

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 8 December 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 & 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 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

C081220/2155

That the minutes of the Ordinary Meeting of Council held on 24 November 2020 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Patton

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 Animal Management Plan

Councillor Lindop asked a question in relation to the Animal Management Plan and when it will be reviewed.

General Manager City Assets and Services provided a response.

10.1.2 Footpath Audit

Councillor Fleming asked a question in relation to the priorities for the Footpath Audit, in particular Jetty Road, Brighton.

General Manager City Assets and Services provided a response.

10.1.3 Volume of Development Applications

Councillor Patton asked a question in relation to Council if there has been any impact on assessing extra development applications because of the Federal Governments Home Builder grants.

General Manager City Assets and Services provided a response.

10.2 On Notice

10.2.1 Kauri Sports and Community Centre Playground Public Toilets – Councillor Lindop (Report No: 409/20)

Councillor Lindop asked the following question:

Can Administration please provide an update on the progress of Action Item No: 01155 “Kauri Community and Sports Centre” Public Toilets?

ANSWER – General Manager City Assets and Services

The project team has been examining the most cost effective location and toilet type for installation proximate to the Kauri Sports and Community Centre playground area. The project budget is \$50,000.

The location of the toilet is being dictated by the location of sewers on the site which are remote from the preferred location adjacent to the playground. Due to the site being an old landfill, the cost of trenching for sewer connections is very high as there are strict protocols for the size of excavations, backfilling and disposal of excavated soil which is regarded as contaminated waste. So locations that avoid extensive trenching are preferred. A number of options are being priced at present to recommend a cost effective location.

Similarly the choice of toilet design is being investigated with two options under consideration. Option 1 is to purchase a kit toilet which is easily installed on a concrete slab. The alternative is to refurbish an existing Exeloo that Council has in storage and install this also on a concrete slab. Replacement parts for the Exeloo refurbishment have been ordered ex New Zealand to ensure if this option is the most cost effective option that supply and delivery of the parts is already in progress. These replacement parts are required irrespective if this unit is ultimately placed at Kauri or not.

Subject to final decisions on location and the type of toilet to be installed, it is anticipated that installation will commence in late April 2021, with the toilet fully commissioned by June 2021.

10.2.2 Traffic Lights – Edward Street – Councillor Lindop (Report No: 416/20)

Councillor Lindop asked the following question:

Can Administration please advise of any updates from Department of Infrastructure and Transport in regard to the Traffic Concept design for potential traffic lights at the Edward St Brighton Road intersection and any road management considerations for the Marlborough St/Gregory St/Brighton Rd intersections?

Background

At a Council meeting on 23 June 2020 Motion C230620/1940 of Council was to write to Department of Planning, Transport and Infrastructure seeking a review of traffic management on Brighton Rd between Sturt Road and Seacombe Road.

In reply, the letter received from Chief Executive of DIT Mr Tony Braxton-Smith and tabled at the Council Meeting on the 11th of August 2020 spoke of concept designs for traffic lights at the Edward St/Brighton Rd intersection being drawn up and costed and expected to be finished in September 2020; and turning movements at locations along Gregory St and Marlborough St to be considered.

I have had residents enquiring as to what stage this process is now at.

ANSWER – General Manager City Assets and Services

Administration contacted DIT officers who advised that the traffic consultants have been appointed for the road corridor plan updates and work has commenced on the higher priority roads. Brighton Road is in the second priority list, with work scheduled to commence on the road corridor plan in early 2021. DIT estimate that consultation will commence with Council in March 2021 and that the Brighton Rd corridor plan, including assessment of the Marlborough St/Gregory St/Brighton Rd intersections will be complete by June 2021.

Enquiries have been made to DIT officers seeking an update on progress of concept designs for the traffic lights at Edward St/Brighton Rd intersection. Unfortunately, due to time constraints, we have not received a response. Once this is available, details will be provided to Council via separate email.

