

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 27 March 2012 at 7:06pm.****PRESENT**

His Worship the Mayor	A K Rollond
Deputy Mayor	R A Clancy
Councillor	R M Bouchée
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
General Manager City Services	R A Cooper
General Manager Corporate Services	I S Walker

1. Opening

His Worship the Mayor declared the meeting open at 7.06pm.

2. Kurna Acknowledgement

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

We acknowledge Kurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kurna People today.

3. 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 Nil

4.2 Absent Nil

5. **Items Presented to Council** Nil

6. **Declaration of Interest**

Members were reminded to declare their interest before each item.

7. **Confirmation of Minutes**

C270312/440

Councillor Clancy moved and Councillor Lonie seconded that the minutes of the Ordinary Meeting of Council held on 13 March 2012 be taken as read and confirmed.

CARRIED

8. **Questions by Members**

8.1 Without Notice

8.1.1 Tree Planting Diagonal and Oaklands Roads

Councillor Looker asked a question regarding the progress of the discussions with DTEI regarding further plantings of trees in the median strip along Diagonal and Oaklands Roads.

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

8.1.2 Signage on Trams

Councillor Looker asked a question regarding the change of destination signage on Trams.

The Chief Executive Officer, Mr J Lynch provided a response.

8.1.3 Glenelg Foreshore Building

Councillor Bouchée asked a question regarding the lessee of the Foreshore building owing any payments to Council.

The Chief Executive Officer, Mr J Lynch provided a response.

His Worship the Mayor sought leave of the meeting to consider item 14.8 at this time.

Leave was granted by the Meeting.

14.8 Proposal to Relocate Bus Layover Areas from Moseley Street, Glenelg (Report No: 75/12)

The Public Transport Services Division (PTSD) of the Department for Planning, Transport and Infrastructure (DPTI) contacted Council in early 2011 with a proposal to relocate 2 existing public bus layover areas from Moseley Street between Jetty Road and High Street, Glenelg.

The City of Holdfast Bay provided in-kind assistance to the Department by conducting public consultation in September 2011 and the outcome was a clear majority of respondents did not support the proposal. Subsequent to considerations by Council, the Department was advised of the consultation results.

Based on the feedback received from the consultation respondents, the Department has revised the proposal and is providing 2 options for Council's consideration.

Fundamentally, relocating the bus layover areas will address concerns including:

- The high demand for on-street parking in the Glenelg precinct, within immediate proximity of Jetty Road
- Requests from the Jetty Road Mainstreet Management Committee (JRMMC) for additional on-street customer parking
- Improved traffic movements on Jetty Road
- Improve road safety at the intersection of Moseley Street and Jetty Road
- Provide opportunities for a safer pedestrian environment in Glenelg.

C270312/441

Councillor Looker moved and Councillor Bouchee seconded that Item 14.8 Proposal to Relocate Bus Layover Areas from Moseley Street, Glenelg be adjourned to the next meeting until further information is sought from the Minister for Transport Services.

CARRIED

8.2 With Notice

8.2.1 Issues with Jetty Road Mainstreet Management and Traders

In accordance with his notice, Councillor Patton asked the following questions:

- 1. Is it possible to appoint/advertise for a Mainstreet Manager.**
- 2. Reduce the separate rate (annual levy) for Traders**

Background

It has been brought to my notice that the majority of Jetty Road traders are unhappy with the Jetty Road Mainstreet Management Committee and what they get in return for their money. In my opinion there is an urgent need for a Mainstreet Manager, who has the ability to interact with traders, landlords, all forms of media and shoppers. If a person of this ability can be appointed prior to June 30 with a strong announcement from Council it would turnaround confidence and perception within 12 months.

The Budgeted money which is provided via the Mainstreet levy by the Traders is always under budget as I understand and if there could be a reduction by say 20 per cent in the coming financial year would be a worthwhile start to the year.

The meetings which I have attended over the past 15 months are concentrated in many ways about upcoming events (which are many) and not on the Main Street issues.

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

Yes it is possible to appoint a manager into this role and we would welcome the opportunity to assess this further.

Feedback has been received from both traders and landlords regarding the effectiveness of the Jetty Road Mainstreet Management Committee. Some traders and landlords feel that the current membership and structure of the committee has not resulted in increased vibrancy for the precinct. Traders and Landlords are now questioning how the annual levy is spent and its direct benefit for the precinct.

The Jetty Road Mainstreet Management Committee is a committee of Council and therefore, Council has the authority to review and change the composition, existence and delegations of this committee. Given the sentiment of stakeholders within the precinct, it maybe timely for Council to consider options for the composition and both the JRMM Committee.

