

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 10 February 2009 at 7:00pm.

PRESENT

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
General Manager City Assets	S G Hodge
General Manager City Services	R A Thomas
General Manager Corporate Services	I S Walker

1. OPENING

The Deputy Mayor, Councillor Clancy, declared the meeting open with prayer and an acknowledgement of Kaurna Traditional Owners at 7:00pm.

2. APOLOGIES

- | | |
|---------------------------|-------------------|
| 2.1 Apologies for Absence | Nil |
| 2.2 Absent | Mayor A K Rollond |

3. ITEMS PRESENTED TO COUNCIL

3.1 Gift from Glenelg Wallis Cinemas

The Deputy Mayor, Councillor Clancy presented a photograph of the HMS Buffalo painting by Louis McCubbin, which the Wallis family announced as a gift to Council at the final screening held at the Glenelg Wallis Cinemas on 1 February 2009. Arrangements are being made to clean and exhibit the painting.

4. CONFIRMATION OF MINUTES

C100209/052 Councillor Deakin moved and Councillor Huckstepp seconded that the minutes of the Ordinary Meeting of Council held on 20 January 2009 and the Special Meeting of Council held on 28 January 2009 be taken as read and confirmed.

CARRIED

5. CHIEF EXECUTIVE OFFICER'S ACTIVITIES REPORT

From 1 January 2009 to 31 January 2009

C100209/053

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

CARRIED**6. QUESTIONS BY MEMBERS**

6.1 Without Notice Nil

6.2 With Notice Nil

7. REPORTS BY DELEGATES OR REPRESENTATIVES**7.1 Supported Residential Facilities**

Councillor Heysen reported that he has commenced duties, having been appointed as a member of the Supported Residential Facilities Advisory Committee to the Minister.

7.2 Local Government Natural Resources Management

Councillor Bouchée advised that as the Local Government representative on the Natural Resources Management Council, she will soon be seeking to meet with all Councils to outline the role of the NRM Council and gain an understanding of NRM issues in Local Government.

8. PETITIONS, DEPUTATIONS AND PRESENTATIONS**8.1 Presentation of Young Citizen of the Year Award 2009**

The Deputy Mayor, Councillor Clancy, presented Mr Henry de Cure, his 2009 Australia Day Award. Mr de Cure is one of the joint Young Citizen of the Year Award winners, who was unable to attend the Australia Day Ceremony.

Mr de Cure was recognised for his achievement in wheelchair tennis where he has been a South Australian and Australian representative. Henry is currently ranked the number one junior wheelchair player in Australia and tenth in the world. His ultimate goal is to increase his world ranking and represent Australia at the Paralympics.

Councillor Lonie arrived at the meeting 7:06pm

Councillor Beh left the meeting at 7:07pm

9. NOTICES OF MOTION**9.1 Adjourned Notice of Motion - Investigation of Affordable Housing Opportunities**

At the meeting on 9 September 2008, Councillor Clancy gave notice that she was to move the following Notice. However, Council resolved "... *that the question be adjourned until the opportunity for the matter is to be considered in a workshop*". Consequently the Notice was adjourned and is listed below for further consideration following the Workshop held on 3 February 2009.

In accordance with her notice:

C100209/054 Councillor Clancy moved and Councillor Norton seconded that Administration investigates the affordable housing opportunities in Holdfast Bay, including but not exclusively the land next to Hove Station, Elizabeth Street and the Partridge Street Car Parks.

AMENDMENT

C100209/055 Councillor Bouchée moved and Councillor Fisk seconded:

That Administration investigates and reports further on the following affordable housing opportunities in the City of Holdfast Bay:

- the Council-owned land next to Hove Railway Station.

That the investigation includes at least the following scenarios for this site:

- sale of the site for other parties to undertake an agreed affordable housing development;
- development of the site by Council, then sale subject to affordable housing covenant or similar;
- development of the site by Council and on-going management of affordable rental housing for the life of the development;
- opportunities for mixed uses and multi-level development that can achieve multiple objectives, eg car parking, community facilities and/or commercial lettable space, in addition to the affordable housing outcome.

THE AMENDMENT BECAME THE MOTION AND THE MOTION WAS CARRIED

Councillor Beh rejoined the meeting at 7:09pm

Background

Funding is presently available through the Federal government. As such, this may be the appropriate time to increase both parking and housing stock (both affordable and at market rates). The benefits of these changes would be: revenue raised from the sale of 'at market' properties, as well as increase revenue collected from rates on the new properties.

