

## 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 24 May 2011 at 7:00pm.**

### PRESENT

|   |               |
|---|---------------|
| His Worship the Mayor                     | A K Rollond   |
| Deputy Mayor                              | R A Clancy    |
| Councillor                                | P W Dixon     |
| Councillor                                | K M Donaldson |
| Councillor                                | L R Fisk      |
| Councillor                                | J D Huckstepp |
| Councillor                                | S C Lonie     |
| Councillor                                | T D Looker    |
| Councillor                                | S Patterson   |
| Councillor                                | R C Patton    |
| Councillor                                | A P Roe       |
| Councillor                                | L J Yates     |
| Chief Executive Officer                   | J P Lynch     |
| General Manager City Assets               | S G Hodge     |
| Acting General Manager City Services      | P E Aukett    |
| Acting General Manager Corporate Services | J B Newton    |

### 1. Opening

His Worship the Mayor declared the meeting open at 7:00pm.

### 2. Kaurna Acknowledgement

With the opening of the meeting His Worship the Mayor stated:

We acknowledge Kaurna 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 Kaurna People today.

### 3. Prayer

His 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.

### 4. Apologies

4.1 Apologies Received

Councillor R M Bouchée

4.2 Absent Nil

**5. Items Presented to Council**

**6. Declaration of Interest**

Members were reminded to declare their interest before each item.

**7. Confirmation of Minutes**

**C240511/164**

**Councillor Huckstepp moved and Councillor Lonie seconded that the minutes of the Ordinary Meeting of Council held on 10 May 2011 be taken as read and confirmed.**

**CARRIED**

**8. Questions by Members**

8.1 Without Notice

8.1.1 Brighton Performing Arts Centre

Councillor Looker asked a question regarding the Opening of the Brighton Performing Arts Centre and the statement by the Brighton Secondary School that the facility is a Drama Space and a further 500 seat Auditorium is to be constructed in the future.

**The Deputy Mayor, Councillor Clancy provided a response.**

**His Worship the Mayor, Dr K Rollond provided a response.**

8.1.2 Discussion of Confidential Matter in the Media following Council Meeting held 10 May 2011

Councillor Looker asked a question regarding the Mayor's discussion of the Former Brighton Town Hall and Surrounds– Expression of Interest Process Confidential matter in the media.

**His Worship the Mayor, Dr K Rollond provided a response.**

8.1.3 Glenelg Oval Lighting Upgrade

Councillor Huckstepp asked a question regarding the progress on the Environment Resources and Development Court appeal regarding the Glenelg Oval Lighting Upgrade.

**His Worship the Mayor, Dr K Rollond provided a response.**

**The Acting General Manager City Services provided a response.**

8.2 With Notice

8.2.1 2011/12 Draft Budget and Annual Business Plan

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

Will the Mayor please detail what services he would cut in order to achieve the 3% (\$750,000) reduction he proposed during his media criticism of Council for the unanimously approved 2011/12 draft budget and business plan?

**His Worship the Mayor, Dr K Rollond provided a verbal response.**

## **9. Member's Activity Reports**

- 9.1 Mayoral Report Nil
- 9.2 Deputy Mayor's Activity Report (Report No: 171/11)

The Deputy Mayor, Councillor Clancy presented a report on her activities for the month of April 2011.

### 9.3 Holdfast Bay Community Centre

Councillor Donaldson reported that she had attended Holdfast Bay Community Centre meeting on Tuesday 17 May 2011.

## **10. Public Presentations**

- 10.1 Petitions Nil
- 10.2 Presentations
  - 10.2.1 SA Water

Sally Silts, Community Engagement Officer and Gary Neave, Project Director from SA Water made a presentation to Council regarding the Upgrade of the Don Avenue, Seacliff Park Pumping Station Upgrade.

### 10.2.2 Mission Australia

Shannon O'Keefe, Senior Project Officer, from Mission Australia made a presentation to Council on the South Australian results of the Australian Early Development Index (AEDI).

