

CITY OF HOLDFAST BAY

Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Kingston Room, Civic Centre, 24 Jetty Road, Brighton, on Tuesday 11 March 2008 at 7:00pm.

PRESENT

His Worship the Mayor	A K Rollond
Deputy Mayor	R A Clancy
Councillors	R D Beh
	R M Bouchée
	P N Crutchett
	J L Deakin
	L R Fisk
	P D H Heysen
	J D Huckstepp
	S C Lonie
	T D Looker
	A C Norton
	L van Camp
Chief Executive Officer	R T Donaldson
Acting General Manager Environment and Engineering	S G Hodge
General Manager Social and Organisation	C E Umapathysivam
General Manager Strategy and Development	R A Thomas

1. OPENING

His Worship the Mayor, declared the meeting open with prayer and an acknowledgement of Kaurna Traditional Owners at 7:00pm.

2. APOLOGIES

2.1 For Absence Nil

2.2 Leave of Absence Nil

3. PRESENTATION Nil

4. CONFIRMATION OF MINUTES

Councillor Deakin moved and Councillor Huckstepp seconded that the minutes of the Ordinary Meeting of Council held on 26 February 2008 be taken as read and confirmed.

CARRIED

5. CHIEF EXECUTIVE OFFICER'S ACTIVITIES REPORT

Councillor Huckstepp moved and Councillor Heysen seconded that the report be received and noted.

CARRIED

6. QUESTIONS BY MEMBERS**6.1 Without Notice****6.1.1 Elected Member Mobile Number Release Procedure**

Councillor Bouchée asked the procedure regarding the release of Elected Members' contact information to the public.

Chief Executive Officer provided a response.

6.1.2 King Street Bridge Load Limit

Councillor Bouchée advised that sand carting trucks had been crossing the King Street Bridge today. What arrangements are in place, in regards to compliance with load limits to stop the trucks crossing the bridge?

Acting General Manager Environment and Engineering provided a response.

6.2 With Notice**6.2.1 King Street Bridge Report**

In accordance with his notice Councillor Beh asked the following questions:

1. Can the City of Holdfast Bay please advise when the King Street Bridge report, being prepared by Tonkin, is expected to be presented to Council?

Acting General Manager Environment and Engineering response

The written report from Tonkin Engineers is expected very soon and Administration expects to report to the Environment and Engineering Committee on 25 March 2008.

2. Can the City of Holdfast Bay please advise if it has started to apply for funding the replacement costs or complete repair costs of the King Street Bridge, under what programs and when are the funding applications due to be submitted?

Acting General Manager Environment and Engineering response

We are progressing the funding application and will summarise progress in the committee report on 25 March 2008.

7. REPORTS BY DELEGATES OR REPRESENTATIVES**7.1 HMAS Glenelg (Report No: 108/08)**

A delegates report is presented below from Councillor Crutchett on his attendance at the commissioning of HMAS Glenelg and Freedom of Entry Ceremony.

HMAS Glenelg

Councillor Philip Crutchett, His Worship the Mayor and Councillors Beh, Bouchée, Deakin, Huckstepp Looker, Lonie and Norton attended the commissioning of HMAS Glenelg on 22 February 2008 and the Freedom of Entry Ceremony on 23 February 2008 hosted by the City of Holdfast Bay.

It was a pleasure to meet and talk with, the Commanding Officer, Officers and Crew of the HMAS Glenelg, who participated in this great occasion. The Officers and Crew from HMAS Glenelg in Holdfast Bay for the commissioning were:

Commanding Officer	Lieutenant Commander Nick Watson RAN
Executive Officer	Lieutenant Clint Moore RAN
Fourth Officer	Midshipman Hayden Jenkins RAN
Senior Technical Officer	Chief Petty Officer Greg Pusey
Boarding Officer	Chief Petty Officer Paul Broadhead
Coxswain	Petty Officer Tauri Minogue
Chief Bosun's Mate	Petty Officer John Hogan

Petty Officer Scott Dawson	Able Seaman Reed Single
Leading Seaman Shane Greer	Able Seaman Matthew Robinson
Leading Seaman Adam Ridley	Able Seaman Liam Fitzgerald
Leading Seaman Jason Cairns	Able Seaman Brian Mobbs
Leading Seaman Lee Von Senden	Able Seaman Robert Johnstone
Leading Seaman Michael O'Donnell	Able Seaman Philip Stubbs
Able Seaman David Dunk	Able Seaman Tully Barnes
Able Seaman Matthew Croucher	Seaman Benjamin Melville
Able Seaman Dean Brand	Seaman Ben Gough
Able Seaman Michael Cameron	

I was proud that the City of Holdfast Bay was able to give such a welcome to the Commanding Officer, Officers and Crew of HMAS Glenelg. The Crew members who I spoke to afterwards said that they had a wonderful time. The Freedom of Entry Ceremony was one of the greatest honours any member of the Australian Navy could participate in.