11. MEMBER'S ACTIVITY REPORTS – Nil**12. MOTIONS ON NOTICE****12.1 Motion on Notice – Coastal Adaptation Scoping Study - Councillor Miller**
(Report No: 408/20)

Councillor Miller proposed the following motion:

Motion**C081220/2156**

That Council fund an additional \$40,000 from the 2020/21 budget for the Coastal Adaptation Scoping Study.

Moved Councillor Miller, Seconded Councillor Lindop

Carried Unanimously**BACKGROUND**

The coast plays a significant role in the lifestyle of residents within the City of Holdfast. It contributes to the wellbeing and vibrancy of our community. With climate change and impending sea-level rise, our coastline is under threat and as custodians of this natural asset Council has an obligation to invest in the planning of coastal adaptation.

Coastal adaptation planning is a long, complex process that needs to be started immediately to mitigate the risks and impacts of sea-level rise. The Coastal Adaptation Scoping Study is the first step in this process. It will identify stakeholders, gather historical data and develop an engagement strategy to enable Council to understand the associated needs, risks, vulnerabilities and adaptation options

The cost of this study is \$70,000. Through the 2020/21 Annual Business Plan process a budget of \$30,000 was allocated to this study, with the remaining \$40,000 subject to grant funding from the Coast Protection Board. This grant funding application was not successful.

As Council considers the endorsement of its Environmental Strategy, a key priority is the completion of this scoping study to inform the future direction of our coastal adaptation strategies. As such, I seek Council's endorsement to fully fund this study and ensure its completion within 2020/21.

12.2 **Motion on Notice – Traffic Management Tutti Arts Centre - Councillor Snewin (Report No: 411/20)**

Councillor Snewin proposed the following motion:

Motion**C081220/2157****That:**

- 1. Administration undertake a local traffic study to review issues of speeding and pedestrian safety in Commercial Rd Brighton in proximity to Strathmore Ave;**
- 2. a report be brought back to Council within 3 months setting out any recommended improvements and the likely costs thereof; and**

3. the study should specifically address areas of concern raised by families associated with the Tutti Arts Inc.

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

BACKGROUND

Commercial Road is busy connector road taking traffic to/from Jetty Road Brighton. Traffic volumes are high and locals, including parents of students attending the nearby Tutti Arts Inc, complain that vehicles are speeding and this increases the risk of serious injury in this precinct.

Suggestions such as installing traffic calming devices, reinstating the old school crossing installed for St Josephs School use or restricting speed limits to 40kph along that strip have all been proposed. This study will enable the exact nature of the problem(s) and specific solutions to be brought before council for consideration and funding if warranted.

Many complaints have been received.

12.3 Motion on Notice – Use of Australia Post Vintage Post Box in front of Cibo, Moseley Square - Councillor Bouchee (Report No: 412/20)

Councillor Bouchee proposed the following motion:

Motion

C081220/2158

That the Chief Executive Officer (CEO) arrange for Australia Post to be approached in relation to the approvals and requirements needed for the use / signage of the vintage de-commissioned post box adjacent to Cibo in Moseley Square to be used as a “Santa Post Box” for 2021 season.

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

The location is central, the library staff may be able to arrange pick up for security reasons.

I believe that this would be a positive for the children/residents/visitors of this City and hopefully bring a smile to those who see it.

12.4 Motion on Notice – Donation to Food Bank - Councillor Clancy (Report No: 415/20)

Councillor Clancy proposed the following motion:

Motion

C081220/2159

That Council donate \$3000 to Food Bank in lieu of the Council dinner.

Moved Councillor Clancy, Seconded Councillor Chabrel

Lost

Division called

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

Those voting for: Councillors Bradshaw, Chabrel and Clancy (3)

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

Her Worship the Mayor declared the motion

Lost

BACKGROUND

There are many people in need of food and Foodbank assists these people.

