

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 10 November 2020 at 7:00pm.

MEMBERS PRESENT

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

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

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 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

Her Worship the Mayor tabled information provided by the Somerton Surf Life Saving Club which included the club's Annual Report and book "The Formative Years 1960-1975".

7. DECLARATION OF INTEREST

Members were reminded to declare their interest before each item.

8. CONFIRMATION OF MINUTES**Motion****C101120/2110**

That the minutes of the Ordinary Meeting of Council held on 27 October 2020 be taken as read and confirmed.

Moved Councillor Miller, Seconded Councillor Lindop

Carried Unanimously**9. PUBLIC PRESENTATIONS**

- 9.1 **Petitions** - Nil
- 9.2 **Presentations** - Nil
- 9.3 **Deputations** - Nil

10. QUESTIONS BY MEMBERS**10.1 Without Notice****10.1.1 Update on Proposed Service Station, North Brighton**

Councillor Snewin asked a question in relation to an update on a proposed service station on the corner of Francis Street and Brighton Road, North Brighton and if Elected Members could be provided with a summary of Council Assessment Panel (CAP) Agenda items.

General Manager City Assets and Services provided a response.

10.1.2 Council Assessment Panel (CAP) Agenda

Councillor Bouchee asked a question as to whether the CAP Agenda could be placed on The HUB.

Chief Executive Officer provided a response.

10.1.3 Historic Mansions of Brighton and Self-Guided Walking Brochure

Councillor Miller asked a question in relation to the distribution of the Historic Mansions of Brighton self-guided walking brochure.

General Manager Community Services provided a response.

10.1.4 Kingston Park Kiosk

Councillor Clancy asked a question requesting the last 10 years of rental income from the food outlets at Kingston Park.

General Manager City Assets took the question on notice.

10.1.5 Proposed McDonalds, Brighton Road

Councillor Bradshaw asked a question in relation to the proposed McDonalds on Brighton Road.

General Manager City Assets and Services provided a response.

10.2 On Notice - Nil**11. MEMBER'S ACTIVITY REPORTS****11.1 Mayor's Activity Report – August 2020– October 2020 (Report No: 359/20)**

The Mayor's Activity Report for August 2020 to October 2020 was presented to Elected Members for their information.

Motion**C101120/2111****That Council receive and note the Mayor's Activity Report for August 2020 to October 2020.**

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

12. MOTIONS ON NOTICE**12.1 Motion on Notice – Holdfast Bay Tennis Club - Mayor Wilson (Report No: 356/20)**

Her Worship the Mayor proposed the following motion:

Motion**C101120/2112**

In recognition of 25 years' service to the City of Holdfast Bay, that Councillor Bouchee jointly open the new club rooms at the Holdfast Tennis Club with the Mayor.

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

BACKGROUND

Ordinarily the Mayor opens all new council facilities, however, Councillor Bouchee has recently achieved 25 years' service to our community as an Alderman, Deputy Mayor and Councillor in the Somerton Ward. Given her connection to the club and that it is in her ward, I propose her dedication be recognised by giving her the opportunity to jointly open the new club rooms.

12.2 **Motion on Notice – Planning Reforms and Planning and Design Code - Councillor Councillor Bouchee (Report No: 360/20)**

Councillor Bouchee proposed the following motion:

Motion**C101120/2113**

That Council:

- 1. write to the Hon. Vickie Chapman, Minister for Planning and Local Government (as per Attachment 1) expressing Council's concerns with planning reforms in the Planning and Design Code as well as associated procedural matters relating to the new planning system; and**
- 2. send a copy of the correspondence to all Adelaide Metropolitan Councils.**

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

BACKGROUND

The Planning and Design Code is about to be released for a second round of consultation before going operational for Metropolitan Councils in 2021.

The State Government is in the process of implementing a new planning system which will result in all residential development being excluded from notification to neighbours and removal of all local content.

No analysis has been undertaken in relation to new zones where significant change is proposed.

12.3 **Motion on Notice – Purchase of Large Multi-Use Outdoor Tent - Councillor Bouchee** (Report No: 361/20)

Councillor Bouchee proposed the following motion:

Motion

C101120/2114

That the Chief Executive Officer initiate a report assessing the viability of Council purchasing a large multi-use outdoor tent similar to that which is now located in Moseley Square.

