

**ADELAIDE HILLS COUNCIL
MINUTES OF SPECIAL COUNCIL MEETING
TUESDAY 17 JULY 2018
63 MT BARKER ROAD STIRLING**

In Attendance:

Presiding Member: Acting Mayor Jan-Claire Wisdom

Members:

Councillor	Ward
Councillor Ron Nelson	Manoah
Councillor Ian Bailey	Marble Hill
Councillor Nathan Daniell Councillor John Kemp	Mt Lofty
Councillor Lynton Vonow Councillor Andrew Stratford	Onkaparinga Valley
Councillor Linda Green	Torrens Valley

In Attendance:

Andrew Aitken	Chief Executive Officer
Peter Bice	Director Engineering & Assets
Marc Salver	Director Strategy & Development
Natalie Westover	Acting Director Community & Customer Service
Lachlan Miller	Executive Manager Governance & Performance
John McArthur	Manager Waste & Emergency Management
Sharon Leith	Sustainability Officer
Steven Watson	Governance & Risk Coordinator Minute Secretary

1. COMMENCEMENT

The special council meeting commenced at 6:32pm.

2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kurna people and we recognise their connection with the land.

We understand that we do not inherit the land from our ancestors but borrow it from our children and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children’s ability to live on this land.”

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3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Cr Malcolm Herrmann
Cr Kirrilee Boyd
Cr Jan Loveday

3.2 Leave of Absence

Mayor Bill Spragg (14 July to 28 July 2018) approved 26 June 2018

3.3 Absent

Nil

4. DECLARATION OF INTEREST BY MEMBERS OF COUNCIL

Under Section 75 of the Local Government Act 1999 Cr Green disclosed a Perceived Conflict of Interest in Item 6.5 the nature of which is as follows:

- I live opposite the development and believe that I may receive a benefit or suffer a loss of a direct or indirect nature depending on the outcome of the matter.

Cr Green intends to participate in discussions and vote.

5. PUBLIC FORUM

Nil

6. BUSINESS OF THE MEETING

6.1 Bott Adelaide Hills Rally – Road Closure Consent

Andrew Admiraal, Event Director, Bott Adelaide Hills Rally addressed Council.

Cr Daniell sought and was granted leave of the meeting to speak again to the matter.

Moved Cr Linda Green

153/18

S/- Cr Nathan Daniell

Council resolves:

1. That the report be received and noted.
2. That, in relation to the 2018 Bott Adelaide Hills Rally, Council's support of the event is contingent on UME, to the satisfaction of the CEO:

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- a. Entering into a road repair agreement with Council to cover any rectification works required as a result of damage caused by the event;
- b. Providing satisfactory financial security to the Council of their ability to meet any obligations under the road repair agreement;
- c. Agreeing to undertake road dilapidation reports of the route prior to and subsequent to the event at their cost;
- d. Providing evidence of satisfactory insurance to cover any damage to third party property caused by the event;
- e. Providing written confirmation from affected business owners, including Anderson Hill Wines, Pike & Joyce Wines and Arkaba Kennels, that they are aware of the road closures and do not oppose the event;
- f. Providing written confirmation to confirm that the concerns raised by affected residents have been addressed and that arrangements for egress and regress from those properties can be managed within the event;
- g. Written confirmation from ASIC that UME is registered beyond 3 August 2018; and
- h. Written confirmation from UME that they will erect advance notices of road closures on the affected roads, in locations advised by Council, at least 2 weeks prior to the event.

That subject to the requirements of 2. being undertaken, Council provides consent for road closure orders in relation to the 2018 Bott Adelaide Hills Rally, to be held on Sunday 23 September 2018 as follows:

- a. Mt Torrens Stage
Sunday 23 September 2018
Approximate closure 8:10am – 2:40pm
 - i. Boundary Farm Road, Mount Torrens - from Terlinga Road to Black Heath Road
 - ii. Black Heath Road, Mount Torrens – from Boundary Road to Warmington Run
 - iii. Warmington Run, Mount Torrens – from Black Heath Road to Hollows Road

NB – this is a boundary road with Mount Barker District Council.

- b. Mawson Road Stage
Sunday 23 September 2018
Approximate closure 12:30pm – 5:30pm
 - i. Mawson Road, Lenswood - from 19 Mawson Road to 237 Croft Road
 - ii. Croft Road, Lenswood - from Mawson Road to Fox Creek Road
- c. Retreat Valley Stage
Sunday 23 September 2018
Approximate closure 1:40pm – 5:40pm

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- i. Retreat Valley Road, Gumeracha - from Gorge Road to Odea Road
- ii. Odea Road, Gumeracha - from Retreat Valley Road to Berry Hill Road
- iii. Berry Hill Road, Kenton Valley - from Odea Road to Langley Road
- iv. Langley Road, Cudlee Creek - from Berry Hill Road to Cudlee Creek Road

That the Chief Executive Officer be authorised to negotiate and execute the agreements identified in 2. and sign all necessary documentation to give effect to these agreements. That the Chief Executive Officer be authorised to consider and respond to requests for consent to minor changes to the timing and extent of the road closures listed in this resolution.