- 10.3 Deputations Nil

## **11. Motions on Notice**

### 11.1 Adjourned Motion on Notice - Review of Bay Discovery Centre

*This item was adjourned at the meeting held 12 April 2011. The Local Government (Procedures at Meetings) Regulations 2000 s13(14) (d) states "...that the question is disposed of for the time being but debate can be resumed at the later time (at the point of interruption);".*

*Accordingly the debate on this Notice of Motion should recommence where it concluded at the meeting on 12 April 2011. Please refer to the minutes of the meeting held 12 April 2011 to assist.*

At the Council meeting held 12 April 2011, Council resolved to adjourn this matter for six weeks, it is now represented for further consideration.

In accordance with his notice:

**C240511/165**

**Councillor Looker moved and Councillor Fisk seconded:**

1. **That the Chief Executive Officer reviews the role and function of the Bay Discovery Centre in the light of Council's evolving initiatives for Tourism and Visitors, such a review would provide a report and recommendation to Council indicating the future course for the Bay Discovery Centre in the light of wider Council strategies.**
2. **That such a review include an Elected Member workshop, community consultation and a number of recommendations to council.**

**CARRIED**

### **Background**

At 10 years old the Bay Discovery Centre is in need of modernisation and a redevelopment plan has been produced. This will require substantial extra and unbudgeted investment by Council if it is agreed that redevelopment should proceed.

At the same time council is reviewing its tourism and marketing strategy and as the Bay Discovery Centre forms a part of our local visitor attractions, the role of the Bay Discovery Centre should be considered in the light of possible changes in direction.

At a current cost of around \$800 to \$1000 a day to run the Bay Discovery Centre is expensive. It may represent value for money but no review has been undertaken for a number of years to confirm this.

**Acting General Manager City Services, Ms T Aukett's comment.**

**Presented for the information of members was an information sheet on the operations of the Bay Discovery Centre.**

11.2 H Class Tram

**Councillor Roe left the chamber at 7:59pm.**

**Councillor Roe rejoined the chamber at 8:01pm.**

In accordance with his notice:

**Councillor Looker moved and Councillor Patterson seconded that Council discuss with the St Kilda Tram Museum their willingness to accept as a gift the H class tram owned by Council and currently stored at the Museum. Discussions should also include consideration of having one of their current trams, a working model if possible, to be clearly identified as a "Glenelg" tram and include inside either current or historical promotional material for "The Bay". A small annual grant from the CHB may also be considered to ensure the preservation of a Glenelg tram as well as possible other cross promotional opportunities.**

**Amendment****C240511/166**

**Councillor Donaldson moved and Councillor Lonie seconded that Council explore the sale or gift or retention of the historic tram with interested parties.**

**THE AMENDMENT ON BEING PUT WAS CARRIED  
THE MOTION, AS AMENDED, ON BEING PUT WAS CARRIED**

**Background**

Council was gifted an H class tram that is now in paid storage at the St Kilda Tram Museum. Many attempts have been made to have this tram on display in Glenelg but this has proved to be impractical. Due to the wooden construction the tram requires significant restoration and preservation.

After that it would require a climate controlled display building for long term storage at significant construction and running costs. This would only deliver a static display removed from the public due to OH and S and public liability issues. By donating the tram to the museum its future would be assured in the hands of enthusiasts who understand all aspect of maintenance and preservation.

If mutually beneficial promotional opportunities stem from this then that would be a bonus. Offering a small annual grant to the museum would help the running of a facility that ensures the ongoing preservation and display of our loved "Bay Tram".

**Acting General Manager City Services, Ms T Aukett's comment.**

**Presented was a letter from Mr K Smith offering to purchase Council's H class tram.**

**This correspondence was received on 15 May 2011 and coincides with Councillor Looker's motion to investigate the donation by Council of the same tram to the St Kilda Tramway Museum. This offer should be considered as part of their deliberations of Councillor Looker's motion.**

**11.3 HEAT Fund**

In accordance with his notice:

**Councillor Looker moved and Councillor Fisk seconded that Council abandon the current Heat Fund as a discreet fund in Council budget and replace it with a broader policy that ensures environmental impact and positive promotion of environmental attitudes be integrated in all council activities rather than a narrowly defined and controversial wish list.**