12.5 **Motion on Notice – Sturt Linear Park - Councillor Chabrel** (Report No: 414/20)

Councillor Chabrel proposed the following motion:

Motion

C081220/2160

That:

1. **Administration investigates the development of a linear park along the southern side of the Sturt River within Holdfast Bay incorporating but not limited to the following elements;**
 - 1.1 **A biodiversity corridor**
 - 1.2 **A shared bicycle and pedestrian path**
2. **joint funding be investigated with the State Government from their recent announcement of \$100 million funding under the Local Government Infrastructure Partnership Program and the State Government's Open Space and Places for People Grants; and**
3. **the December Quarterly Budget Review allocate \$20,000 to scope, engage, concept design and cost the linear park between Pine Ave and Warren St / Tapleys Hill Rd Glenelg North.**

Moved Councillor Chabrel, Seconded Councillor Lonie

Carried

Division called

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

Those voting for: Councillors Miller, Smedley, Patton, Abley, Lonie, Fleming, Snewin, Lindop, Clancy, Chabrel and Bradshaw (11)

Those voting against: Councillor Bouchee (1)

Her Worship the Mayor declared the motion

Carried

BACKGROUND

Currently there is a linear park extending from the foothills through to Holdfast Bay along the Sturt River, ceasing and then restarting in West Torrens (Glenelg North) and connecting with the north/south Coast Path. Our City's section is the missing link in a major recreation artery linking the south-eastern suburbs to the coast.

There have been a number of previous elements of work done on the concept and this project may bring those together.

As our Glenelg precinct is the closest to the intersection, we may receive increased visitation as a result.

13. ADJOURNED MATTERS - Nil

14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES

14.1 Draft Minutes – Alwyndor Management Committee – 19 November 2020 (Report No: 406/20)

The draft minutes of the Alwyndor Management Committee meeting held on 19 November 2020 were provided for information.

Motion

C081220/2161

1. That the draft minutes of the Alwyndor Management Committee meeting held on 19 November 2020.

RETAIN IN CONFIDENCE – Section 91(7) Order

2. That having considered Attachment 2 to Report No: 406/2020 Draft Minutes – Alwyndor Management Committee – 19 November 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

14.2 Minutes – Jetty Road Mainstreet Committee – 2 December 2020 (Report No: 418/20)

The Minutes of the Jetty Road Mainstreet Committee meeting held on 2 December 2020 were attached and presented for Council's information.

Motion

C081220/2162

That Council notes the minutes of the Jetty Road Mainstreet Committee of 2 December 2020.

Moved Councillor Abley, Seconded Councillor Miller

Carried Unanimously

15. REPORTS BY OFFICERS

15.1 **Items in Brief** (Report No: 407/20)

These items were presented for the information of Members.

Motion

C081220/2163

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

1. **Council Assessment Panel Agenda and Development Applications of Interest**
2. **Department of Health and Human Services (DHS) Checks**

Moved Councillor Chabrel, Seconded Councillor Lonie

Carried Unanimously

15.2 **Council Policy Review** (Report No: 410/20)

A selection of Council policies have been reviewed and were presented to Council for adoption:

1. Directional Signs Policy
2. Encroachments - Section 202 and 221 *Local Government Act 1999*
3. Cat Management Policy
4. Dog Management Policy

A tracked changes copy marked with proposed changes and a final version was attached for each policy.

As these policies do not require substantive changes or public consultation, they were presented as a collective for administrative efficiency.

Motion

C081220/2164

That:

1. **Council approve and endorse the following policies as amended:**
 - **Directional Signs Policy (Attachment 2)**
 - **Cat Management Policy (Attachment 6)**
 - **Dog Management Policy (Attachment 8); and**
2. **the Encroachment policy be brought back to Council following clarification in regards to air space and encroachments.**

Moved Councillor Abley, Seconded Councillor Lonie

Carried

15.3 **Appointment of Council Representatives to the Mawson Oval Management Committee** (Report No: 405/20)

Mawson Oval is subject to a Joint Use Agreement (JUA) dated 16 February 2004 pursuant to which Council (as landowner) and The Catholic Church Endowment Society Incorporated on behalf of McAuley Community School share the use of Mawson Oval and the facilities situated thereon at the designated times and upon the terms and conditions contained therein.