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

BACKGROUND

The tent would have multiple uses e.g., local bands/ markets/events and Australia Day to name but a few, together with the flexibility of change of location and a guarantee of weather proofing events.

The present tent has proved successful and I believe with the installation of underground structures would assist /simplify the set up.

The cost of purchasing can be offset by:

1. No need to hire for events
2. Ability to hire out to Community groups (possibility of discounted rate)
3. Private hire opportunities
4. Availability for whole year.

12.4 **Motion on Notice – Memorial to Recognise the Mental Health Impacts of War and Conflict on Service Personnel - Councillor Chabrel** (Report No: 363/20)

Councillor Chabrel proposed the following motion:

Motion

C101120/2115

That Administration develop, along with the Veterans Shed and RSL, a proposal for a general memorial to service personnel returning from conflict with mental health trauma with the following considerations:

1. **such a memorial may be interactive and feature the stories of these service people;**
2. **the memorial would seek to recognise the deep impact of conflict on mental health and contribute to de-stigmatising mental ill-health;**
3. **the memorial would honour service, whilst providing a fuller picture of the impacts of that service and the sacrifice of the servicepersons and their families; and**
4. **that the proposal be returned to Council for consideration in the 2021/22 budget.**

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

BACKGROUND

The mental health impacts of war and conflict on our service personnel are well documented; 17% of returned soldiers experience Post Traumatic Stress Disorder and the rates of suicide amongst returned soldiers is 20% higher for service men than the national average and service women are twice as likely to die by suicide than other Australian women.

A memorial provides recognition of the non-physical, less visible impacts of war and conflict on our service personnel, would contribute to increasing understanding, reducing stigma, and promote healing and harm minimisation.

- 12.5 **Motion on Notice – Power Line Environment Committee (PLEC)/Powerline Bundling Locations - Councillor Bouchee** (Report No: 369/20)

Motion

C101120/2116

The Chief Executive Officer initiate a report indicating possible priority listing of PLEC/Powerline Bundling locations within the City of Holdfast Bay together with an allocation /identification for the 2021/2025 budget assessments.

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

BACKGROUND

It is important that if/when the State government re introduces the PLEC programme that our City will be fully prepared to have all plans/budget ready.

Our street trees are a major asset, not only financially but also an important part of our environmental strategy. Bundling is a process accepted by South Australia Power Networks (SAPN) to protect our mature trees from excessive pruning. Excessive pruning by SAPN can not only effect the look of the tree but can impact the integrity/stability of the structure.

As development is increasing the need for wire bundling of high tension wires may be the only option to save our current tree stock.

- 12.6 **Motion on Notice- Artificial Turf on Brighton Road – Councillor Clancy** (Report No: 370/20)

Councillor Clancy proposed the following motion:

Motion

C101120/2117

That the Chief Executive Officer write to Department for Infrastructure and Transport (DIT), the Minister for Infrastructure and Transport and the Minister for Environment and Water, requesting the removal of the artificial turf and remediation of the median strips on Brighton Road.

Moved Councillor Clancy, Seconded Councillor Fleming

Carried

BACKGROUND

The artificial turf is in a poor state and as council policy is to not have artificial turf on verges we need to lead by example.

13. ADJOURNED MATTERS – Nil

14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES

14.1 Draft Minutes – Alwyndor Management Committee – 15 October 2020 (Report No: 357/20)

The draft minutes of the Alwyndor Management Committee meeting held on 15 October 2020 were provided for information.

Motion

C101120/2118

- 1. That the draft minutes of the Alwyndor Management Committee meeting held on 15 October 2020 be noted.**

RETAIN IN CONFIDENCE- Section 91(7) Order

- 2. That having considered Attachment 2 of Report No: 357/2020 Draft Minutes – Alwyndor Management Committee – 15 October 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 2 be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.**

Moved Councillor Lonie, Seconded Councillor Chabrel

Carried Unanimously

15. REPORTS BY OFFICERS

15.1 Items in Brief (Report No: 350/20)

These items were presented for the information of Members.