**LOST**

A division was called.

|                      |                      |
|----------------------|----------------------|
| <b>For</b>           | <b>Against</b>       |
| <b>L R Fisk</b>      | <b>R A Clancy</b>    |
| <b>P W Dixon</b>     | <b>K M Donaldson</b> |
| <b>J D Huckstepp</b> | <b>S C Lonie</b>     |
| <b>T D Looker</b>    | <b>S Patterson</b>   |
| <b>R C Patton</b>    | <b>A P Roe</b>       |
|                      | <b>L J Yates</b>     |

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

**Councillor Huckstepp moved and Councillor Patterson seconded that this matter be adjourned until after the first meeting of the EAC be held so that the HEAT Fund's future can be discussed by the CEO.**

**LOST**

### **Background**

The HEAT fund was proposed on the back of initiatives in other municipalities and seemed like a good idea at the time. In practice however it has failed on many fronts and generated a perception that it is a slush fund for superficially appealing or ill considered projects.

In its initial year the money was collected without a clear plan as to what it should be spent on and this seems to continue with a distinct lack of clarity as to just what we will get for the \$300,000.

Expensive 'gimmicky' projects have been proposed like the million dollar swamp at Angus Neil Reserve while practical initiatives, like our tree planting programme, are struggling for funds.

The HEAT concept gives an impression that those projects are "all" we are doing when in fact many other environmental initiatives are being undertaken, unacknowledged, and well away from the HEAT fund.

**12. Adjourned Matters** Nil

**Councillor Fisk left the chamber at 8:29pm.**

### **13. Reports of Management Committees, Subsidiaries and the Development Assessment Panel**

13.1 Minutes – Jetty Road Mainstreet Management Committee (Report No: 166/11)

The Jetty Road Mainstreet Management Committee (JRMMC) has been established to undertake work to benefit the traders on Jetty Road, Glenelg, using the separate rate raised for this purpose. The Council has endorsed the committees Terms of Reference and given the committee delegated authority to manage the business of the committee.

The Minutes of the Jetty Road Mainstreet Management Committee meeting held, are attached and presented for Councils' information.

1. That the following minutes of the Jetty Road Mainstreet Management Committee held 11 May 2011 be received and the following recommendations numbered 1 - 5 be noted.

5.2 *Pageant Tender*

1. That Big Fish Your Pond be awarded the tender to run the Glenelg Christmas Pageant for the next three years with a possible one, plus one extension.
2. That a focus group be established consisting Mr R Caruso, Mrs G Higgins, Mr D Foy and Mrs S McKenzie to work with Big Fish Your Pond on the 2011 Pageant and after party providing reports back to the JRMMC.

5.3 *Mainstreet Conference*

3. That the Manager explore the costs and availability of Ms Lee coming to South Australia to address the Jetty Rd Traders and provide suggestions to enhance Jetty Road business precinct.

5.4 *Fashion Festival*

4. That the JRMMC agree in principal to the proposal. That the project team formulate as soon as possible an event outline, associated costs and benefits to the JRMMC and potential sponsorship and buy in from other precincts. On receipt of this information the JRMMC will advise the project team of their participation.

6.4 *Pianos for Jetty Road*

5. That these pianos be purchased and suitably adapted for display Jetty Road.
2. That Council notes the Jetty Road Mainstreet Management Committees concerns regarding the Outdoor Dining Fee structure based on commercial valuations and requests staff to develop a revised fee structure with the following parameters:
  - a. Three tiered fee structure which takes into account the amenity of individual outdoor dining areas, specifically the degree of exposure to the weather – i.e. enclosed, partially enclosed or exposed; and
  - b. The 2011/2012 Budget fee for the outdoor dining in Moseley Square, when fully exposed to the weather be no more than \$100m<sup>2</sup>

**CARRIED**

13.2 Information Report – Southern Region Waste Resource Authority (Report No: 167/11)

Southern Region Waste Resource Authority (SRWRA) is a regional subsidiary established by the Cities of Onkaparinga, Marion and Holdfast Bay (the “constituent councils”), pursuant to Section 43 of the Local Government Act, 1999.