Pursuant to Clause 8 of the JUA, Council and McAuley may each appoint two (2) representatives to form a Management Committee to facilitate joint management of the Mawson Oval. One of the representatives appointed by Council will serve as chairperson and Council will also appoint a person to act as secretary to perform secretarial requirements for the Management Committee.

Under the terms of the JUA, appointment to the Management Committee is for a term of two (2) years. No remuneration is paid for this role.

Motion

C081220/2165

That Council:

1. **appoint Councillor Snewin to serve as chairperson on the Mawson Oval Management Committee for the period commencing on 9 December 2020 and ending on 8 December 2022;**
2. **appoint Councillor Fleming to serve as a member on the Mawson Oval Management Committee for the period commencing 9 December 2020 and ending on 8 December 2022;**
3. **authorise the Chief Executive Officer to appoint an officer or other suitable person to act as secretary for the Management Committee; and**
4. **authorise the appointed representatives to liaise with McAuley and its selected representatives (2 off) to establish the Management Committee and to comply with the obligations and roles as set out in the Joint Use Agreement.**

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

15.4 **Commissioning of Public Artwork to Commemorate Jimmy Melrose** (Report No: 402/20)

This report responded to a Council resolution to investigate the commissioning of a public artwork to commemorate former resident Jimmy Melrose at the intersection of the Esplanade and Kent Street, Glenelg. Administration had investigated and made the following recommendations for Council's consideration.

Motion**C081220/2166****That Council:**

1. **acknowledge that the existing mosaic artworks on the bench seats and roundabout at the intersection of Kent Street and the Esplanade will be rejuvenated by March 2021; and**
2. **consider a 2021/2022 New Initiative for the concept development of the Jimmy Melrose Park.**

Moved Councillor Miller, Seconded Councillor Abley

Carried**15.5 Road Closure – Undeveloped Road Reserves – Lynton and Lynmouth Avenues, North Brighton (Report No: 394/20)**

Council considered a Confidential Report No 131/19 Item No 17.1 “Proposed Sales of Land” at its meeting on 9 April 2019. Pursuant to a recommendation within that report (refer Council Resolution No. C090419/1444), Administration commenced the road process to close the unmade road reserves on Lynton and Lynmouth Avenues North Brighton and has complied with the provisions of the *Roads (Opening and Closing) Act 1991*.

Accordingly, this report recommended that Council now make a Road Process Order to formally close the unmade road reserves on Lynton and Lynmouth Avenues North Brighton and retain as operational land pending potential sale on the open market.

Adjournment**C081220/2167**

That the report and motion be adjourned to allow for additional information in regards to easements and updated valuation to be further investigated.

Moved Councillor Smedley, Seconded Councillor Bradshaw

Carried**15.6 City of West Torrens - Local Area Traffic Management at Glenelg North – Community Consultation (Report No: 396/20)**

At the Council meeting on 23 July 2019, Council endorsed traffic management treatments identified in Report No: 280/19 City of West Torrens – Local Area Traffic Management at Glenelg North.

The endorsement was for installation of two intersection treatments within the City of Holdfast Bay at Location 1 being the intersection of Shannon Avenue and Bonython Avenue and Location 2 at the intersection of McCann Avenue and Bonython Avenue. Both designs were developed by the City of West Torrens in consultation with City of Holdfast Bay staff. The City of West Torrens have offered to pay for both treatments, although as the work is located just within the City of Holdfast Bay’s boundary, Holdfast Bay will pay for ongoing maintenance and renewals.

The approved treatment at Location 1 was a junction realignment which was intended to direct traffic to use Bonython Avenue which is classified as a local collector road.

During the detailed design, the West Torrens design team identified that a roundabout at the intersection of Shannon Avenue and Bonython Avenue would be a better traffic solution resulting in slowing of vehicles from all directions and would require less kerb re-construction and stormwater adjustments.

