

## CITY OF HOLDFAST BAY

**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 Tuesday 26 May 2009 at 7:00pm.**

### PRESENT

His Worship the Mayor	A K Rollond
Deputy Mayor	R A Clancy
Councillors	R M Bouchée
	P N Crutchett
	J L Deakin
	L R Fisk
	J D Huckstepp
	S C Lonie
	T D Looker
	A C Norton
	L van Camp
Chief Executive Officer	J P Lynch
General Manager City Assets	S G Hodge
General Manager City Services	R A Thomas
General Manager Corporate Services	I S Walker
Manager Infrastructure	G A Sanford
Manager Governance and Policy	P E Aukett
Corporate Planning Officer	C Kavanagh
Manager Environmental and Coastal Assets	R Gregory

### 1. OPENING

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

His Worship the Mayor welcomed the new Chief Executive Officer, Mr Justin Lynch to his first Council meeting.

### 2. APOLOGIES

- |                               |                                      |
|-------------------------------|--------------------------------------|
| <b>2.1 Apologies received</b> | Councillors R D Beh and P D H Heysen |
| <b>2.2 Absent</b>             | Nil                                  |

### 3. ITEMS PRESENTED TO COUNCIL Nil

### 4. CONFIRMATION OF MINUTES

**C260509/296** Councillor Looker moved and Councillor Huckstepp seconded that the minutes of the Ordinary Meeting of Council held on 12 May 2009 be taken as read and confirmed.

**CARRIED**

**5. MAYORAL REPORT**

From 1 April 2009 to 30 April 2009.

C260509/297

Councillor Clancy moved and Councillor Bouchée seconded that the report be received and noted.

**CARRIED****6. QUESTIONS BY MEMBERS****6.1 Without Notice****6.1.1 Norfolk Island Pines.**

Councillor Crutchett asked a question in regard to collecting seeds of Norfolk Island pines.

**The General Manager City Assets, Mr S Hodge provided a response.**

**6.1.2 Mayor's Comment at Previous Meetings**

Councillor Bouchée asked a question in regard to His Worship the Mayor's comments from the previous meeting of Council in relation to employing people disadvantaged by the economic downturn.

**His Worship the Mayor provided a response.**

**6.2 With Notice****6.2.1 Revocation of the Community Land Status – Former Trinity Church, 25 Moseley Street, Glenelg**

In accordance with his notice, Councillor Looker asked the following question:

**With a number of community groups keen to gain access to Council's Moseley Church building what is the progress of efforts to enable community use?**

**The General Manager City Services, Ms R Thomas's response.**

**In March this year, Council resolved the following with respect to the 25 Moseley Street property:**

- 1. *In relation to the Community Land classification, Council commences the revocation process to exclude the land from the classification of 'Community Land'.***
- 2. *That Council undertake an Expression of Interest process and then initiate a selection process to determine the future tenants or uses for the site.***
- 3. *An estimate be prepared for all costs associated with the preparation of the Development Application, including the preparation of all plans, expert reports and consultant fees.***
- 4. *An estimate be prepared for all costs associated with any demolition, infrastructure, installations of amenities and facilities, structural changes and building work required to commence the use of a community centre on the subject site.***
- 5. *A project brief be prepared and an independent planning consultant engaged to prepare the change in land use application, including any***

*supporting documentation and reports required to supplement the application.*

6. *A project time-line be established taking into account budget, resources and statutory requirements.*
7. *A Development Application for a 'Community Centre' be lodged with Council for an assessment by Council's Development Assessment Panel.*
8. *The Development Application detail the specific tenants and activities to be undertaken on the site.*
9. *An application for Building Rules Consent only be prepared and lodged following the granting of Development Plan Consent and confirmation from the Environment Resources and Development Court that no third party appeals have been lodged. In the event that an appeal has been lodged with the ERD Court, the application for Building Rules Consent should be delayed until an appeal outcome has been reached.*

The first step in achieving occupation of the building is the revocation of the site's 'Community Land' status. City Assets staff are currently in the process of undertaking the formal procedures for revoking the 'Community Land' status, with a public notice scheduled to appear in the Guardian Messenger on 27 May 2009. The revocation process will take some time as it requires the preparation of detailed reports, community consultation, and the approval of the Minister.

