



ORDINARY COUNCIL MEETING

NOTICE OF MEETING

To: Mayor Jan-Claire Wisdom

Councillor Ian Bailey
Councillor Kirilee Boyd
Councillor Nathan Daniell
Councillor Pauline Gill
Councillor Chris Grant
Councillor Linda Green
Councillor Malcolm Herrmann
Councillor John Kemp
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Andrew Stratford

Notice is given pursuant to the provisions under Section 83 of the *Local Government Act 1999* that the next meeting of the Council will be held on:

Tuesday 22 January 2019
6.30pm
63 Mt Barker Road Stirling

A copy of the Agenda for this meeting is supplied under Section 83 of the Act.

Meetings of the Council are open to the public and members of the community are welcome to attend. Public notice of the Agenda for this meeting is supplied under Section 84 of the Act.

Andrew Aitken
Chief Executive Officer



ORDINARY COUNCIL MEETING

AGENDA FOR MEETING
Tuesday 22 January 2019
6.30pm
63 Mt Barker Road Stirling

ORDER OF BUSINESS

Council Vision

Nurturing our unique place and people

Council Mission

Delivering activities and services which build a resilient community, sustain our built and natural environment and promote a vibrant economy

1. COMMENCEMENT

2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kaurna 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.”

3. APOLOGIES/LEAVE OF ABSENCE

- 3.1. Apology
Apologies were received from
- 3.2. Leave of Absence
- 3.3. Absent

4. MINUTES OF PREVIOUS MEETINGS

Council Meeting – 18 December 2018

That the minutes of the ordinary meeting held on 18 December 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

6. PRESIDING MEMBER'S OPENING REMARKS

7. QUESTIONS ADJOURNED/LYING ON THE TABLE

- 7.1. Questions Adjourned
Nil
- 7.2. Questions Lying on the Table
Nil

8. PETITIONS / DEPUTATIONS / PUBLIC FORUM

- 8.1. Petitions
 - 8.1.1. Stonehenge Reserve, Stirling
- 8.2. Deputations
 - 8.2.1. Neil Sandercock, Stirling Tennis Club, re Stonehenge Reserve
- 8.3. Public Forum

9. PRESENTATIONS (by exception)

Nil

10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

Nil

12. OFFICER REPORTS – DECISION ITEMS

- 12.1. Revocation of Cat Management Policy

- 1. *That the report be received and noted*
- 2. *The 2 November 2004 Cat Management Policy be revoked.*

- 12.2. Udder Delights First Right of Refusal AHBTC

- 1. *That the report be received and noted*
- 2. *That a First Right of Refusal over the land shown in Appendix 3 be included in a new Lease to Udder Delights Australia Pty Ltd.*

- 12.3. Rescission of LMA Kareda Close Balhannah
 1. *The report be received and noted*
 2. *The Council agrees to rescind the registered LMA No. AG 108216630 from 3A Kareda Close (Lot:1 Sec: P4208 DP:76398 CT:6009/480) and*
 3. *The CEO be authorised to sign the Note of Rescission of Land Management Agreement AG 108216630.*

- 12.4. Annual Business Plan Development
 1. *That the report be received and noted*
 2. *That the 2019-20 Annual Business Plan & Budget indicative key activities and indicative timelines are contained in Appendix 1, be noted.*

- 12.5. Burials Outside Cemeteries Policy
 1. *That the report be received and noted*
 2. *That the Burials Outside Cemeteries Policy as provided as Appendix 1 be adopted effective from 1 February 2019.*

- 12.6. Fire & Emergency Services (Miscellaneous) Amendment Bill
 1. *That the report be received and noted.*
 2. *To approve the submission in Appendix 3 to the Parliamentary Select Committee as feedback in relation to the Fire and Emergency Services (Miscellaneous) Amendment Bill 2018.*
 3. *To delegate to the Chief Executive Officer to make any minor content change to reflect discussion on the item and formatting changes for the purpose of finalising the submission to the Parliamentary Select Committee.*

- 12.7. Jungfer Road Speed Limit
 1. *That the report be received and noted*
 2. *That Council undertake the installation of the extended 60km/h speed zone on Jungfer Road by 800m to immediately West of Juers Road, if approved by the Department for Planning, Transport and Infrastructure (DPTI).*

