



Minutes of the Ordinary Meeting of Council Held in the Council Chamber, Glenelg Town Hall on 11 June 2024 at 7.00pm

MEMBERS PRESENT

Mayor A Wilson
Councillor R Abley
Councillor J Fleming
Councillor A Kane
Councillor C Lindop
Councillor S Lonie
Councillor W Miller
Councillor M O'Donohue
Councillor R Patton
Councillor J Smedley
Councillor R Snewin
Councillor A Venning

STAFF IN ATTENDANCE

Chief Executive Officer – R Bria
General Manager, Assets and Delivery – P Jackson
General Manager, Community and Business – M Lock
General Manager, Strategy and Corporate – S Wachtel

1. OPENING

Her Worship the Mayor declared the meeting open at 7.00pm.

2. KAURNA ACKNOWLEDGEMENT

With the opening of the meeting Her 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. SERVICE TO COUNTRY ACKNOWLEDGEMENT

The City of Holdfast Bay would like to acknowledge all personnel who have served in the Australian forces and services, including volunteers, for our country.

4. PRAYER

Her 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.

5. APOLOGIES

5.1 Apologies Received – Councillor A Bradshaw

5.2 Absent

6. ITEMS PRESENTED TO COUNCIL - Nil

7. DECLARATION OF INTEREST

Members were reminded to declare their interest before each item.

8. CONFIRMATION OF MINUTES

Motion

C110624/7778

That the minutes of the Ordinary Meeting of Council held on 28 May 2024 be taken as read and confirmed.

Moved Councillor Lonie, Seconded Councillor Miller

Carried Unanimously

9. PUBLIC PRESENTATIONS

9.1 **Petitions** - Nil

9.2 **Presentation** - Nil

9.3 **Deputations** - Nil

10. QUESTIONS BY MEMBERS

10.1 **Without Notice**

10.1.1 **Margaret Messenger Reserve**

Councillor O'Donohue asked a question in relation to the fencing installed around the Margaret Messenger Playground.

General Manager, Assets and Delivery provided a response.

10.2 **On Notice**

10.2.1 **Drone Regulations – Mayor Wilson** (Report No: 186/24)

Mayor Wilson asked the following question:

“Are there laws or bylaws to stop drones from flying over people’s homes and backyards? If there are, how are they enforced. What agency is responsible (if any).”

ANSWER – MANAGER, COMMUNITY SAFETY

The use of model aircraft and drones is governed by the Civil Aviation Safety Authority (CASA) legislation, under the Civil Aviation Safety Regulations 1998 (CASR1998).

Full details can be found on the Civil Aviation Safety Authority (CASA) website at - New advice for anyone flying a model aircraft or drone for fun or education | Civil Aviation Safety Authority (casa.gov.au).

CASA rules include:

- Only flying your craft in visual line-of-sight, in day visual meteorological conditions (VMC). This means:
 - o no night flying
 - o no flying in or through cloud or fog

- o being able to always see the aircraft with your own eyes (rather than through first person view (FPV), unless you operate under the procedures of an approved model flying association
- o not flying closer than 30m to vehicles, boats, buildings or people.
- o not flying over any populous area, such as beaches, other people's backyards, heavily populated parks or sports ovals where a game is in progress
- o not flying higher than 400 feet (120m) above the ground
- o not flying in a way that creates a hazard to other aircraft
- o keep at least 5.5 km away from airfields, aerodromes and helicopter landing sites.

CASA is the enforcement agency, however in cases of a significant threat/hazard or a perceived threat to people or aircraft, where South Australia Police will intervene.

Administration is also guided by Council Bylaw 3 – Section 9 – Activities requiring permission, which states:

9.28 Model Aircraft, Boats and Cars

Subject to the Civil Aviation Safety Regulations 1998:

9.28.1 *fly or operate a model or drone aircraft, boat or model or remote-control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use of and enjoyment of the land; or*

9.28.2 *fly or operate a model or drone aircraft, boat or model or remote-control vehicle on any Local Government Land to which the Council has resolved this subclause applies.*

From time-to-time Administration will grant a permit for flying drones. This is rare and generally for building inspections for multi-level complexes. These are subject to CASA approval.