Composition and role of Committee

Council may wish to consider the composition and role of the committee. The majority of current committee members are traders, providing little input for other precinct stakeholders. To gain a wider stakeholder view, landlords and residents could be included in the committee membership.

The role of the committee could be considered to move from a management committee to a stakeholder group. One option could be changing the main role of this group to focus on developing and testing ideas for activities within the precinct, allowing for staff to be responsible for implementing these activities.

Role of the Jetty Road Mainstreet Co-ordinator

Council currently seeks recommendations from the Committee regarding the purpose and skill set of this role. The budget for this role currently sits within the Jetty Road Mainstreet Management Committee budget. In October 2011, the Committee decided to change the nature of the role from a Main Street Manager to a co-ordinator level. If Council were to reconsider the role and composition of the Jetty Road Mainstreet Management Committee, it would be timely that the purpose and skill set of this role is considered as part of this process.

Levy

The separate rate for 2011/12 is \$535,144. At time of writing, \$258,573 has been spent from this budget line. The JRMMC makes a recommendation to Council regarding the amount of revenue to be raised from the separate rate and Council has the authority to approve, refuse or amend this amount. If there is a change to the separate levy, this decision could form part of an overall review of the Jetty Road Mainstreet Management Committee.

8.2.2 Use of Council Branding

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

1. **Could the Mayor please provide an explanation to Council regarding the apparent unauthorised use of council's name and logo, signifying civic endorsement of the function, The Mayor's Prayer Breakfast" organised by an extremist, fundamentalist men's religious group?**
2. **What steps has administration taken to ensure that the Council's logo, a registered trademark, is correctly used and what steps taken to prevent unauthorised use?**
3. **Given that Council authorises and becomes a sponsor of events through cash or 'in kind' support, what policies apply to ensure that The City of Holdfast Bay name and logo are given appropriate exposure and prominence?**
4. **What guidelines exist or may need to exist regarding the use by elected members of the Council trademark logo at events they may have independently attended, organised or endorsed?**

His Worship the Mayor provided a response to the question.

9. Member's Activity Reports Nil

10. Public Presentations

10.1 Petitions

10.1.1 Susan Grace Benny Park Upgrade

A petition has been received from 58 residents and 27 children regarding the upgrade of Susan Grace Benny Park.

The petition states as follows:

"To the Holdfast Bay Council

Susan Grace Benny Park neighbourhood draws to the attention of the Holdfast Bay Council the current state of our playground and park.

We therefore request that you make improvements to Susan Grace Benny Park and playground."

C270312/442

Councillor Lonie moved and Councillor Yates seconded that the petition be received by Council and forwarded to the appropriate department for a response.

CARRIED

10.1.2 Bicycle Lane Cliff Street, Glenelg East

A petition has been received from 34 residents of Cliff Street, Glenelg East regarding the proposal to place bicycle lanes along the Glenelg East section of Cliff Street.

The petition states as follows:

"Please present this petition result to Council at the meeting on 13 March 2012

It refers to council's proposal to place bicycle lanes along the Glenelg East section of Cliff Street.

As you are aware, the result of your own survey was that a greater number of ratepayers living on Cliff Street are against this cycle lane proposal and the way council has rejected the result of a vote the council themselves asked for.

So to clarify the situation, a petition was circulated to the few homes where people were at home during the couple of hours that the survey was conducted – a resounding result being we, the vast majority of ratepayers living on Cliff Street, Glenelg East are opposed to the Bicycle lanes

32 properties against the lanes and 2 for the lanes."

The petition submitted requested that the petitioners indicate their position for and against the bicycle lanes.

C270312/443

Councillor Patterson moved and Councillor Lonie seconded that the petition be received by Council and that the head petitioner be advised of Council's decision.

CARRIED

10.1.3 Seacliff Foreshore Vegetation

A petition has been received from 245 citizens of South Australia regarding the Seacliff Foreshore Vegetation.

The Petition states as follows:

“Petition to the City of Holdfast Bay

In support of the maintenance and ongoing control of the tree bushes to a maximum height of 1.3 metres situated along the coastal footpaths located in front of resident dwellings (refer letter dated 25th November 2011).

Submitted with the Petition is correspondence sent by the Head Petitioner to Council regarding the pruning of these bushes, letters from real estate agents in support of the pruning and images of the bushes. Four pages of the petition are provided for the information of members.

C270312/444

Councillor Roe moved and Councillor Lonie seconded that the petition be received by Council.