VARIATION

The mover with the consent of the seconder sought and was granted leave of the meeting to vary the motion as follows:

Council resolves:

1. That the report be received and noted.
2. That, in relation to the 2018 Bott Adelaide Hills Rally, Council's support of the event is contingent on UME, to the satisfaction of the CEO:
 - a. Entering into a road repair agreement with Council to cover any rectification works required as a result of damage caused by the event;
 - b. Providing satisfactory financial security to the Council of their ability to meet any obligations under the road repair agreement;
 - c. Agreeing to undertake road dilapidation reports of the route prior to and subsequent to the event at their cost;
 - d. Prior to 23 August 2018:
 - i. Provide evidence of satisfactory insurance to cover any damage to 3rd party property caused by the event;
 - ii. Provide written confirmation from Anderson Hill Wines, Pike & Joyce Wines and Arkaba Kennels, that they are aware of the road closures and the event;
 - iii. Provide written confirmation to confirm that the concerns raised by affected residents have been addressed and that arrangements for egress and regress from those properties can be managed within the event;
 - iv. Written confirmation from ASIC that UME is registered beyond 3 August 2018; and
 - e. Written confirmation from UME that they will erect advance notices of road closures on the affected roads, in locations advised by Council, at least 3 weeks prior to the event.

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- f. **Written notification be provided to land owners along the route confirming the event and suggesting measures be put in place to manage livestock during the event.**
3. **That subject to the requirements of 2. being undertaken, Council provides consent for road closure orders in relation to the 2018 Bott Adelaide Hills Rally, to be held on Sunday 23 September 2018 as follows:**
- a. **Mt Torrens Stage**
Sunday 23 September 2018
Approximate closure 8:10am – 2:40pm
- b. **Boundary Farm Road, Mount Torrens - from Terlinga Road to Black Heath Road**
- c. **Black Heath Road, Mount Torrens – from Boundary Road to Warmington Run**
- d. **Warmington Run, Mount Torrens – from Black Heath Road to Hollows Road**
- e. **Mawson Road Stage**
Sunday 23 September 2018
Approximate closure 12:30pm – 5:30pm
- i. **Mawson Road, Lenswood** - from 19 Mawson Road to 237 Croft Road
- ii. **Croft Road, Lenswood** - from Mawson Road to Fox Creek Road.
- f. **Retreat Valley Stage**
Sunday 23 September 2018
Approximate closure 1:40pm – 5:40pm
- i. **Retreat Valley Road, Gumeracha** - from Gorge Road to Odea Road
- ii. **Odea Road, Gumeracha** - from Retreat Valley Road to Berry Hill Road
- iii. **Berry Hill Road, Kenton Valley** - from Odea Road to Langley Road
- iv. **Langley Road, Cudlee Creek** - from Berry Hill Road to Cudlee Creek Road.
4. **That the Chief Executive Officer be authorised to negotiate and execute the agreements identified in 2. and sign all necessary documentation to give effect to these agreements.**
5. **That the Chief Executive Officer be authorised to consider and respond to requests for consent to minor changes to the timing and extent of the road closures listed in this resolution.**

	Carried Unanimously
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6.2 By-law Consultation Submissions

Moved Cr John Kemp **154/18**
S/- Cr Ron Nelson

Council resolves:

1. That the report be received and noted
2. Notes that the comments and results of the Agency and Community Consultation have been considered in finalising the Draft By-laws which will be reported to Council to consider for adoption at its 24 July 2018 Ordinary meeting.

	Carried Unanimously
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6.3 Cat Registration Scheme

Moved Cr John Kemp **155/18**
S/- Cr Ian Bailey

Council resolves that the report be received and noted.

	Carried Unanimously
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6.4 LED Street Lighting Program

Moved Cr Ian Bailey **156/18**
S/- Cr Ron Nelson

Council resolves:

1. That the report be received and noted
2. That further investigation is undertaken to understand the best approach and tariff structure for transitioning to LED street lighting as soon as practicable.

	Carried Unanimously
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Under Section 74 and 75 of the Local Government Act 1999 Cr Linda Green amended her Conflict of Interest from Perceived to a Material Conflict of Interest in Item 6.5, Revocation of Community Land – Dunnfield Development Mt Torrens, the nature of which is as follows:

- I live opposite the development and believe that I may receive a benefit or suffer a loss of a direct or indirect nature depending on the outcome of the matter.

Cr Linda Green intends to leave the chamber when this item is discussed.

7:50pm Cr Linda Green declared a Material Conflict of Interest and left the Chamber.

6.5 Revocation of Community Land – Dunnfield Development Mt Torrens

Moved Cr John Kemp

157/18

S/- Cr Andrew Stratford

Council resolves:

- 1. That the report be received and noted.**
- 2. That the community land classification over the land comprised in Certificate of Title Volume 6192 Folio 572 being Allotment 1 in Filed Plan No. 252674 be revoked.**

	Carried Unanimously
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7:51pm Cr Linda Green returned to the Chamber.

7. CLOSE SPECIAL COUNCIL MEETING

The meeting closed at 7:51pm.