Administration will also respond to complaints and enquiries, however in the last year, there has only been a small number of calls, primarily focussed on where residents are permitted to fly their drones.

11. MEMBER'S ACTIVITY REPORTS - Nil

12. MOTIONS ON NOTICE

12.1 Motion on Notice – Night Time Economic Development Policy –
Councillor Miller (Report No: 167/24)

Motion

C110624/7779

That Council, in consultation with Jetty Road Mainstreet Committee, develop a Night Time Economic Development Policy.

Moved Councillor Miller, Seconded Councillor Kane

Carried Unanimously

13. ADJOURNED MATTERS - Nil

14. REPORTS OF MANAGEMENT COMMITTEES AND SUBSIDIARIES - Nil

15. REPORTS BY OFFICERS

15.1 Items in Brief (Report No: 185/24)

The item was presented for the information of Members.

After noting the report any item of interest was discussed and, if required, further motions proposed.

Motion

C110624/7780

That the following item be noted and any items of interest discussed:

1. Words Grow Minds Baby's Day Out Grant

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

Conflict of Interest

Councillor Fleming declared a general conflict of interest for Item 15.2 – **Draft 2024-25 Annual Business Plan and Long-Term Financial Plan 2024-34 Community Engagement Results** (Report No: 189/24) (pursuant to sections 74 and 75A of the *Local Government Act 1999*), on the basis that she is a member of the Council Assessment Panel which may consider items referred to the Panel.

Councillor Fleming dealt with the general conflict of interest by making it known to the meeting and leaving the chamber at 7.07pm.

15.2 **Draft 2024-25 Annual Business Plan and Long-Term Financial Plan 2024-34
Community Engagement Results (Report No: 189/24)**

At its meeting on 23 April 2024, Council resolved to release the Draft 2024-25 Annual Business Plan and the Long-Term Financial Plan 2024-34 for consultation. The consultation period for both plans was from 24 April to 17 May 2024.

The Draft 2024-25 Annual Business Plan included the strategically and financially significant project to transform Jetty Road Glenelg. The Project's Prudential Report had identified funding as a key risk (specifically, that Council required a funding model to fund the project) and recommended community engagement on a funding mechanism.

Historically, response rates to Annual Business Plan consultations are low. Given this, a statistically reliable survey was commissioned from Intuito Market Research, to ensure Council had additional information regarding community sentiment about the project and, specifically, the funding model being proposed. The survey was undertaken between 24 April and 17 May 2024, during the consultation period.

While the survey returned high levels of support for the project and more support than not for the funding model, the consultation feedback raised a range of concerns about debt levels, who should pay and Council's ongoing sustainability. In response to these concerns, an independent review was commissioned from Galpins (Accountants, Auditors and Business Consultants). This review (which is provided as an attachment herein) confirmed the underlying assumptions as being appropriate and found that there is no threat to Council's sustainability from the proposed funding model.

A workshop was held on 4 June 2024, at which the results of the consultation and survey were provided to the Elected Members. The full suite of comments received and a comprehensive report on the survey were provided as attachments to the report for Council's consideration.

Motion

C110624/7781

That Council:

- 1. notes the results of the consultation and recommended responses on the Draft 2024-25 Annual Business Plan and the Long-Term Financial Plan 2024-34 including the feedback on the Transforming Jetty Road Project and funding model; and**

2. **notes the results of the additional survey on the Transforming Jetty Road Glenelg Project.**

Leave of the meeting was sought to allow Councillor Miller to extend the speaking time for an additional one (1) minute. Leave of the meeting was granted.

Moved Councillor Kane, Seconded Councillor Abley

Carried Unanimously

Councillor Fleming re-joined the chamber at 7.33pm.