CARRIED

10.2 Presentations Nil

10.3 Deputations

10.3.1 Revocation of Community Land Status – Former Brighton Town Hall

The following members of the community will make a five minute deputations to Council regarding the Revocation of Community Land Status – Former Brighton Town Hall.

- Ms Lisa Crago
- Ms Lola Hede
- Mr Peter Williams

10.3.2 Susan Grace Benny Park

Ms Tracy Keeve will make a five minute deputation to Council regarding the petition on Susan Grace Benny Park upgrade.

10.3.3 Seacliff Foreshore Vegetation

The following members of the community will make a five minute deputations to Council regarding the Seacliff Foreshore Vegetation Review.

- Mr David Bishop
- Mr Russell Ellis
- Mr Justin Cavuoto

Councillor Bouchee left the chamber at 8.14pm.

Councillor Huckstepp left the chamber at 8.14pm.

Councillor Bouchee rejoined the chamber at 8.16pm.

Councillor Huckstepp rejoined the chamber at 8.16pm.

Councillor Bouchée left the chamber at 8.18pm.

Councillor Clancy left the chamber at 8.18pm.

Councillor Bouchée rejoined the chamber at 8.19pm.

10.3.4 Membership of the Murray Darling Association

Ms Raelene Telfer will make a five minute deputation to Council regarding the Murray Darling Association.

Councillor Clancy rejoined the chamber at 8.22pm.

11. Motions on Notice

11.1 Upgrade of Susan Grace Benny Park

In accordance with his notice:

C270312/445

Councillor Huckstepp moved and Councillor Yates seconded

- 1. That given the rapidly changing demographic and the isolation from other major reserves and associated infrastructure I would ask that Council support the need for an upgrade to the play equipment at Susan Grace Benny Reserve and an amount of \$60,000 be seriously considered in the 2012/13 Open Space Budget to facilitate this upgrade.**
- 2. That a basketball ring be considered at a future stage.**

CARRIED

Councillor Bouchée left the chamber at 8.40pm.

Councillor Bouchée rejoined the chamber at 8.41pm.

AMENDMENT

Councillor Lonie moved and Councillor Bouchee seconded:

1. That given the rapidly changing demographic and the isolation from other major reserves and associated infrastructure I would ask that Council support the need for an upgrade to the play equipment at Susan Grace Benny Reserve and gives serious consideration of an amount of \$60,000 be allocated in the 2012/13 Open Space Budget to facilitate this upgrade.
2. That council develops an overall plan for the upgrade of the playgrounds east of Brighton Road, in conjunction with the open space plan.

THE AMENDMENT WAS LOST

Councillor Donaldson left the chamber at 8.47pm.

FURTHER AMENDMENT

Councillor Fisk moved that given the rapidly changing demographic and the isolation from other major reserves and associated infrastructure I would ask that Council support the need for an upgrade to the play equipment at Susan Grace Benny Reserve and an amount of \$60,000 be allocated in the 2012/13 and 2013/14 Open Space Budget to facilitate this upgrade.

THE AMENDMENT LAPSED FOR WANT OF A SECONDER

Background

Ever since my appointment to Council the residents in this area have continually asked that the minimal amount of play equipment at this large reserve (1.087 ha) be upgraded to cater for the growing numbers of younger children living in the area and indeed the increasing numbers of grandchildren either being cared for by retiree grandparents or visiting on a regular basis.

The latest demographic study undertaken by Council shows that there are approximately 1,000 children between 0-14 years residing in the southern region of

Holdfast Bay but these figures don't reflect the amount of regular visitors or those being cared for on a daily basis by retired grandparents.

Further to this the area is generally isolated from easy access to there better serviced reserves on the foreshore etc by the busy Brighton Road and Seacombe Road.

Councillor Donaldson rejoined the chamber at 8.51pm.

12. Adjourned Matters

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

Councillor Roe left the chamber at 8.54pm.

13.1 Minutes – Jetty Road Mainstreet Management Committee (Report No: 61/12)

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 7 March 2012, are attached and presented for Councils' information.

The financial statement for January 2012 is presented for the information of members.

C270312/446

Councillor Patton moved and Councillor Fisk seconded that the following minutes of the Jetty Road Mainstreet Management Committee held 7 March 2012 are received.

CARRIED

Councillor Roe rejoined the chamber at 8.56pm.

13.2 Minutes – Audit Committee Meeting – 29 February 2012 (Report No: 73/12)

Councillor Lonie left the chamber at 8.56pm.

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 29 February 2012, are presented and submitted for Council for information and endorsement, noting in particular the Committee's recommendations presented below for endorsement.

Councillor Lonie rejoined the chamber at 8.59pm.