The show bag, presented by the Jetty Road Mainstreet Management Committee to the Officers and Crew were appreciated and I would like to thank the Jetty Road Traders who made donations to the bags.

I wish all of the Officers and Crew of the HMAS Glenelg safe sailing in the years ahead.



HMAS Glenelg

Councillor Crutchett moved and Councillor Fisk seconded that Councillor Crutchett's report on his activities be received and noted.

CARRIED

8. PETITIONS AND DEPUTATIONS**8.1 Deputation regarding the future vision of Brighton Jetty Classic Sculptures by the Sea given by Mrs Karen Donaldson and Mr. Kym Rothe.**

Mrs Karen Donaldson and Mr Kym Rothe of Brighton Jetty Classic Sculptures by the Sea made a short presentation to Council regarding the 2008 event and future vision for the exhibition.

9. NOTICES OF MOTION**9.1 Performing Arts Committee**

In accordance with his notice:

C110308/066 Councillor Crutchett and Councillor Heysen seconded that:

- 1. Council establish a "Performing and Visual Arts Committee" consisting of the Mayor and an Elected Councillor from each ward, plus two patrons of the arts.**
- 2. The object of the committee is to hold discussions with all performing art groups within the city to discuss their future requirements, and possible needs to ensure that ratepayers/residents and tourists can maximise their cultural experience.**
- 3. The committee to report to the Social and Organisation Committee on recommendations for future council expenditure, prior to planning for the Council's 2009-2010 budget.**
- 4. Administration assists the Mayor and the nominated Elected Members from each ward in developing terms of reference for the committee: these terms of reference to be presented to the Social and Organisation Committee prior to proceeding.**

AMENDMENT

C110308/067 Councillor Lonie moved and Councillor Clancy seconded that:

- 1. Council establish an "Arts Committee" consisting of of the Mayor and an Elected Councillor from each ward, plus two patrons of the arts.**
- 2. The object of the committee is to hold discussions with all art groups within the City to discuss their future requirements and possible needs, to ensure that ratepayers/residents and tourists can maximise their cultural experience.**
- 3. The committee to report to the Social and Organisation Committee on recommendations for future Council expenditure, prior to planning for the Council's 2009-2010 budget.**
- 4. Administration assists the Mayor and the nominated Elected Members from each ward in developing terms of reference for the committee: these terms of reference to be presented to the Social and Organisation Committee prior to proceeding.**

**THE AMENDMENT WAS CARRIED
THE AMENDMENT BECAME THE MOTION AND WAS CARRIED**

Background

A model similar to this appeared to work very successfully, by establishing the needs of our surf lifesaving clubs, and I see no reason why such a model should not work for our performing arts community, who have assured me. They make a valuable contribution to our community

9.2 Appointment of Elected Members to the Arts Committee

C110308/68 Councillor Crutchett moved and Councillor Bouchée seconded that:

- 1. Councillors Heysen, Lonie, Looker and Norton be appointed to the Arts Committee;**
- 2. Administration seek expressions of interest from members of the Holdfast Bay community to join the Arts Committee; and**
- 3. The appointed Committee members of the Arts Committee provide a summary of the expressions of interest received, for consideration by the Social and Organisation Committee, and recommend two appropriate candidates for appointment to the Committee.**

CARRIED

9.3 Notice of Motion for LGA General Meeting in May 2008

In accordance with his notice:

C110308/069 Councillor Crutchett moved and Councillor Looker seconded:

- 1. That Council presents to the May 2008 General Meeting of the SA Local Government Association the following Notice of Motion:**

“The LGA establish a committee of interested Mayor/Elected Members to examine and determine a coordinated local government response to the problem of binge drinking and the resulting associated antisocial behaviour in the State popular tourist destinations.”
- 2. That Elected Members provide to the meeting a background statement that demonstrates the need and issue that require a coordinated response.**

CARRIED

9.4 King Street Bridge

In accordance with his notice:

C110308/070 Councillor Heysen moved and Councillor Fisk seconded that Council apply for funding to replace or repair the King's Street Bridge through the Federal Government's Special Local Roads Program and strategic regional Auslink Program, and the State Government's Minister Patrick Conlon and Transport SA, in time for 2007-08 and/or 2008 funding rounds.

LOST

Background

There is no doubt that the loss of this bridge will cause many problems for the residents on the western side of the Patawalonga as well as visitors to the area and other people passing through the Holdfast Bay area. At a suggested cost of at least \$7,000,000 it is beyond the ability of the City of Holdfast Bay to fund this on its own without significant financial consequences to its ratepayers and residents of whom many are retired and unable to meet this cost and this for a bridge which carries at least 70% of traffic which neither arises from the City of Holdfast Bay or is terminating in the City of Holdfast Bay. It is, I consider reasonable to ask for the rest of the community to contribute towards the cost of infrastructure they use through the Federal and State Governments.