A second round of community consultation was undertaken within a 100m radius of the intersection based on the revised design. Four responses were received, three in support and one not supporting the roundabout option. The objection was based on a desire to reduce the speed limit instead.

This report recommended that the City of Holdfast Bay endorse the installation of a roundabout treatment at Location 1 – the intersection of Bonython and Shannon Avenue.

Motion

C081220/2168

That Council:

- 1. note the responses of City of West Torren’s community consultation in relation to the proposed works at intersection of Shannon Avenue and Bonython Avenue Glenelg North; and**
- 2. endorse installation of a roundabout at intersection of Shannon Avenue and Bonython Avenue Glenelg North as outlined in this report**

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

15.7 Planning Reforms – Planning and Design Code (Report No: 393/20)

The State Government commenced a review of the whole planning system in 2012, which took approximately 18 months and recommended wide reform of the existing system.

As a result of the review, a new Act, the *Planning Development and Infrastructure (PDI) Act 2016* was legislated in 2016. As part of the PDI Act 2016, every Council across South Australia will have their Development Plan rescinded, and replaced by a single state-wide Planning and Design Code.

The Planning and Design Code was originally released for public consultation on 1 October 2019, and closed on 28 February 2020. That version of the Code contained a large number of errors and omissions and given its format, was difficult to understand and interpret. As a result there has been a significant amount of changes to the Code since the close of consultation, and the introduction of several new Zones. A further round of public consultation is currently in progress closing on 18 December 2020.

This report summarised the main amendments of the Planning and Design Code and sought Council's endorsement of a number of recommendations, and an attachment which will form Council's response to the consultation.

The Planning and Design Code was initially scheduled to commence operation on 1 July 2020 for Metropolitan Adelaide. Phase 2 of the Code went live for regionals Council on 31 July 2020. At this time there is no designated date for the Code to go live in the metropolitan area, but it is expected to be in the first half of 2021.

Motion

C081220/2169

That Council:

- 1. That Council endorses Administration write to Planning & Land Use Services (PLUS) with the feedback and proposed amendments to the Planning and Design Code, stating that:**

Planning & Land Use Services should:

- a. **work with Council to develop new policy for the proposed Employment Zone that promotes development on a local scale in keeping with the current size and form of existing businesses within the Zone;**
 - b. **amend all of the Neighbourhood Zones procedural tables to include development that exceeds the maximum length and/or height on the boundary as a notifiable form of development;**
 - c. **amend all Neighbourhood Zone front setback policies so that new development matches existing street setback patterns;**
 - d. **introduce a sub-zone for the coastal areas of the Open Space Zone to better reflect the coastal nature of the area; and**
 - e. **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.**
- 2. approve submission of the attached draft letter (refer Attachment 1) to the State Planning Commission as Council's response to consultation on the Planning and Design Code by the closing date of 18 December 2020.**

Moved Councillor Miller, Seconded Councillor Lonie

Carried Unanimously

15.8 Coroner's Report – Action Taken (Report No: 403/20)

The Coroner's Inquest took place on 23-24 September 2019 and 11 November 2019 into the deaths of Theiry Niyomungere, Frank Ndikuriyo on 1 January 2016 and Nitisha Negi on 10 December 2017 at Glenelg Beach. As a result the Coroner made recommendations that required action of Council and other stakeholders to reduce the likelihood of a recurrence of a similar event of that was the subject of the Inquest.

Motion**C081220/2170****That Council note the Report.**

Moved Councillor Lonie, Seconded Councillor Chabrel

Carried Unanimously**15.9 Glenelg Bowling Club – Use of Partridge Street Car Park - Discounted Parking Trial (Report No: 395/20)**

Council resolved (12 November 2019) for Administration to undertake a trial of a voucher system, at Partridge Street Carpark, offering the Glenelg Bowling Club members the same discounts received by cinema goers. The trial was then to investigate the feasibility of extending this offering to Partridge House and Jetty Road traders.