C270312/447

Councillor Looker moved and Councillor Fisk seconded that the minutes of the Audit Committee meeting held 29 February 2012 be received and noted.

CARRIED

14. Reports by Officers

14.1 Items in Brief (Report No: 83/12)

Report No: 83/12 was presented detailing items which were presented for the information of Members and did not require a separate resolution.

C270312/448

Councillor Yates moved and Councillor Fisk seconded that the report be noted and items of interest be discussed.

CARRIED

14.2 Request to Attend the National General Assembly of Local Government – Canberra June 2012(Report No: 76/12)

The 2012 National General Assembly of Local Government, Growing with our Community, Place, Position, Partnership will be hosted by the Australian Local Government Association (ALGA) from 17 - 20 June 2012, in Canberra, ACT.

His Worship the Mayor has expressed an interest in attending this year's National General Assembly.

C270312/449

Councillor Dixon moved and Councillor Donaldson seconded:

- 1. That Council approves the attendance of Mayor Ken Rollond and Councillor Clancy at the National General Assembly of Local Government, from 17 - 20 June 2012.**
- 2. That Council appoints Mayor Rollond to be the voting delegate at the National General Assembly of Local Government**
- 3. That any delegates attending the 2012 National General Assembly of Local Government present a report back to Council.**

CARRIED

14.3 Membership of the Murray Darling Association (Report No: 78/12)

The Murray Darling Association was formed in 1944 as the Murray Valley Development League. It is an association of over 90 Local Government Municipalities, along with community groups, businesses and individuals with an interest in ensuring that the Murray-Darling Basin continues as a viable and valuable asset for all.

The City of Holdfast Bay has been a member of the association since 1997, and pays an annual subscription fee of \$1,700.80, based on our population size.

Councillor Yates is currently our representative on the Murray Darling Association, and is appointed for the term of council. Council is being asked to consider if it continues to be a member of the Murray Darling Association.

Councillor Bouchee moved and Councillor Fisk seconded that the City of Holdfast Bay organises an individual membership for Council's representative to the Murray Darling Association.

LOST

C270312/450

Councillor Looker moved and Councillor Donaldson seconded that the City of Holdfast Bay retains corporate membership of the Murray Darling Association.

CARRIED

His Worship the Mayor sought leave of the meeting to consider Item 14.9 next.

Leave was granted by the meeting.

14.9 Request for Pruning of Coastal Vegetation (Report No: 82/12)

Council considered a report in December 2011 upon a request from three residents of Seacliff to prune vegetation growing in the coastal dunes between Wheatland Street and Edwards Street. At the time the report indicated that further investigation was required before a detailed report could be presented. This report identifies the issues that are pertinent to this which include the environmental benefits of vegetation, the legal right of property owners to a view from their property and the cost of maintaining this vegetation should a decision be made to prune as requested.

C270312/451

Councillor Roe moved and Councillor Bouchee seconded:

1. **That a report be provided to council which outlines a detailed planting and renewal strategy, with species selection options and possible locations, this would include a timeline.**
2. **Community consultation be prepared for the above.**
3. **That the draft Coastal Vegetation Policy be endorsed for consultation.**
4. **That the report also provide outcomes of consultation on the draft Coastal Vegetation Policy.**
5. **That correspondence be sent to the residents who have communicated with Council informing them of Council's decision.**

6. **Work with SAPOL to determine security issues and implement management strategies.**

7. **Work with the Metropolitan Fire Service on fire risks and develop a strategy.**

CARRIED

14.4 Endorsement of Code of Practice for Access to Meetings and Documents (Report No: 85/12)

Councillor Roe left the chamber at 9.25pm.

This report seeks Council's endorsement of the Code of Practice for Access to Meetings and Documents following community consultation as required by the Local Government Act 1999. One comment was received during the public consultation process.

Councillor Roe rejoined the chamber at 9.27pm.

C270312/452

Councillor Looker moved and Councillor Clancy seconded that following community consultation the Code of Practice for Access to Meetings and Documents is endorsed.

CARRIED

Councillor Huckstepp left the chamber at 9.27pm.

Councillor Looker left the chamber at 9.27pm.

14.5 Response to Draft Brighton Road Management Plan (Report No: 74/12)

The Department of Planning, Transport and Infrastructure has released a draft Road Management Plan for Brighton Road for public consultation. Council provided informal verbal feedback to the Department in August 2011 at a workshop regarding the draft recommendations of the Plan. A draft submission is provided for Council's consideration and endorsement.

Councillor Huckstepp rejoined the chamber at 9.28pm.