Members are reminded that in accordance with Section 200(1) of the Local Government Act, 1999, a person must not use Community Land for business purposes unless it is approved by Council and Council can not issue any such approval if the use is contrary to the Community Land Management Plan. With respect to 25 Moseley Street, the future use of the land is unresolved.

Once the revocation process is close to completion, Administration will commence the EOI process and report to Council with the submissions received in order for Council to select the future community groups / tenants for the site. Members are reminded that Development Approval for a change in land use will be necessary however the nature of this proposal will depend on the actual activity / activities that the future tenants seek to conduct from the site.

#### **6.2.2 Report on Works Required on Former RSL Building, Brighton Road**

In accordance with his notice, Councillor Looker asked the following question:

**When can Council expect to see the report detailing minor works required to enable use of the old Brighton RSL building and what can be done to expedite this work?**

**The General Manager City Assets, Ms R Thomas's response.**

Council staff representing OHSW, Risk Management, Building Maintenance and Building Code compliance undertook a combined inspection of the former Brighton Town Hall building and surrounds in April and identified a number of non-compliance with the Building Code, including (but limited to) the following:

- Both males and female bathroom facilities
- Emergency exits and signage (lack of)
- Installation of new and replacement of existing smoke / fire detectors
- Disability access issues with some entry/exit points
- Structural quality of the lean-to additions

**Other maintenance / OHSW works required include:**

- Number of trip hazards and uneven surfaces need addressing

- **Re-plastering in certain areas**
- **Cooling system need repair**
- **No heating system within building**
- **Electrical wiring, switchboards and safety switches**
- **Presence and stability or otherwise of asbestos**
- **Lighting is inadequate in certain rooms**
- **Bar area and cellar need to have restricted access**
- **Floor coverings**
- **Adequacy of kitchen facilities (domestic not commercial)**
- **Overall re-painting and tidy up**

In light of range of issues identified, GHD have been engaged to undertake a full building audit including DDA, OHSW and building services assessment. This will occur during June.

In relation to costs, the building maintenance budget allocation to this asset is relatively limited and is unlikely to cover all the works necessary to improve the building to current standards. A further report will be presented to Council with the approximate costings once the GHD report is received.

## **7. REPORTS BY DELEGATES OR REPRESENTATIVES**

Councillor Crutchett presented Report No: 231/09 on his attendance at the Local Government Conference and Annual General Meeting held 23 and 24 April 2009.

Councillor Clancy reported that she attended, on behalf of the Mayor, a meeting of the Brighton Hove Legacy Widows Club's 19<sup>th</sup> Birthday celebrations on 13 May 2009, and also attended the Greencorps Team graduation – Tjilbruke Trail restoration project on 20 May 2009.

Councillor Deakin reported that he attended the Local Government Pathways forum.

Councillor Fisk reported that he attended a Surf Life Saving Dinner on 22 May 2009.

## **8. PETITIONS AND DEPUTATIONS**

### **8.1 Presentations by Ratepayers on the Annual Business Plan and Budget**

As part of the community consultation process for the 2009/10 Annual Business Plan and Budget an invitation was made to residents, ratepayers and stakeholders to make presentations to Council in relation to the draft Annual Business Plan and Budget. A public information session held on 20 May 2009 was attended by members of the community.