Given the disruption and impacts due to COVID, the trial was somewhat disrupted and it is unclear of the likely normal utilisation or costs. It is therefore proposed that the Bowling Club trial be continued for a further 12 months to enable gathering of sufficient information to undertake a valid assessment. Due to the limitation, it was proposed to delay assessment of extending the offer to Jetty Road traders and Partridge House customers until the Bowling Club trial is concluded.

Motion**C081220/2171****That Council:**

- 1. approve the continuation of the discount parking scheme for the Bowling Club for a further 12 months until end of November 2021 when a detailed report will be presented; and**
- 2. defer the proposed assessment of whether a similar discounted parking voucher scheme should be extended to Jetty Road traders and Partridge House customers until after the Bowling Club trial is concluded at the end of November 2021**

Moved Councillor Patton, Seconded Councillor Clancy

Carried Unanimously**15.10 Lighting Master Plan – Jetty Road Brighton (Report No: 413/20)**

Council resolved, at its meeting on 14 April 2020, (Motion C140420/1767) that a lighting plan be developed for Jetty Road Brighton and that \$10,000 be allocated

from the Jetty Road, Brighton banner project of the 2019/20 budget to fund the development of that lighting plan.

This report presented a Lighting Master Plan that reviewed the options available to adequately provide illumination to the commercial part of Jetty Road while taking into account the residential nature of the precinct.

Motion

C081220/2172

That Council:

1. **approves the Lighting Master Plan for Jetty Road, Brighton;**
2. **considers during the 2021/22 annual budget process the implementation of the Jetty Road, Brighton Lighting Master Plan and associated costs; and**
3. **considers during the 2021/22 annual budget process the implementation of infrastructure improvements to the street and pedestrian lighting on Jetty Road, Brighton.**

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

15.11 **Easement – Brighton Oval Transformer and Power Supply** (Report No: 404/20)

Redevelopment of the Brighton Oval complex included the installation of a new transformer on a site adjacent to the northern end of the Football/Cricket clubrooms. The transformer is connected to the power network in Stopford Avenue via a high voltage underground cable installed (directional drilling) underneath the Croquet Club playing ground. The installation was undertaken by SA Power Networks (SAPN) and was completed in May 2020.

As a standard practice, SAPN requires a 4 m wide easement over the length of the underground cable and the transformer installation so that they can have secure access to the power supply infrastructure. The easement will allow SAPN to undertake whatever activity necessary (including excavation) to ensure power transmission through that supply infrastructure. However, they will also have the obligation to make good of any disturbance or surface as it was if they have disturbed it.

SAPN has prepared easement documents for the approval of the City of Holdfast Bay which will then be lodged at the Land Titles Office. It was recommended that the sought easement be granted.

Motion

C081220/2174

That Council:

1. **grant a 4m wide easement in favour of SA Power Networks (SAPN) over Brighton Oval transformer and power supply infrastructure as per the attached documents (ie Areas marked B and C on Allotment 7**

in Filed Plan 255984 being portion of the land in the Title Volume 5750 Folio 187);

- 2. note that the easement is being granted for NIL monetary consideration; and**
- 3. authorise the Chief Executive Officer and Mayor to sign and affix the seal to any documents necessary to effect the granting of the above easement.**

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

15.12 Endorsement of Environmental Strategy (Report No: 401/20)

In July 2019 Administration commenced development of Council's Environment Strategy. A specialist consultant was engaged in September 2019 and Council, stakeholder and community engagement was undertaken throughout November and December 2019. A number of Council workshops have also been held to seek feedback and provide input. In July 2020 formal public consultation was open for 3 weeks. On 17 November 2020 a workshop was held with Council to present the consultation feedback, changes to the plan and the Implementation Plan.

The final Environment Strategy 2020-2025 was presented to Council for endorsement.