Chief Executive Officer's comment

Council on 12 February 2008 resolved the following:

"C120208/031.....That the City of Holdfast Bay apply for Federal and State funding to replace the King Street Bridge, in time for the funding rounds, and relevant Federal and State Government grants."

"C120208/032..... That the Council considers including the sum of \$10,000 (in the 2008/2009 budget) towards engaging a contractor to apply for Federal and State funding to replace the King Street Bridge."

**10. ADJOURNMENT (TO ENABLE PERMANENT COMMITTEES TO MEET)
(7.49PM)**

Councillor Looker moved and Councillor Clancy seconded that Council stand adjourned to enable the permanent Social and Organisation and Strategy and Development Committees to meet.

CARRIED

Councillor van Camp left the meeting at 10:19pm

Councillor van Camp returned to the meeting at 10:20pm.

11. RESUMPTION

Councillor Heysen moved and Councillor Beh seconded that Council resume at 10:20pm.

CARRIED

12. COMMITTEE RECOMMENDATIONS FOR CONSIDERATION**12.1 Social and Organisation Committee**

The Chairperson, Councillor Heysen reported that the Social and Organisation Committee had met this evening and had processed the business contained in the agenda documents.

Councillor Heysen moved and Councillor Beh seconded:

1. That the report of the Chairman of the Social and Organisation Committee and the Committee agenda documents together with Administration recommendations be received.
2. That the recommendations of the Social and Organisation Committee be adopted except Agenda items 8.1 and 8.2 on the Social and Organisation Committee Agenda.

CARRIED

Councillor Clancy declared a conflict of interest in Agenda items 8.1 and 8.2 on the Social and Organisation Committee Agenda as a result of her employment and left the meeting at 10:21pm.

Councillor Heysen moved and Councillor Beh seconded that the Committee's recommendations relating to agenda items 8.1 and 8.2 Social and Organisation Committee Agenda be adopted.

CARRIED

Councillor Clancy returned to the meeting at 10:22pm

12.2 Strategy and Development Committee

The Chairperson, Councillor van Camp reported that the Strategy and Development Committee had met this evening and had processed the business contained in the agenda documents.

Councillor van Camp moved and Councillor Clancy seconded:

1. That the report of the Chairman of the Strategy and Development Committee, and the Committee agenda documents together with Administration recommendations be received.
2. That the recommendations of the Strategy and Development Committee be adopted.

CARRIED

13. DEVELOPMENT ASSESSMENT PANEL

- C110308/071 Councillor Clancy moved and Councillor van Camp seconded that the minutes of the Development Assessment Panel meeting held on Wednesday 27 February 2008 be received.**

CARRIED

14. REPORTS OF ADVISORY COMMITTEES AND/OR SUB-COMMITTEES

Jetty Road Mainstreet Management Committee Meeting held 13 February 2008

Audit Committee Meeting held 23 January 2008 and 20 February 2008

- C110308/072 Councillor Clancy moved and Councillor Looker seconded that the minutes of these committees be received.**

CARRIED

15. REPORTS OF REGIONAL SUBSIDIARIES**Western Region Waste Management Authority Meeting held 21 February 2008**

C110308/073 Councillor Lonie moved and Councillor Clancy seconded that the minutes of these committees be received.

CARRIED

16. REPORTS BY OFFICERS**16.1 LATE ITEM – King Street Bridge – Interim Report (Report No: 109/08)**

C110308/074 Councillor Beh moved and Councillor Bouchée seconded that the late item, King Street Bridge – Interim Report (Report No: 109/08), be received.

CARRIED

The King Street Bridge has been the subject of a recent comprehensive structural inspection by SAVCOR, a specialist in this field.

Their report with a covering report by Tonkin Engineering was received late last week. Administration has not had an opportunity to examine this report in detail but will provide a full report to the Environment and Engineering Committee meeting on 25 March 2008.

C110308/075 Councillor Deakin moved and Councillor Clancy seconded that the meeting proceed to the next business.

CARRIED

Councillor Bouchée left the meeting at 10:24pm

17. RESOLUTIONS SUBJECT TO FORMAL MOTIONS

A listing of resolutions subject to formal resolutions to adjourn or lay on the table items of Council business, for the current term of Council were presented in the Agenda.

Councillor Bouchée return to the meeting at 10:26pm

18. URGENT BUSINESS**18.1 Leave of Absence – Councillor Crutchett**

Councillor Crutchett seeks leave of absence for the Council and Committee Meetings to be held from 20 March 2008 to 15 April 2008.

C110308/076 Councillor Looker moved and Councillor Bouchée seconded that Councillor Crutchett be granted leave of absence for the Council meetings to be held from 20 March 2008 until 15 April 2008.

