC is an advisory committee of the City of Holdfast Bay formed under Section 41 of the Local Government Act 1999.

At the Council Meeting of 11 December 2018, Council endorsed (Resolution No.: C111218/1329) the current JRMC Terms of Reference. As outlined under item 15.2 of the current Terms of Reference:

The JRMC shall at least once per year, review its own performance, terms of reference and membership and provide a report to council including any recommended changes.

At the recent JRMC meeting, 4 March 2020, the JRMC conducted a review of the current terms of reference and proposed the minor amendments reflected in Attachment 1 of this report.

Motion

C140420/1775

That Council endorse the updated Jetty Road Mainstreet Committee Terms of Reference as set out in Attachment 1 of this report.

Moved Councillor Miller, Seconded Councillor Abley

Carried Unanimously

15.7 Environment Strategy (Report No: 45/20)

In July 2019 Administration commenced development of Council's Draft Environment Strategy. A specialist environmental consultant was engaged in September 2019; and Council, stakeholder and community engagement was undertaken throughout November and December 2019. A number of Council workshops were also undertaken to seek feedback and provide input to the process.

The Draft Environment Strategy 2020-2025 was presented to Council for approval to proceed to public consultation.

Motion

C140420/1776

That Council authorise the draft Environment Strategy 2020-2025 as attached to this report to be referred to community consultation subject to minor wording changes required and inclusion of graphics as required.

Moved Councillor Chabrel, Seconded Councillor Bouchee

Carried Unanimously

15.8 Monthly Financial Report - 29 February 2020 (Report No: 81/20)

Attached were financial reports as at 29 February 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 includes 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 highlights items that show a material variance from the YTD budget.

Motion**C140420/1777**

That Council receives the financial reports and budget update for the 8 months to 29 February 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 forecast.**

Moved Councillor Smedley, Seconded Councillor Snewin

Carried Unanimously**Leave of the Meeting**

At the request of Councillor Bouchee, Her Worship the Mayor sought leave of the virtual meeting to move Item 15.9 in the Agenda to be considered in confidence at Item 18, Items in Confidence.

Leave of the Meeting was granted.

15.10 Draft GAROC 2020-21 Annual Business Plan and Strategic Plan (Report No: 91/20)

The Greater Adelaide Regional Organisation of Councils (GAROC) committee requests input and feedback on their revised GAROC *Strategic Plan 2019-23* and draft *Annual Business Plan 2020-21*. The feedback request allows Councils to comment on the alignment of GAROCs Strategic Plan to Council's strategic directions. They have also requested comment on proposed actions for GAROC to fulfil in 2020-21

Motion**C140420/1778**

That Council:

- 1. endorses the proposed feedback on The Greater Adelaide Regional Organisation of Councils (GAROC) revised Strategic Plan 2019-23 and draft Annual Business Plan 2020-21, as contained in their consultation template (*Attachment 1*); and**
- 2. feedback is provided to GAROC via return letter from the Mayor.**

Moved Councillor Lonie, Seconded Councillor Bouchee

Carried Unanimously

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil

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

18. ITEMS IN CONFIDENCE

Item 15.9 on the Agenda was considered in Items in Confidence as per leave of the meeting following Item 15.8.

15.9 Appointments to the Council Assessment Panel (Report No: 87/20)**Motion – Exclusion of the Public – Section 83(5)(a) Order****C140420/1779**

1. That pursuant to Section 90(3) 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: 87/20 Appointments to the Council Assessment Panel 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: 87/20 Appointments to the Council Assessment Panel on the following grounds:
 - a. Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons (living or dead).
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 Bouchee, Seconded Councillor Bradshaw

Carried Unanimously

Following the resignation of the Independent Presiding Member serving on the City of Holdfast Bay Council Assessment Panel, Council resolved to seek expressions of interest for a suitable replacement. This report recommended that Council appoint a suitably qualified person to serve as an Independent Member on the Panel, selected from a pool of applicants by the working group appointed by Council to consider the nominations. This report also made recommendations on the appointment of a replacement Presiding Member and a reserve Member in the event of another sudden departure.

Motion**C140420/1880**

1. That Yvonne Svensson be appointed to serve as an Independent Member of the City of Holdfast Bay Council Assessment Panel in accordance with the Operating Procedures for the Panel for the period commencing 20 April 2020 and ending 30 April 2022;
2. That David Bailey be appointed to serve as Independent Presiding Member of the City of Holdfast Bay Council Assessment Panel in accordance with the Operating Procedures for the Panel for the period commencing 20 April 2020 and ending 30 April 2021;

RETAIN IN CONFIDENCE – Section 91(7) Oder

3. **That having considered Attachment 1 to Report No: 87/20 Appointments to the Council Assessment Panel – 14 April 2020 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 1 be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.**

Moved Councillor Lonie, Seconded Councillor Smedley

Carried Unanimously

CLOSURE

The Meeting closed at 8.10pm.

CONFIRMED 28 April 2020

MAYOR