The following members of the community made deputations to Council on the 2009/10 Annual Business Plan and Budget:

- Mr Jack Messenger, representing the Glenelg Residents Association
- Ms Debra Opie, representing the Brighton Community Eco Garden
- Mr Paul Spencer, representing the Brighton RSL Sub Branch

## 9. NOTICES OF MOTION

### 9.1 Civic Reception with Neighbouring Councils

In accordance with her notice:

**Councillor Lonie moved and Councillor Bouchée seconded that the City of Holdfast Bay hold a Civic Reception event in the Mayor's Parlour before the end of August 2009 and invite Elected Members and Chief Executive Officers from the Cities of Marion, and West Torrens, as well as local Members of Parliament, including Dr Southcott MP, Federal Member for Boothby, Mr Georganas MP, Federal Member for Hindmarsh, Mr McFetridge MP, State Member for Morphett, Ms Fox MP, State Member for Bright, for the purposes of a meet and greet and celebration of Council's return to the historic Glenelg Town Hall.**

### AMENDMENT

**C260509/298 Councillor Crutchett moved an amendment and Councillor Deakin seconded:**

- 1. That the City of Holdfast Bay hold a Civic Reception event in the Mayor's Parlour before the end of August 2009 and invite Elected Members and Chief Executive Officers from the Cities of Marion, and West Torrens, as well as local Members of Parliament, including Dr Southcott MP, Federal Member for Boothby, Mr Georganas MP, Federal Member for Hindmarsh, Mr McFetridge MP, State Member for Morphett, and Ms Fox MP, State Member for Bright, for the purposes of a meet and greet and celebration of Council's return to the historic Glenelg Town Hall.**
- 2. That the event also be used to promote the Bay Discovery Centre as a destination to local school groups and to promote regional cooperation amongst councils.**

**THE AMENDMENT ON BEING PUT WAS CARRIED**

A Division was called.

Voted For  
R M Bouchée  
R A Clancy  
P N Crutchett  
J L Deakin  
L R Fisk  
S C Lonie  
A C Norton  
L van Camp

Voted Against  
J D Huckstepp  
T D Looker

**HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED**

### Background

The reopening of the Glenelg Town Hall to Council meetings has coincided with the appointment of our new CEO. The long awaited repair of this State heritage listed building is something to be proud to share with others. Thus a fitting way to and to introduce our new CEO would be to host a Civic Reception within the Mayor's Parlour. It would seem appropriate to invite our immediate neighbours, the Elected Members and CEO's of Marion and West Torrens, as well as our four members of State and Federal Parliament. There are many issues that we share with neighbouring councils and others that we share, or need to communicate with our parliamentary members. It's important from this perspective that we are able to cooperate in order to enable us to work together effectively for the community. We can also use the opportunity to learn from each other. Despite 2 1/2 years I for one am not acquainted with all these people, and believe it would be a good opportunity to not only celebrate the restoration of the Hall and introduce our new CEO, but also get to know our neighbours with whom we have a

necessary dialogue. Suggestion: an evening week day function for 2 hours, with finger food.

## 9.2 80<sup>th</sup> Anniversary of the Electric Tram to Glenelg

In accordance with his notice:

C260509/299

**Councillor Crutchett moved and Councillor Deakin seconded that Administration writes to the Minister of Transport and The Lord Mayor of Adelaide to see if we can establish a joint committee to develop an 80<sup>th</sup> celebration day on Sunday 13 December 2009 to celebrate the running of the first electric trams to Glenelg.**

**CARRIED**

### Background

Trams 351 & 352 made the trial run to Moseley Square on the 13 December 1929.



Tram 351 13 December 2009

Extract "The Bay Line" A History of Transport to Glenelg.

Trams 351( the first tram) , 367, 370, 374 & 380 are still in service.

It would be nice if we could locate some of the first passengers and record their memories of the first ride on an electric tram.

We could encourage a competition among schools to possibly ride with the driver or ring the bell on a trip.

Take the opportunity to capture memorabilia of the tram through the years. Photos buried in draws.

Maybe some inspired citizen might want to start a Friends of the Glenelg Tram Group.