An associated benefit for the community and the environment would be to create housing which has good access to public transport. I believe Holdfast Bay has the will and capacity to meet these kinds of environmental imperatives.

9.2 Repairs to Stone Walls at Glenelg Oval

In accordance with his notice:

Councillor Crutchett moved and Councillor Bouchée seconded:

1. That Administration takes immediate steps to engage a suitably qualified stone mason to repair the stone walls surrounding the Glenelg Oval commencing at the Glenelg Primary School.
2. That Administration in the meantime fence areas of high risk with star pickets and orange plastic fencing similar to that used near the sea wall.

C100209/056 Councillor Looker moved and Councillor Huckstepp seconded that the question be adjourned pending an information report from Administration on the matter.

LOST

C100209/057 The mover and seconder agreed to vary the motion as follows:-

1. That Administration takes appropriate steps to repair the stone walls surrounding the Glenelg Oval, commencing at the Glenelg Primary School.
2. That Administration in the meantime fence areas of high risk with star pickets and orange plastic fencing similar to that used near the sea wall.

CARRIED

Background

The collapse of the stone wall on the foreshore on New Years Eve reminded me of the concerns expressed by some users of the Glenelg Oval about the lean on the masonry walls.

I think it is very important we take immediate step to eliminate the risk these walls may place the children at the Glenelg School under.

In some sections you can see directly through the wall, as shown in the photographs below.

Like the trip hazards on a footpath I believe we may have a duty of care to fix this failing infrastructure which children regularly play on.



9.3 Rescission – Absent without Apology or Leave

In accordance with his notice:

- C100209/058** Councillor Crutchett moved and Councillor Deakin seconded that Council rescinds the following motion:
[C281008/469 Councillor Looker moved and Councillor Fisk seconded that when a member is absent from Council or a Council Committee without leave or without putting an apology then the absence is recorded in the minutes as “absent without apology or leave”.

CARRIED

- C100209/059** Councillor Crutchett moved and Councillor Norton seconded:
1. That if a member of council or a committee member is not at a meeting and has not given an apology they are recorded as “absent”.
 2. That Notices of Motion for Leave of Absence for Elected Members and Senior Staff be considered in confidence and released at the next sixth monthly annual review of confidential documents.

- C100209/060** Councillor Looker moved that the question be adjourned pending a report from Administration on the legal and best practice considerations on this matter.
LAPSED FOR WANT OF A SECONDER

THE SUBSTANTIVE MOTION WAS PUT AND CARRIED

Background

I don't like this motion as it fails to recognise Elected Members commitment to the community and that there will always be circumstances where Elected Members can be delayed due to work or other commitments.

9.4 Glenelg Air Raid Shelter

In accordance with his notice:

- C100209/061** Councillor Crutchett moved and Councillor Heysen seconded:
1. That Administration arrange for the Bay Discovery Centre and/or the Holdfast Bay History Centre to take responsibility for and manage the Glenelg Air Raid Shelter.
 2. That Administration review and report back to Council on the occupational health and safety issues/ public liability issues relating to using the Glenelg Air Raid Shelter as a museum/tourism attraction.

CARRIED

Background

The 21 year lease between the City of Holdfast Bay and The Glenelg Football Club would appear to include the Glenelg Air Raid Shelter under their Control.

The Glenelg Air Raid Shelter is currently being used as a museum but there appears to be no constraint on this area being leased by the club as a Gym, meeting room, a hall of fame for past players etc.

In the interest of preserving a remaining part of the history at the Glenelg Oval, I think it is important that council obtain legal access and control of this area.

The Chief Executive Officer, Mr R Donaldson's comment.

It is now confirmed that the lease of Glenelg Oval to the Glenelg Football Club excludes the former Air Raid Shelter area. Nevertheless, some matters included in the Notice of Motion may remain relevant.

Councillor Lonie rejoined the meeting at 7:41pm

**10. ADJOURNMENT (TO ENABLE PERMANENT COMMITTEES TO MEET)
(7:41PM)**

C100209/062 Councillor Bey moved and Councillor Heysen 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 7:41pm

11. RESUMPTION

C100209/063 Councillor Heysen moved and Councillor Beh seconded that Council resume at 9:01pm.