Motion

C101120/2119

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

- 1. Internal Review of Council Decision Report**
- 2. FOGO Trial – Progress Update**
- 3. Revitalisation of Old Buffalo Site**
- 4. Events Update**
- 5. Update – Brighton Oval Redevelopment**
- 6. Tiati Wangkanthi Kumangka (Truth-Telling Together) - Exhibition-2020 Museum and Galleries National Awards**

7. Notification to Council of CEO Procurement Exemption

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

Councillor Smedley left the chamber at 7.49pm.

Councillor Smedley re-joined the chamber at 7.51pm.

15.2 Council Meeting Schedule - 2021 (Report No: 334/20)

The *Local Government Act 1999* requires Council to hold at least one ordinary meeting of Council per month.

A resolution of Council is required to adopt the meeting schedule. Meeting schedules can be reviewed and amended at any time by the Council. Council adopted the schedule for 2020 and early 2021 on 8 October 2019.

Currently, ordinary meetings of Council are scheduled on the second and fourth Tuesday of each month from February to November. There is only one meeting scheduled for December 2020 and January 2021 due to the holiday periods. It is proposed that Council continue with this meeting schedule and the frequency of meetings be reviewed annually.

Motion**C101120/2120****That Council:**

- 1. hold ordinary meetings of Council on the second and fourth Tuesday of each month, commencing in February 2021 with the exceptions of December 2021 and January 2022;**
- 2. hold ordinary meetings of Council once in the months of December 2021 and January 2022 due to holiday periods;**
- 3. endorse all ordinary meetings of Council to be held in the Glenelg Town Hall, Chamber;**
- 4. endorse all ordinary meetings of Council to commence at 7.00pm;**
- 5. attend scheduled, informal briefings/workshops prior to ordinary meetings of Council commencing at 6.00pm;**
- 6. attend scheduled, informal briefings/workshops scheduled on the first and third Tuesday of each month, commencing at 6.00pm when required; and**
- 7. review the schedule of ordinary meetings of Council by December 2021.**

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

15.3 **Appointment of Deputy Mayor** (Report No: 340/20)

Section 51 of the *Local Government Act 1999*, allows Council to appoint a Deputy Mayor for a term not exceeding four years. The Deputy Mayor may act in the absence of the Mayor, in the Office of the Mayor.

The current appointed Deputy Mayor is Councillor Snewin. This appointment is up to 1 December 2020.

Council has previously made the appointment for a Deputy Mayor for a term of one year. It is Council's prerogative to choose another term, if it chooses.

Nominations

Her Worship the Mayor called for nominations.

Nominations were received for Councillor Abley.

Her Worship the Mayor announced that Councillor Abley had been selected for the nomination which was included in the Council's resolution.

Conflict of Interest

Councillor Abley declared a material conflict of interest for voting in Item 15.3 Appointment of Deputy Mayor (Report No: 340/20).

Councillor Abley dealt with the material conflict of interest by making it known and leaving the chamber at 7.56pm.

Motion

C101120/2121

That Councillor Abley be appointed as Deputy Mayor for a period of one year, from 1 December 2020 up to and including 30 November 2021.

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

Cr Abley re-joined the chamber at 8.00pm.

Councillor Lonie left the chamber at 8.00pm.

Councillor Lonie re-joined the chamber at 8.01pm.

Councillor Fleming left the chamber at 8.00pm.

Councillor Fleming re-joined the chamber at 8.03pm.

15.4 **2019-20 Annual Review of Investments** (Report No: 337/20)

Section 140 of the *Local Government Act 1999* (the Act) requires Council to review the performance of its investments on an annual basis. This report explained the process for investing funds, amount of funds invested during 2019-20, average

interest rate earned and investment performance against budget for Council's municipal activities and Alwyndor Aged Care.

Motion

C101120/2122

That Council receive and note this report comprising a performance review of 2019-20 investments, as required under Section 140 of the *Local Government Act 1999*.

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

15.5 **Road Closure – Chapel Plaza** (Report No: 336/20)

To create Chapel Plaza as part of Stage 1 of the implementation of the Jetty Road Masterplan, the northern end of Chapel Street needs to be closed to vehicles. The road closure process under Section 32 of the *Road Traffic Act 1967* requires the Council to resolve to undertake the process and public consultation prior to a Council decision about endorsing the closure.