## 9.3 Amendment to the Agenda Template

In accordance with his notice:

C260509/300

**Councillor Crutchett moved and Councillor Fisk seconded that Administration amends the Agenda template for Council, Council Standing Committees and Sub Committees to include an item to declare our interests in agenda items. Council's Meeting Procedures and Code of Conduct etc be amended accordingly.**

**CARRIED**

A Division was called.

Voted For  
R M Bouchée  
R A Clancy  
P N Crutchett  
J L Deakin  
L R Fisk  
S C Lonie  
A C Norton

Voted Against  
J D Huckstepp  
T D Looker  
L van Camp

**HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED**

### **Background**

The ISBEC board includes this at the start of their meetings as a mean of disclosure for conflicts.

I feel it is important for the community to see council and its committees as highly transparent. Although the Act requires a level of transparency it leaves it up to individuals to make the decision whether to declare a conflict.

I believe that when it comes to non profit organisation council should have a policy that encourages disclosure at the start of the meeting. The Act allows council to vary its meeting procedures to suit its needs.

The meeting procedure hand book includes the following comments in relation to non profit organisations:

#### *Non profit organisations and Council bodies*

*If the affected person has an interest because of involvement in a non-profit organisation or a body established by the Council, the person must still make a full and accurate disclosure of the interest, but may participate in the discussion and vote on the matter. S74(4a)(c)*

*For example, if a person is the President of the (not for profit) Sports Club that leases land from the Council, the person must disclose that interest, but may continue to participate in the debate and vote on a motion to renew the lease.*

#### **The General Manager Corporate Service, Mr I Walker's comment.**

**The *Local Government Act 1999* and Regulations do allow Council to vary some meeting procedures to suit its needs. However, the Act is silent on this particular issue, so it's possible to add this item as a general catch-all at the beginning of the Agenda, probably after Confirmation of Minutes to call for a declaration of any conflict of interest in regard to any items appearing on the Agenda. There is no legislative barrier to stop us including a separate call before each item as it appears on the agenda, but this would slow the meeting down considerably.**

**Regardless of how the agenda is structured, the onus is still on Members to advise if they believe a conflict exists prior to each item and to take appropriate action. The call for declarations of interest in the Agenda would simply be a prompt, and transparency still requires that the Minutes show a member declared a conflict and left the chamber at the point in the Agenda where the conflict arises.**

**9.4 2009/10 Budget**

In accordance with his notice:

C260509/301

**Councillor Deakin moved and Councillor Norton seconded that Council suspend all administrative processes associated with the establishment of the 2009/10 Budget until such time as, Administration have presented a draft budget endorsed by the Mayor.**

**Councillor Crutchett moved that the question be adjourned until the next meeting of Council.**

**LAPSED FOR WANT OF A SECONDER**

**TIED VOTE**

**HIS WORSHIP THE MAYOR DECLARED THE MOTION A TIE AND USED HIS CASTING VOTE FOR THE MOTION AND DECLARED THE MOTION CARRIED**

A Division was called.

Voted For  
J L Deakin  
L R Fisk  
A C Norton  
J D Huckstepp

Voted Against  
R M Bouchée  
R A Clancy  
P N Crutchett  
S C Lonie  
T D Looker  
L van Camp

**HIS WORSHIP THE MAYOR DECLARED THE MOTION LOST**

**Background**

“Council has been processing a responsible and balanced budget that aligns with its long term financial strategy and anticipates the future costs associated with Mayoral endorsed projects such as, the King St Bridge, growing community transport, keeping the Trinity Church and the Brighton RSL, continuing the Coastal Way, redeveloping the Seacliff Surf Life Saving Club and contributing to a performing Arts Centre at Brighton Secondary School. Due to raised community expectations, cost shifting, State Government policy decisions and cost factors unique to Local Government, Council's revenue raised by rates has always exceeded CPI but our rates have always been significantly lower than that of our neighbouring Council.