CARRIED

18.2 Leave of Absence – Councillor Lonie

Councillor Lonie has applied for a leave of absence for the Council Meetings to be held from 22 April 2008 until 8 May 2008.

- C110308/077** Councillor Looker moved and Councillor Clancy seconded that Councillor Lonie be granted leave of absence for the Council meetings to be held from 22 April 2008 until 8 May 2008.

CARRIED

18.3 Sewerage Disposal at the Patawalonga Marina

His Worship the Mayor drew Members' attention to an article in 5 March 2008 Guardian Messenger regarding sewage disposal at Patawalonga Marina.

- C110308/078** Councillor Beh moved and Councillor Heysen seconded that Administration prepare a report outlining the current situation and strategies to improve this situation.

Councillor Deakin moved and Councillor Clancy seconded that the motion be put.

CARRIED

THE MOTION WAS THEN PUT AND CARRIED

Councillor Lonie left the meeting at 10:32pm

19. ITEMS IN CONFIDENCE

19.1 Proposed Development Plan Amendment (Report No: 100/08)

Council officers remaining: Mr Donaldson, Mrs Umapathysivam, Mr Hodge, Ms Thomas and Mr Hensgen

- C110308/079** Councillor Beh moved and Councillor Clancy seconded that, pursuant to Section 90(2) and 90(3)(m) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3), on the basis that it will receive, discuss or consider the following:

- information relating to a proposed amendment to a Development Plan under the *Development Act 1993* before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

CARRIED

Proposed Development Plan Amendment (Report No: 100/08)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

- C110308/081** Councillor Clancy moved and Councillor Beh seconded that pursuant to Section 90(2), 90(3)(m) and 91(7) of the Local Government Act 1999:

1. The Council orders that the documents and minutes relating to Report No: 100/08 with the exception of Resolution No:C110308/079 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information relating to a proposed amendment to a Development Plan under the *Development Act 1993* before a Plan Amendment Report relating to the amendment is released for public consultation under that Act, under Section 90 (2) and 90(3)(m) of the Act.
2. This resolution will be reviewed on or before 31 December 2008 by the Council.

CARRIED

Councillor Lonie returned to the meeting at 10:34pm

Councillor Bouchée let the meeting at 10:37pm

19.2 Local Heritage Review (Report No: 101/08)

Council officers remaining: Mr Donaldson, Mrs Umapathysivam, Mr Hodge, Ms Thomas, Mr Hensgen and Mr Grouthos

C110308/082 Councillor Beh moved and Councillor Huckstepp seconded that, pursuant to Section 90(2) and 90(3)(m) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3), on the basis that it will receive, discuss or consider the following:

- information relating to a proposed amendment to a Development Plan under the *Development Act 1993* before a Plan Amendment Report relating to the amendment is released for public consultation under that Act.

CARRIED

Local Heritage Review (Report No: 101/08)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C110308/084 Councillor Clancy moved and Councillor Huckstepp seconded that pursuant to Section 90(2), 90(3)(m) and 91(7) of the Local Government Act 1999:

1. The Council orders that the documents and minutes relating to Report No:101/08 with the exception of Resolution No:110308/082 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information relating to a proposed amendment to a Development Plan under the *Development Act 1993* before a Plan Amendment Report relating to the amendment is released for public consultation under that Act, under Section 90 (2) and 90(3)(m) of the Act.
2. This resolution will be reviewed on or before 31 December 2008 by the Council.

CARRIED

Councillor Bouchée returned to the meeting at 10:39pm

19.3 Notice of Motion – Property Acquisition (Report No: 106/08)

Council officers remaining: Mr Donaldson, Mrs Umapathysivam, Mr Hodge, and Ms Thomas

C110308/085 Councillor Beh moved and Councillor Clancy seconded that, pursuant to Section 90(2) and 90(3)(b) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3)(b), on the basis that it will receive, discuss or consider the following:

- information or matter the disclosure of which –
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interest.

CARRIED

Notice of Motion – Property Acquisition (Report No: 106/08)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C110308/088 Councillor Clancy moved and Councillor Lonie seconded that pursuant to Section 90(2), 90(3)(b) and 91(7) of the Local Government Act 1999:

1. The Council orders that the documents and minutes relating to Report No: 106/08 with the exception of Resolution No:110308/085 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information the disclosure of which:
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interestunder Section 90(2) and 90(3)(b) of the Act
2. This resolution will be reviewed on or before 31 December 2008 by the Council.

CARRIED

20. RESUMPTION

Councillor Clancy moved and Councillor Lonie seconded that Council resume as an open meeting of Council at 11:03pm.

CARRIED

21. CLOSURE

The Meeting closed at 11:03pm

CONFIRMED

Tuesday 25 March 2008

MAYOR