CARRIED

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

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

C100209/064 Councillor Heysen moved and Councillor Fisk 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.**

CARRIED

12.2 Strategy and Development Committee

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

C100209/065 Councillor Deakin moved and Councillor Beh 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

C100209/066 Councillor van Camp moved and Councillor Beh seconded that the minutes of the Development Assessment Panel meeting held on Wednesday, 28 January 2009 be received.

CARRIED

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

14.1 Holdfast Bay History Centre Advisory Committee

Presented were the Minutes of the Meeting held 27 November 2008.

C100209/067 Councillor Beh moved and Councillor Heysen seconded that:

- 1. The minutes of the Holdfast Bay History Centre Advisory Committee meeting held 27 November 2008 be received and the recommendations adopted except those in item 8.5.**
- 2. Council seeks advice on the most appropriate means of recognizing the 175th anniversary of the Proclamation of South Australia through the publication of a suitable book, together with relevant cost estimates.**

CARRIED

14.2 Audit Committee

Presented were the Minutes of the Meeting held 14 January 2009.

C100209/068 Councillor Bouchée moved and Councillor Looker seconded that the attachment document relating to the Audit Committee minutes, as tabled, be received.

CARRIED

C100209/069 Councillor Looker moved and Councillor Deakin seconded that the minutes of the Audit Committee meeting held 14 January 2009 be received and the recommendations adopted.

CARRIED

14.3 Glenelg Community Centre Property Management Committee

Presented were the Minutes of the Meeting held 2 February 2009.

C100209/070 Councillor Bouchée moved and Councillor Heysen seconded that the minutes of the Glenelg Community Centre Property Management Committee meeting held 2 February 2009 be received and the recommendations adopted.

15. REPORTS OF REGIONAL SUBSIDIARIES

Nil

16. REPORTS BY OFFICERS**16.1 Items in Brief (Report No: 49/09)**

Report No: 49/09 was presented detailing items which were presented for the information of Members and did not require a separate resolution.

C100209/071 Councillor Fisk moved and Councillor Heysen seconded that the report be noted and items of interest be discussed.

CARRIED**16.2 Climate Change Response Policy (Report No: 53/09)**

Council at the Environment and Engineering Committee Meeting on 25 November 2008 resolved, *That Administration develops the Framework and essential content of a draft City of Holdfast Bay Climate Change Policy and Climate Change Directions Plan, for Council's further consideration.*

Report number 53/09 presented a draft *Climate Change Response Policy* for Council's consideration and endorsement.

C100209/072 Councillor Bouchée moved and Councillor van Camp seconded:

- 1. That Council endorses the draft Climate Change Response Policy included as Attachment 1 to Report No: 53/09 as Council's renewed commitment to addressing climate change and the basis for the establishment of a Directions Plan.**
- 2. That the endorsed Climate Change Response Policy be included in Council's Policy Manual.**

CARRIED

C100209/073 Councillor Deakin moved and Councillor Heysen seconded that the Environmental Advisory Committee and Council's staff be congratulated on the quality of the Climate Change Response Policy and advised that Council on 10 February 2009 endorsed it unanimously.

CARRIED**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.

18. URGENT BUSINESS**18.1 Chief Executive Officer Response to Victoria Bushfires**

C100209/074 Councillor Beh moved and Councillor Heysen seconded that the Chief Executive Officer's advice, circulated by e-mail on 10 February 2009, regarding Council actions in response to the recent Victoria bushfires be noted and endorsed.

CARRIED

18.2 Brighton Caravan Park

C1002009/075 Councillor Crutchett moved and Councillor van Camp seconded that Administration discuss with the Manager of the Brighton Caravan Park the possibility of providing short term accommodation to people affected by the Victoria bushfires.

CARRIED

19. ITEMS IN CONFIDENCE

19.1 Possible Development Plan Amendment – Brighton and Hove District Centres (Report No 44/09)

Council officers remaining: Mr Donaldson, Mr Walker, Mr Hodge and Ms Thomas, Ms Aukett

C100209/076 Councillor Heysen moved and Councillor Beh 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

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C100209/078 Councillor Beh moved and Councillor Heysen 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: 44/09 with the exception of Resolution No C100209/077 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 30 June 2010 by the Council.

CARRIED

20. RESUMPTION

C100209/079 Councillor Deakin moved and Councillor Huckstepp seconded that Council resume as an open meeting of Council at 9:24pm.

CARRIED

21. CLOSURE

The Meeting closed at 9:24pm.

CONFIRMED Tuesday 24 February 2009

MAYOR