Despite this, the Mayor and some Councillors elected on a policy position of 'rates being contained within CPI, have not only failed to contribute constructively to reducing Councils costs, but have at the same time, advocated for costly new initiatives and a reduction in revenue that, will multiply over the years, never be recouped and endanger Council's financial sustainability. This motion provides the opportunity for a minority within Council to put up or shut up.”

**9.5 Sponsorship for Summer Events Season**

In accordance with his notice:

C260509/302

**Councillor Crutchett moved and Councillor Bouchée seconded:**

- 1. That administration seek an appropriate sponsor or sponsors to support the summer 'events season', particularly Proclamation and Australia Days, and**
- 2. That Elected members provide Administration the detail of companies they may think appropriate along with the companies sponsorship guidelines if available.**

**CARRIED**



Councillors Huckstepp, Lonie, Norton left the chamber at 8:17 pm.

Councillors Huckstepp, Lonie, Norton returned to the chamber at 8:20 pm.

**10. ADJOURNMENT (TO ENABLE PERMANENT COMMITTEES TO MEET)  
(8:20PM)**

**C260509/303** Councillor Clancy moved and Councillor Lonie seconded that Council stand adjourned to enable the permanent Economic and Corporate and Environment and Engineering Committees to meet.

**CARRIED**

**11. RESUMPTION**

**C260509/304** Councillor Looker moved and Councillor Bouchée seconded that Council resume at 9:16 pm.

**CARRIED**

**12. COMMITTEE RECOMMENDATIONS FOR CONSIDERATION**

**12.1 Economic and Corporate Committee**

The Chairperson, Councillor Fisk reported that the Economic and Corporate Committee had met this evening and had processed the business contained in the agenda documents.

**C260509/305** Councillor Fisk moved and Councillor Looker seconded:

- 1. That the report of the Chairman of the Economic and Corporate Committee and the Committee agenda documents together with Administration recommendations be received.**
- 2. That the recommendations of the Economic and Corporate Committee be adopted as follows:**

**Statement of Receipts and Payments - April 2009 (Report No: 204/09)**

The City of Holdfast Bay produces standard monthly reports for receipts, payments and bank reconciliation as well as balances of investments and reserves. The production of these reports is an important internal control mechanism that ensures all transactions are accounted for and allocated correctly in the accounting system.

The statements for the month of April 2009 are submitted for information.

**C260509/305.1** That Report No: 204/09 be received.

**Financial Reporting Update to 30 April 2009 (Report No: 205/09)**

This report provides Council with the monthly update on the current status of the 2008/09 Budget, including resolutions of Council which have budget implications, but which have not yet been incorporated into Council's formal Budget Review process.

**C260509/305.2** That Report No: 205/09 be noted.

**Monthly Financial Reports - April 2009 (Report No: 206/09)**

This report provides Elected Members with monthly financial reports. It comprises a Funds Statement and a Capital Expenditure Statement for the year-to-date compared with the 2008/09 budget.

**C260509/305.3 That Report No: 206/09 be received and noted.****Debenture Loan 135 Rollover – Somerton Bowling Club (Report No: 223/09)**

The sporting club debenture loan 135 referring to the Somerton Bowling Club will be eligible for rollover on 15 August 2009. The club has requested a rollover of the remaining amount for the remaining term of 13 years with a further opportunity to review the loan in 2 years.

**C260509/305.4 That:**

1. **Council borrows the remaining sum of \$275,960 for a term of 2 years on a 13 year amortisation basis, for the purpose of meeting the remaining rollover funding required on Debenture loan 135.**
2. **Administration updates the existing lease with the Somerton Bowling Club by providing a new loan repayment schedule with the Club.**
3. **Administration negotiates the borrowing at the least cost in accordance with Council's borrowing policy.**
4. **His Worship the Mayor and the Chief Executive Officer be authorised to sign and seal the debenture documentation.**

**CARRIED****12.2 Environment and Engineering Committee**

The Chairperson, Councillor Huckstepp reported that the Environment and Engineering Committee had met this evening and had processed the business contained in the agenda documents.