Motion

C101120/2123

That Council:

1. **resolves to agree to the commencement of the process to close Chapel Street between Milton Street and Jetty Road, Glenelg to create the Chapel Plaza as part of the first stage of the implementation of the Jetty Road Glenelg Masterplan; and**
2. **notes the required public consultation to be undertaken for the road closure is proposed to commence mid November 2020 for one month.**

Moved Councillor Abley, Seconded Councillor Lonie **Carried/ Unanimously**

15.6 **Statutes Amendment (*Local Government Review*) Bill 2020** (Report No: 351/20)

The *Statutes Amendment (Local Government Review) Bill 2020* (the Bill) was tabled in the House of Assembly on 17 June 2020 and passed on 13 October 2020.

Over 850 revisions were made to the June Bill, most of which were of a technical or minor editorial nature.

A synopsis of key changes was provided for noting.

Motion

C101120/2124

That Council:

1. **notes the changes made to the Statutes Amendment (Local Government) Review Bill 2020; and**

2. **notes that further analysis of impacts on Council operations will be undertaken once the Bill passes the Legislative Council.**

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

15.7 **Mawson Oval – Renewal of Joint Use Agreement** (Report No: 358/20)

Item Withdrawn

At the request of the Chief Executive Officer, Item 15.7 Mawson Oval – Renewal of Joint Use Agreement (Report No: 358/20) was withdrawn from the Council Agenda.

15.8 **Brighton Caravan Park Rebranding** (Report No: 365/20)

At its meeting on 9th September 2020 (Confidential Agenda), Council approved a new Management Agreement (*Agreement*) with Innoviv/AAPR Ltd (*the Manager*) to manage the Brighton Caravan Park (*the Park*) for an initial term of 5 years commencing from 01 November 2020 with an option to renew for a further 5 years.

As per the Agreement, the Manager is tasked to develop, market and operate the Park which involves applying their professional expertise to all operational matters, including marketing activities.

As such, key objectives are to attract and retain customers and to sustainably increase turnover. To this end, the Manager proposed a rebranding of the Park, including a new derivation of the name and logo. Administration has reviewed the proposal and recommended that one option be accepted.

Motion

C101120/2125

That Council:

1. **endorses the renaming of the Brighton Caravan Park to *Brighton Beachfront Holiday Park*; and**
2. **endorses the change of Park's logo and proposed new style guide as presented in Attachment 1.**

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

15.9 **Heritage Contributory Items – Heritage Transition Development Plan Amendment** (Report No: 364/20)

In May of 2019, the then Minister of Planning announced that all Heritage Contributory Items listed in Development Plans would not be carried over to the new Planning and Design Code, and would no longer have any heritage status. The Minister offered Councils an option to lodge a Development Plan Amendment (DPA) to change worthy Contributory Item within existing Historic Conservation Areas into Local Heritage Places.

At the Council meeting on 28 November 2019, Council voted to commence a Heritage DPA by lodging a Statement of Intent (SOI) with the Department of Planning, Transport and Infrastructure (DPTI). At that meeting, Council also approved a heritage consultant to review of the 534 heritage contributory items with a view to listing them as Local Heritage Places. Upon completion of that review, it was recommended that 29 Contributory Items be nominated as Local Heritage Places.

On 28 October 2020, Council received confirmation from the Minister of Planning the Statement of Intent (the first step in the Development Plan Amendment process) had been approved, allowing the DPA to progress.

On 29 October 2020 the Minister for Planning then announced that all existing heritage contributory items would be carried over into the Planning and Design Code. Contributory Items will now be known as Representative Buildings in the new Planning Code.

This report recommended that Council continue with the current DPA process which will ensure 29 high heritage value properties receive Local Heritage Place status. In line with the State Government's recent announcements, the remaining 505 properties would be designated as Representative Buildings under proposed amendments to the new Planning and Design Code.

Motion

C101120/2126

That Council endorses:

- 1. to proceed with the Development Plan Amendment;**
- 2. to prepare the Development Plan Amendment report; and**
- 3. to move to public consultation.**

Moved Councillor Miller, Seconded Councillor Lonie

Carried Unanimously

Councillor Patton left the chamber at 8.18pm.