Under its charter, SRWRA is responsible for providing and operating waste management services on behalf of the constituent councils and ensuring that a long term waste management strategy exists in the southern region of Adelaide.

Pursuant to its charter all agendas, reports and minutes remain confidential, unless the Board resolves that the document is to be available to the public. Presented for the information of Elected Members' is the information which the SRWRA Board has released from its meeting held on 24 May 2011.

C240511/168

**Councillor Looker moved and Councillor Clancy seconded that information report of the Southern Region Waste Resource Authority for its meeting held 24 May 2011 be received and noted.**

**CARRIED**

13.3 Minutes – Western Region Waste Management Authority (Report No: 168/11)

The Western Region Waste Management Authority (WRWMA) is a regional subsidiary under Section 43 the Local Government Act 1999 by the Constituent Councils (Cities of Charles Sturt, West Torrens, Port Adelaide Enfield and Holdfast Bay).

Western Region Waste Management Authority was established to:

- Manage the joint interests of the Constituent Councils in relation to the Garden island landfill site;
- Undertake all manner of things relating to and incidental to the management function of the Authority;
- Provide a forum for the discussion and consideration of issues related to the joint obligations and responsibilities of the Constituent Councils in respect of the Garden Island landfill site.

The minutes of the Western Region Waste Management Authority Ordinary Board Meeting held 28 April 2011, are attached and submitted to Council for information.

C240511/169

**Councillor Clancy moved and Councillor Huckstepp seconded that the minutes of the Western Region Waste Management Authority Board Meeting held 28 April 2011 be received and noted.**

**CARRIED**

13.4 Minutes – Audit Committee (Report No: 169/11)

The Audit Committee is established under Section 41 of the *Local Government Act 1999*, and Section 126 of the *Local Government Act 1999* defines the functions of the Audit Committee to include:

- reviewing annual financial statements to ensure that they present fairly the state of affairs of the council; and
- proposing, and providing information relevant to, a review of the council's strategic management plans or annual business plan; and
- proposing, and reviewing, the exercise of powers under section 130 A; and
- if the council has exempted a subsidiary from the requirement to have an audit committee, the functions that would, apart from the exemption, have been performed by the subsidiary's audit committee; and
- liaising with the council's auditor; and



- reviewing the adequacy of the accounting, internal control, reporting and other financial management systems and practices of the council on a regular basis.

The minutes of the Audit Committee meeting held 11 May 2011, are presented and submitted for Council for information and endorsement, noting in particular the Committee's recommendations presented below for endorsement.

**Councillor Fisk rejoined the chamber at 8:30pm.**

**Councillor Huckstepp left the chamber at 8:33pm.**

**Councillor Huckstepp rejoined the chamber at 8:35pm.**

**C240511/170**

**Councillor Looker moved and Councillor Clancy seconded that the minutes of the Audit Committee meeting held 11 May 2011 be received and recommendations numbered 1 - 8 endorsed by Council:**

*8.1 Standing Items (Report No: 161/11)*

- 1. That the Committee advises Council it has received and considered a Standing Items Report addressing:**
  - **Monthly financial statements**
  - **Internal control**
  - **Risk management**
  - **Whistle blowing**
  - **Internal audit**
  - **Economy and efficiency audits**

*8.2 Draft 2011/12 Annual Business Plan and Budget (Report No: 162/11)*

- 2. That the Audit Committee advise Council that it has reviewed the 2011/12 Annual Business Plan and congratulates Council Administration on the achievement of a balanced operating result to ensure continued financial sustainability.**

*8.3 Update on Risk Management (Report No: 165/11)*

- 3. That the Committee notes the actions taken and proposed and requests a brief report on the cost of insuring currently uninsured infrastructure.**
- 4. That the Standing Items report include an item on addressing all risks identified as 'extreme' or 'high'.**

*8.4 Internal Audit Update Report (Report No: 163/11)*

- 5. That the Audit Committee advises Council that it has received and considered the Internal Audit Update Report of May 2011.**
- 6. That in future the Audit Update report include agreed management actions and status.**

*8.5 Internal Audit Annual Report (Report No: 164/11)*

- 7. That the Audit Committee advises Council that it has received**

**and considered the Internal Audit Annual Report for the period 10 May 2010 to 9 May 2011.**

- 8. That the minutes record that the appointment of the Internal Auditor has delivered significant value.**

**CARRIED**

13.5 Minutes – Development Assessment Panel (Report No: 170/11)

Council's Development Assessment Panel is established under the Development Act 1993.