**C260509/306 Councillor Huckstepp moved and Councillor Lonie seconded:**

1. **That the report of the Chairman of the Environment and Engineering Committee, and the Committee agenda documents together with Administration recommendations be received.**
2. **That the recommendations of the Environment and Engineering Committee be adopted as follows:**

**Items in Brief (Report No: 226/09)**

Report No: 226/09 was presented detailing items which were presented for the information of Members.

**C260509/306.1 That the report be noted and items of interest be discussed.****Green Power Purchase and Solar Photovoltaic Installation (Report No: 227/09)**

At its meeting on 15 January 2008, Council resolved:

EE150108/001 *"That Administration report on a strategy that would enable Council to work towards the goal of purchasing 100% green energy within 5 years. Such a report will include an explanation of cost increases, budget impact, availability and any other implications that may need to be considered."*

Further to this \$15,000 was allocated in the current financial year for the purchase of green power.

Once the Carbon Pollution Reduction Scheme (now due to commence on 1 July 2011), is implemented the overall effectiveness of purchasing green power is unclear. This report provides further information on the validity and effectiveness of purchasing Green

Power and a reallocation proposal for the \$15,000.

- C260509/306.2 That the motion be deferred until such time as Administration can report on the benefits and opportunities of obtaining upfront (free) capital equipment photovoltaic installations. Administration should also explore the option of joining the bulk buy scheme being assessed by country councils.**

**Review of Governance Function – Redevelopment of Bay Junction Shopping Centre (Report No: 228/09)**

At its meeting of 10 March 2009 Council resolved that:

C100309/100 *“Council conducts a review of its governance functions to ascertain why, with the development of the Bay Junction Shopping Centre, the opportunity to establish an additional turning lane at the intersection of Jetty Road and Brighton Road, Glenelg was forgone.”*

- C260509/306.3 That the report be noted.**

**Scoping Study – For Western Area Councils – Trams - An Integrated And Sustainable Transport Future For The West (Report No: 229/09)**

Council has received a copy of a Scoping Study undertaken by the City of Port Adelaide Enfield on behalf of five western Adelaide Councils (Adelaide City Council, City of Port Adelaide Enfield, City of West Torrens, City of Charles Sturt and City of Holdfast Bay).

The Study articulates the opportunity to use trams as a key component of an integrated and sustainable transport solution for the west of Adelaide.

- C260509/306.4 That:**

1. **The report be received and endorsed.**
2. **The Mayor and Chief Executive Officer meet, along with the Mayors and Chief Executive Officers of the 4 other Councils, if possible with Deputy Premier/Treasurer Mr Kevin Foley and the Minister for Transport Mr Patrick Conlon to discuss the report.**
3. **Administration advises Mr Harry Wierda, Chief Executive Officer City of Port Adelaide Enfield, of Council’s endorsement of the Scoping Study.**

**CARRIED**

**13. REPORTS OF ADVISORY COMMITTEES AND/OR SUB-COMMITTEES**

**13.1 Minutes - Caravan Park Advisory Committee (Report No: 224/09)**

The Caravan Park Advisory Committee was established to investigate a range of issues and opportunities for the Brighton Caravan Park at Kingston Park to ensure its future viability in the context of the Kingston Park Urban Design Framework, including:

- Optimal layout of the facility, access arrangements, signage and future redevelopment;
- Integration with surrounding environment, land uses and movement routes;
- Environmental performance and initiatives,
- Design and/or performance of permanent and non-permanent buildings and structures;
- Marketing and ‘point of difference’;
- Policy development (eg future planning, management and tenure policies); and
- Developing a self-sustaining business model for ongoing improvements and operations based on sound asset management principles.

The Minutes of the Caravan Park Advisory Committee meeting held 6 May 2009, are presented and submitted to Council for information and endorsement, noting in particular the Committee's recommendations presented below for endorsement.