Motion

C081220/2175

That Council:

- 1. note the findings from the public consultation.**
- 2. adopt the final version of the City of Holdfast Bay Environment Strategy 2020-2025 and the Environment Strategy Implementation Plan 2020/21 to 2022/23.**
- 3. approve the following new activities and allocate budget funding to the existing 2020/21 Operating Budget:**
 - a) Appoint a casual employee to assist with the implementation of the Environmental Strategy for the balance of 2020/2021 at an additional cost of \$25,000;**
 - b) Delivery of an Adopt-a-Tree Program at an estimated cost of \$3,000; and**
- 4. consider the funding of the Environment Strategy Implementation Plan Projects as new initiatives in the Annual Business Plan and budget process.**

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

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**17. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING****17.1 Glenelg Beach Concerts 2021**

General Manager, Community Services provided an update on Glenelg Beach Concerts in 2021.

17.2 Mayoral Announcement

Her Worship the Mayor wished everyone a Merry Christmas and thanked the Administration for their hard work throughout 2020 in light of all COVID-19 restrictions, reviews and adaptation.

- Chief Executive Officer, Mr R Bria;
- General Manager Alwyndor, Ms B Davidson-Park;
- General Manager Community Services, Ms M Lock;
- General Manager Strategy and Business Services, Ms P Jackson;
- General Manager City Assets and Services, Mr H Lacy;
- Team Leader Commercial and Leasing, Ms F Reilly;
- Manager Regulatory Services, Mr A Hill;
- Team Leader Communications, Ms M Logie;
- Manager Strategy and Governance Ms A Karzek; and
- Personal Assistant to General Manager Strategy and Business Services, Ms P Daley.

18. ITEMS IN CONFIDENCE**18.1 Brighton Beachfront Holiday Park – Master Plan (Report No: 392/20)**

Councillor Fleming left the meeting at 8.20pm.

Councillor Fleming re-joined the meeting at 8.22pm.

Motion – Exclusion of the Public – Section 90(3)(d)**C081220/2176**

- 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: 392/20 Brighton Beachfront Holiday Park – Master Plan 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: 288/20 Brighton Beachfront Holiday Park – Master Plan 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 Report No: 392/20 Brighton Beachfront Holiday Park – Master Plan 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 or to confer a commercial advantage on a third party.

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 and discussion confidential.

Moved Councillor Lindop, Seconded Councillor Miller

Carried

RETAIN IN CONFIDENCE - Section 91(7) Order

C081220/2178

Having considered Agenda Item 18.1, Brighton Beachfront Holiday Park – Master Plan 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, attachments and minutes be retained in confidence for a period of 24 months and that the Chief Executive Officer is authorised to release the documents prior to that time if and when all parties to the contract have provided their consent.

Moved Councillor Lonie, Seconded Councillor Lindop

Carried Unanimously

- 18.2 **EOI for Café Services at Proposed Kingston Park Kiosk (Report No: 417/20)**

Motion – Exclusion of the Public – Section 90(3)(b)

C081220/2179

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: 417/20 EOI for Café Services at Proposed 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: 417/20 EOI for Café Services at Proposed 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 Lindop, Seconded Councillor Lonie

Carried

On 10 November 2020 Council endorsed that Administration undertake further concept and detailed design on the Kiosk at Kingston Park. After a review of possible locations for the Kiosk, Council endorsed that designs be undertaken for the site in the south western corner of the Brighton Beachfront Holiday Park. In addition, Council noted that the design be brought back to Council with a final budget for approval and financial feasibility assessment.

To assist with the development of the final concept and finalisation of the financial feasibility assessment, this report recommended that Council undertake an Expression of Interest (EOI) for a provider to supply café services for the proposed Kiosk at Kingston Park. The EOI would ensure any interested parties that the development of a Kiosk is still subject to approval by Council.

Motion

C081220/2180

That Council:

- 1. approves an Expression of Interest be undertaken for a provider to supply café services for the proposed Kiosk at Kingston Park; and**
- 2. notes that interested parties applying will be informed the Kiosk is subject to final approval by Council.**

Moved Councillor Lindop, Seconded Councillor Lonie

Carried

CLOSURE

The Meeting closed at 8.35 pm.

CONFIRMED 27 January 2021

MAYOR