Councillor Patton re-joined the chamber at 8.19pm.

15.10 Dover Square Reserve – Improving Equity of Use (Report No: 367/20)

Dover Square Reserve is a popular space for passive recreation and it is highly used by the local community. Over time, petitions, reports, and anecdotal feedback regarding conflict of use between dog owners and other recreational users have been submitted to Council. As a result, minor works such as installation of gates and fences has occurred to separate dogs off lead and others users of the reserve. Due to the high level of interest from the community, a community engagement process was undertaken with four options with the aim to provide improved safety and achieve equity of use between all recreational users at Dover Square Reserve.

Feedback received from the engagement process identified opportunities to improve Dover Square without displacing any user groups of the space. Whilst majority of respondents support Option D 'Extend Current Playground Fence', a significant number of respondents also support Option C 'Connect Dover Square Reserve to the Almond Grove'. Whilst not one option will resolve all concerns, implementing a combination of the two options in a staged approach was recommended.

Motion

C101120/2127

That Council:

- 1. notes the findings from the consultation 'Improving equity of use at Dover Square Reserve;**
- 2. endorses the preferred option and proceeds with Stage 1 as per tabled plan, minor fence alterations, landscaping and additional amenities; and**
- 3. considers financial support for Stage 2 and maintenance program for turf improvements in 2021-22 budget.**

Moved Councillor Lindop, Seconded Councillor Snewin

Carried

Division Called

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

Those voting for: Councillors Bouchee, Lindop, Snewin, Patton, Abley, Smedley, Lonie, Miller and Chabrel (9)

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

Her Worship the Mayor declared the motion

Carried

Conflict of Interest

Councillor Abley declared a perceived conflict of interest for Item 15.11, Christmas Decorations Update (Report No: 366/20). The nature of the perceived conflict of interest (pursuant to Section 75 of the *Local Government Act 1999*) is that she is a friend of the contractor who will be supplying the lighting.

Councillor Abley dealt with the perceived conflict of interest by leaving the chamber at 8.31pm. Councillor Abley re-joined the chamber at 8.34pm.

15.11 Christmas Decorations Update (Report No: 366/20)

The purpose of this report was to provide an update on the Christmas Decorations project.

Motion**C101120/2128****That Council note this report.**

Moved Councillor Lonie, Seconded Councillor Patton

Carried Unanimously

Councillor Lonie left the chamber at 8.34pm.

Councillor Lonie re-joined the chamber at 8.34pm.

Councillor Lindop left the chamber at 8.34pm.

Councillor Lindop re-joined the chamber at 8.36pm.

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**17. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING – Nil****18. ITEMS IN CONFIDENCE**18.1 **Kingston Park Kiosk (Report No: 368/20)****Motion – Exclusion of the Public – Section 90(3)(b)****C101120/2129**

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: 368/20 - Kingston Park Kiosk 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: 368/20 – Kingston Park Kiosk 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 or would prejudice the commercial position of the Council as it discusses possible business cases

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 Lonie, Seconded Councillor Abley

Carried Unanimously

RETAIN IN CONFIDENCE - Section 91(7) Order

C101120/2130

That having considered Agenda Item 18.1 Report No: 368/20 – Kingston Park Kiosk in confidence under Section 90(2) and (3)(b) 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 18 months and the Chief Executive Officer be authorised to release of the documents thereafter.

Moved Councillor Smedley, Seconded Councillor Lindop

Carried Unanimously

CLOSURE

The Meeting closed at 8.40pm.

CONFIRMED






24 November 2020

MAYOR



Dover Square Reserve – Stage 1

Key

-  Bench seating nodes
-  1 x BBQ and shelter
-  1 x Water fountain
-  Fence
-  Gate

Improvements

-  New fence (length 90m)
-  New water fountain
-  New turf & landscaping
-  New shelter

Install new fence. Include gates that access reserve & opening points to remove section of fence for events.

Remove existing playspace fence. New area includes BBQ, seating, pathway, kick-about space within the playspace area



This map has been created for the purpose of showing basic locality information and is a representation of the data currently held by The City of Holdfast Bay. This information is provided for private use only. While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Property Boundary line network data is supplied by State Government.

Stage 1

10/29/2020

1:748