15.3 **Club Holdfast Bowls and Croquet Lighting Replacement (Report No: 181/24)**

Council approved \$150,000 in the 2022-23 Annual Business Plan to contribute to the lighting replacement at Club Holdfast, located on the corner of ANZAC Highway and Tapley's Hill Road, Glenelg North. By October 2022, a pre-tender high level cost estimate for the project was \$250,000. Given the estimated project cost exceeding budget allocation, Administration applied for several grants to cover the escalating costs however were unsuccessful. Due to the poor condition of the existing light structures and independent engineers' advice to remove the lights, Administration was seeking approval to deliver a descoped project but still achieving the lighting upgrades as per original scope.

Motion

C110624/7782

That Council approves a descoped project to proceed with the necessary urgent works to replace the existing lighting infrastructure at Club Holdfast.

Moved Councillor Abley, Seconded Councillor Kane

Carried

15.4 **Holdfast Bay Community Centre – Trinity Bay Lease (Report No: 184/24)**

The lease assigned to Trinity Bay Incorporated at the Holdfast Bay Community Centre expires on 30 June 2024 without a right of extension. The report sought Council's endorsement for a new lease between Council and Trinity Bay Incorporated at the Holdfast Bay Community Centre for a period of one-year, with an option to extend for a further year.

Motion

C110624/7783

That Council:

1. **enters into a Lease with Trinity Bay Incorporated over a portion of land contained within Certificate of Title Volume 5933 Folio 501 for a period of one (1) year commencing 1 July 2024; and**

2. **authorises the Mayor and Chief Executive Officer to execute and seal the document required to give effect to the Lease.**

Moved Councillor Fleming, Seconded Councillor Venning **Carried Unanimously**

15.5 **Draft Urban Greening Strategy** (Report No: 182/24)

The Government of South Australia recognises that for Adelaide's urban environment to thrive, a roadmap is needed to increase tree canopy, increase tree species diversity, cool the city and increase biodiversity.

With urban temperatures predicted to increase, it is critical that we grow a healthy and diverse urban forest with trees and other plants on both public and private land. For the last two years they have undertaken significant research and consulted widely with metropolitan councils, industry peak bodies, research institutions, Kaurua, non-government organisations and the broader community to develop the draft Urban Greening Strategy.

The strategy is currently out for public consultation and Administration has developed a submission for Council to endorse.

Motion

C110624/7784

That Council endorses the submission to the Urban Greening Strategy.

Moved Councillor Lonie, Seconded Councillor Abley **Carried Unanimously**

15.6 **Disability Access and Inclusion Plan (DAIP) 2023 Progress and Compliance Report** (Report No: 179/24)

In 2023, the City of Holdfast Bay continued to advance its Disability Access and Inclusion Plan (DAIP), aligning with legislative changes and enhancing community inclusivity. Key achievements include the integration of accessibility features in public spaces, which have significantly enhanced mobility and access across the community. The report sought Council's endorsement of the DAIP progress and its continued implementation to meet state and community expectations.

Motion

C110624/7785

That Council notes the Disability Access and Inclusion Plan 2023 Progress and Compliance Report.

Moved Councillor Abley, Seconded Councillor O'Donohue **Carried Unanimously**

15.7 **Adelaide Festival 2024** (Report No: 180/24)

Council entered into a Partnership Agreement with Adelaide Festival that supported bringing the world premiere of Baleen Moondjan, a dance performance produced by Stephen Page AO, to Glenelg Beach. The performance attracted 7,238 attendees over four nights. Baleen Moondjan featured heavily in Adelaide Festival's comprehensive nine-month national marketing campaign rolled out in the lead up and during the Festival. Separately, Adelaide Festival secured Council's permission to install The Whale, a large sculptural and performance artwork, on Glenelg Beach. This attracted significant media attention and 100,000 onlookers.

Motion

C110624/7786

That Council notes this report.

Moved Councillor Kane, Seconded Councillor Abley

Carried Unanimously

16. **RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**

17. **URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING - Nil**

18. **ITEMS IN CONFIDENCE - Nil**

CLOSURE

The Meeting closed at 7.47pm.

CONFIRMED 25 June 2024

MAYOR