C270312/453

Councillor Bouchee moved and Councillor Lonie seconded that Council endorses the enclosed submission for lodgement with the Department of Planning, Transport and Infrastructure in response to the Draft Road Management Plan for Brighton Road (subject to minor amendments).

CARRIED

14.6 Request to Attend Planning for Public Health: The South Australian Public Health Act and the Role of Local Government (Report No: 77/12)

Councillor Looker has expressed an interest in attending the Wallmans Lawyers and Department of Health are presenting Planning for Public Health: The South Australian Public Health Act and the Role of Local Government. The cost of this session is \$40.00 and will be held on Wednesday 11 April 2012.

C270312/454

Councillor Fisk moved and Councillor Yates seconded that Council approves the attendance of Councillor Looker at the Wallmans Lawyers and Department of Health Planning for Public Health on 11 April 2012.

CARRIED

Councillor Looker rejoined the chamber at 9.33pm.

14.7 Regulated Tree Removal – Partridge Street, Glenelg (Report No: 81/12)

Council is requested to consider removal of one regulated tree in Council's car park on the eastern side of Partridge Street. The 13m to 20m high mature *Corymbia citriodora* – Lemon Scented Gum is regulated under the Development Act 1993 (Amendment), and is not a native South Australian tree species.

Councillor Clancy declared an interest in the matter, due to her membership of the Council's Development Assessment Panel and left the chamber at 9.35pm.

Councillor Dixon declared an interest in the matter, due to his membership of the Council's Development Assessment Panel and left the chamber at 9.35pm.

Councillor Huckstepp declared an interest in the matter, due to his membership of the Council's Development Assessment Panel and left the chamber at 9.35pm.

Councillor Looker moved and Councillor Bouchee seconded that the tree be retained pending further discussions regarding the site.

LOST

C270312/455

Councillor Lonie and Councillor Patton moved

1. **That subject to all necessary consents, due to potential for failure and inability for risk reduction pruning, the *Corymbia citriodora* – Lemon scented gum in the east carpark on Partridge Street Glenelg be removed with costs met by Council.**
2. **That the offset tree with the potential to become significant be planted in the Glenelg precinct.**

CARRIED

Councillor Bouchée left the chamber at 9.44pm.

Councillor Clancy rejoined the chamber at 9.44pm.

Councillor Dixon rejoined the chamber at 9.44pm.

Councillor Huckstepp rejoined the chamber at 9.44pm.

14.10 Monthly Financial Report – February 2012 (Report No: 80/12)

Presented were the financial reports as at 29 February 2012. They comprise a Funds Statement and a Capital Expenditure Report for Council's municipal activities and Alwyndor Aged Care.

C270312/456

Councillor Looker moved and Councillor Fisk seconded that Council receives the financial reports to 29 February 2012 and notes:

1. **Municipal activities**
 - a. **an unchanged projected operating surplus for 2011/12 of \$160,000 (compared to a zero result in the original budget)**
 - b. **an unchanged projected capital expenditure for 2011/12 of \$18.788 million (compared to \$10.691 million in the original budget)**

- c. an unchanged projected funding requirement for 2011/12 of \$8.722 million (compared to \$1.726 million in the original budget)
2. Alwyndor Aged Care
- a. an unchanged projected operating surplus for 2011/12 of \$1.270 million (no change to \$1.270 million in the original budget)
 - b. an unchanged projected capital expenditure for 2011/12 of \$10.385 million (no change to \$10.385 million in the original budget)
 - c. an unchanged projected funding requirement for 2011/12 of \$8.704 million (no change to \$8.704 million in the original budget)

CARRIED

14.11 Cinema and Car Park Development Proposals (Report No: 86/12)

Council has received a preliminary proposal to develop a parcel of council owned land in the vicinity of Jetty Road Glenelg. Approval is sought to continue discussions with the aim of developing a more detailed proposal for Council's consideration.

Councillor Fisk moved and Councillor Yates seconded that this item be adjourned until after the next Council Meeting after Councillor Bouchee's Notice of Motion has been considered on 10 April 2012.

LOST

C270312/457

Councillor Looker moved and Councillor Donaldson seconded that Council, in order to advance its consideration of the proposal, authorises the Chief Executive Officer to develop a detailed proposal regarding a potential cinema and car park development, and for this to be presented to Council for further deliberation.

CARRIED

A division was called.

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

HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED

- 15. Resolutions subject to formal motions Nil
- 16. Urgent Business – Subject to the Leave of the Meeting

17. Closure

The Meeting closed at 10.06pm.

CONFIRMED Tuesday 10 April 2012

MAYOR