**C260509/307 Councillor Deakin moved and Councillor Clancy seconded that the minutes of the Caravan Park Advisory Committee be received and the recommendation numbered 1 be endorsed by Council:**

**Management Agreement for the Brighton Caravan Park & Holiday Village & Financial Overview for the Brighton Caravan Park & Holiday Village**

**1. That**

- 1. The Committee receive and note the information regarding the Lease Arrangements and Financial Overview for the Brighton Caravan Park & Holiday Village.**
- 2. The Caravan Park operator provide the Committee with data in relation to seasonal occupancy rates for the available range of accommodation types over the last five (5) years.**
- 3. Administration prepare a report for the Committee's consideration recommending possible actions from the operator's priority works list.**
- 4. Administration prepare a report regarding water usage and options for securing future water for the Caravan Park site for the Committee's consideration.**

**CARRIED**

**13.2 Minutes – Glenelg Town Hall and Community Services Advisory Committee (Report No: 233/09)**

The Glenelg Town Hall and Community Services Advisory Committee was established:

- To review and report to Council on the operation of the Glenelg Town Hall building, including the Bay Discovery Centre.
- The committee is to seek and consider submissions from interested stakeholders together with the Consultants Report.
- That the deliberations not exclude other Council properties in the vicinity of the Glenelg Town Hall.

The Minutes of the Glenelg Town Hall and Community Services Advisory Committee of its meeting held 13 May 2009, are attached and submitted to Council for information and endorsement, noting in particular the Committee's recommendations presented below for endorsement.

**C260509/308 Councillor Crutchett moved and Councillor Norton seconded that the minutes of the Glenelg Town Hall and Community Services Advisory Committee be received and the recommendations numbered 1 - 5 endorsed by Council:**

**Glenelg Tram Memorabilia Project**

- 1. That the referral of 'Glenelg Tram Memorabilia Project' to the Committee from Council and undertake to consider the matter and recommend to Council how the matter should progress be noted.**
- 2. That:**
  - 1. Council decline the offer from Port Adelaide Enfield Council to acquire Tram No. 361;**
  - 2. Administration seek volunteer support to research and obtain a copy of the original plans of the H Class trams from State Records and present these to the Glenelg Town Hall and Community Services Advisory**

**Committee;**

3. **Council retains Tram No. 361 as a static display, preserved in its original working condition without substantial restoration;**
4. **Administration commence preparation of a tender process to engage an architect to design a simple enclosed display structure to house Tram No. 361 in Colley Reserve South and report back to the Glenelg Town Hall and Community Services Advisory Committee with a draft project brief;**
5. **the \$40,000 capital funds currently allocated to the Glenelg Tram Memorabilia Project be utilised for the tender process including engagement of an architect and any costs associated with obtaining plans from State Records.**

**Future use of the Glenelg Town Hall**

3. **That:**
  1. **Council provide in principle support for the conversion of the Glenelg Town Hall balcony space to a public research and reading room comprising newspapers and magazines from the Glenelg Library; and books, photographs, computer database access and other material from the History Centre which people can research and view.**
  2. **Council provide in principle support for the conversion of the former Rodney Fox Museum tenancy on the ground floor of the Glenelg Town Hall as an exhibition area for the display of items from the History Centre and in association with the Bay Discovery Centre as appropriate.**
  3. **The Glenelg Town Hall and Community Services Advisory Committee undertake to scope the issues, costs and resources associated with the conversion of the spaces referred to in points 2 and 3 and report back to Council.**

**NEXT MEETING**

4. **That the next meeting of the Glenelg Town Hall and Community Services Advisory Committee be held in Mayor's Parlour at Glenelg at 6:00pm during the month of June with Administration to advise of a suitable date in due course.**

A Division was called.