The purpose of the panel is to:

- act as a delegate of Council and make decisions on development applications in accordance with the requirements of the Development Act;
- provide advice to Council on trends, issues and other matters relating to planning or development that have become apparent during the assessment of development applications;
- perform other roles, except policy formulation, as assigned by Council;
- consider and report on matters before the Environment, Resources and Development Court as a means to resolving judicial appeals.

The minutes of the Development Assessment Panel meetings held 27 April 2011 is presented to Council for information.

In accordance with its resolution on 27 November 2009, Council is also asked to determine the future of any planning appeal matters should they eventuate. Elected Members requiring a copy of the Development Assessment Panel Agenda, including reports and/or access to the Development Application files, are asked to contact Council Administration prior to the Council Meeting.

**C240511/171**

**Councillor Clancy moved and Councillor Lonie seconded that the minutes of the Development Assessment Panel meeting held on 27 April 2011 be received.**

**CARRIED**

**14. Reports by Officers**

14.1 Budget Review 3 – As at 30 April 2011 (Report No: 173/11)

This report covers the third comprehensive review of Council's 2010/2011 budget as at 30 April 2011. The review has resulted in an increase of \$1,811,941 to the consolidated operating surplus and an overall increase in consolidated cash of \$4,698,857 over the 2010/11 year.

Three major budget variances have occurred in this review. The cash variance primarily refers to the Alwyndor Aged Care redevelopment project. This project is scheduled over three years and capital expenditure totalling \$5,279,880 originally scheduled for 2010/11 will be incurred in 2011/12. Council borrowings have been reduced by \$1,048,191 due to the utilisation of general purpose reserve funds under the new treasury management policy. Council has also received the second grant payment of \$1,363,000

towards the King Street Bridge and this has been accounted for as operating income. Other variations are also itemised within this report.

**C240511/172**

**Councillor Clancy moved and Councillor Fisk seconded that Council amends the 2010/11 adopted budget arising from a budget review as at 30 April 2011 resulting in:**

- **an increase in the consolidated operating surplus of \$1,811,941, from \$1,981,771 to \$3,793,712,**
- **a decrease in consolidated capital expenditure of \$4,174,141, from \$18,715,042 to \$14,540,901,**
- **a net increase in available consolidated cash of \$4,698,857, from an expected \$4,992,554 reduction to a \$293,717 reduction.**

**CARRIED**

14.2 2011/12 Property Valuations, Rate Parameter Setting (Report No: 172/11)

In setting the rates for each financial year, Council reviews its property valuations and policies in relation to minimum rates, differential rates, concessions, and rate capping.

**C240511/173**

**Councillor Looker moved and Councillor Yates seconded that Council recommends:**

1. **The minimum rate be set at \$832;**
2. **The differential general rate for Commercial, Industrial and Vacant land be set at 50% ;**
3. **The rate capping percentage applying to residential properties for 2011/12 be 10%;**
4. **The additional concession for eligible pensioners and self funded retirees be set at a minimum of \$44 and an additional \$1 for every \$10,000 in property valuation above \$369,000;**
5. **The 2011/12 total amount required to be raised from Separate Rates for the Patawalonga Marina be noted;**
6. **The current rating policy and 2011/12 draft annual business plan and budget be updated to include the above recommendations.**

**CARRIED**

#### **15. Resolutions subject to formal motions**

Presented for the information of Members is 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.

#### **16. Urgent Business – Subject to the Leave of the Meeting Nil**

**17. Items in Confidence** Nil

#### **18. Closure**

The Meeting closed at 8:41pm.

**CONFIRMED**      **Tuesday 14 June 2011**

**MAYOR**