Voted For  
R M Bouchée  
R A Clancy  
P N Crutchett  
J L Deakin  
L R Fisk  
A C Norton  
J D Huckstepp  
S C Lonie  
L van Camp

Voted Against  
T D Looker

**HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED**

**Councillor Crutchett left the chamber at 9:30 pm.**

**14. REPORTS OF REGIONAL SUBSIDIARIES**

Nil

**15. REPORTS BY OFFICERS**

Nil

**16. 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.

- C260509/309** Councillor Deakin moved and Councillor Norton seconded that the adjourned item from the Economic and Corporate Committee meeting held 23 October 2007 - Statement of Receipts and Payments be brought to the next meeting for consideration.

**CARRIED**

Councillor Crutchett returned to the chamber at 9:32 pm.

**17. URGENT BUSINESS****17.1 Nomination to the Board of Zero Waste SA**

Councillor Deakin has expressed an interest in being nominated for the Zero Waste SA Board.

- C260509/310** Councillor Bouchée moved and Councillor Lonie seconded that Council nominate Councillor Deakin for the Zero Waste SA Board.

**CARRIED****17.2 Nomination to the Board of the LGA Mutual Liability Scheme**

Councillor Lonie has expressed an interest in being nominated for the Mutual Liability Scheme Board.

- C260509/311** Councillor Deakin moved and Councillor Norton seconded that Council nominate Councillor Lonie for the LGA Mutual Liability Scheme Board.

**CARRIED****18. ITEMS IN CONFIDENCE****18.1 Broadway Kiosk (Report No: 234/09) – To be Circulated Under Separate Cover**

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

- C260509/312** Councillor Clancy moved and Councillor Deakin seconded that, pursuant to Section 90(2) and 90(3)(i) 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 actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council.

**CARRIED**

Broadway Kiosk (Report No: 234/09)

Councillor Norton left the chamber at 9:47 pm.

Councillor Norton returned to the chamber at 9:50 pm.

**ORDER TO RETAIN DOCUMENTS IN CONFIDENCE**

**C260509/314** Councillor Clancy moved and Councillor Looker seconded that pursuant to Section 90(2), 90(3)(i) and 91(7) of the Local Government Act 1999:

1. The Council orders that the documents and minutes relating to Report No: 234/09 with the exception of Resolution No: C260509/312 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information relating to actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council, under Section 90 (2) and 90(3)(i) of the Act.

2. This resolution will be reviewed on or before 30 June 2010 by the Council.

**CARRIED**

**18.2 Benchmarking Kerb and Gutter Costs (Report No: 225/09)**

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

**C260509/315** Councillor Lonie moved and Councillor Huckstepp 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**

**Benchmarking Kerb and Gutter Costs (Report No: 225/09)****ORDER TO RETAIN DOCUMENTS IN CONFIDENCE**

**C260509/317** Councillor Lonie moved and Councillor Looker 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: 225/09 with the exception of Resolution No: C260509/315 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 interest under Section 90(2) and 90(3)(b) of the Act

2. This resolution will be reviewed on or before 30 June 2010 by the Council.

**CARRIED**

**18.3 Jetty Road, Glenelg Property for Sale (Report No: 232/09)**

**Council officers remaining: Mr Lynch, Mr Walker, Mr Hodge, Ms Thomas, Ms Aukett, and Mr Sanford.**

**C260509/318** Councillor Huckstepp moved and Councillor Lonie 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**

**Jetty Road, Glenelg Property for Sale (Report No: 232/09)**

**ORDER TO RETAIN DOCUMENTS IN CONFIDENCE**

**C260509/320** Councillor Lonie moved and Councillor Huckstepp 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: 232/09 with the exception of Resolution No: C260509/318 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 30 June 2010 by the Council.

**CARRIED**

**19. RESUMPTION**

**C260509/321** Councillor Clancy moved and Councillor Lonie seconded that Council resume as an open meeting of Council at 10:06 pm.

**CARRIED**



**20. CLOSURE**

**The Meeting closed at 10:07 pm**

**CONFIRMED      Tuesday 9 June 2009**

**MAYOR**