- 12.8. Appointment to GRFMA Audit Committee
 1. *That the report be received and noted*
 2. *To approve the appointment of Cr Malcolm Herrmann's to the Gawler River Floodplain Management Authority's Audit Committee as the Elected Member Representative.*
 3. *To provide a response to the Gawler River Floodplain Management Authority that Council supports the proposed inclusion in the Public Consultation Policy for constituent councils to, subject to the individual council's agreement, assist with the distribution of consultation-related information.*

- 12.9. Review of Confidential Items
Refer to Agenda Item
- 12.10. Election for GAROC 2018 – 2020
 - 1. *That the report be received and noted*
 - 2. *To nominate _____ and _____ and to lodge the completed ballot paper in accordance with the process set out in Appendix 1.*
- 12.11. Status Report – Council Resolutions Update
Refer to Agenda Item

13. OFFICER REPORTS – INFORMATION ITEMS

- 13.1. Fabrik Action Plan
That the report be received and noted.

14. MISCELLANEOUS ITEMS

Nil

15. QUESTIONS WITHOUT NOTICE

16. MOTIONS WITHOUT NOTICE

17. REPORTS

- 17.1. Council Member Reports
- 17.2. Reports of Members as Council/Committee Representatives on External Organisations
- 17.3. CEO Report

18. REPORTS OF COMMITTEES

- 18.1 Council Assessment Panel – 12 December 2018
That the minutes of the CAP meeting held on 12 December 2018 as supplied, be received and noted.
- 18.1.1. Council Assessment Panel – 9 January 2019
That the minutes of the CAP meeting held on 9 January 2019 as supplied, be received and noted.
- 18.2. Strategic Planning & Development Policy Committee
Nil

18.3. Audit Committee
Nil

18.4. CEO Performance Review Panel
Nil

19. CONFIDENTIAL ITEMS

19.1. Road Shoulder Renewal Contract

20. NEXT MEETING

Tuesday 26 February 2019, 6.30pm, 63 Mt Barker Road, Stirling

21. CLOSE MEETING

Council Meeting/Workshop Venues 2019

DATE	TYPE	LOCATION	MINUTE TAKER
JANUARY 2019			
Tues 29 February	Workshop	Stirling	N/A
FEBRUARY 2019			
To be advised	CEO PRP Committee	Stirling	TBA
Tues 5 February	Professional Development	Stirling	N/A
Mon 11 February	Audit Committee	Stirling	TBA
Tues 12 February	Workshop	Woodside	N/A
Wed 13 February	CAP	TBA	Karen Savage
Tues 19 February	Professional Development	Stirling	N/A
Tues 26 February	Council	Stirling	Pam Williams
MARCH 2019			
Tues 12 March	Workshop	Woodside	N/A
Wed 13 March	CAP	TBA	Karen Savage
Tues 19 March	Professional Development	Stirling	N/A
Tues 23 March	Council	Stirling	Pam Williams
APRIL 2019			
Tues 9 April	Workshop	Woodside	N/A
Wed 10 April	CAP	TBA	Karen Savage
Mon 15 April	Audit	Stirling	TBA
Tues 16 April	Professional Development	Stirling	N/A
Tues 23 April	Council	Stirling	Pam Williams

Meetings are subject to change, please check agendas for times and venues. All meetings (except Council Member Professional Development) are open to the public.

Community Forums 2019

6.00 for 6.30pm

(dates and venues to be confirmed)

DATE	LOCATION
To be set by Council at February 2019 meeting	

Conflict of Interest Disclosure Form

CONFLICTS MUST BE DECLARED VERBALLY DURING MEETINGS

Councillor:

Date:

Meeting name:

Agenda item no:

1. I have identified a conflict of interest as:

MATERIAL

ACTUAL

PERCEIVED

MATERIAL: Conflict arises when a council member or a nominated person will gain a benefit or suffer a loss (whether directly or indirectly and whether pecuniary or personal) if the matter is decided in a particular manner. If declaring a material conflict of interest, Councillors must declare the conflict and leave the meeting at any time the item is discussed.

ACTUAL: Conflict arises when there is a conflict between a council member's interests (whether direct or indirect, personal or pecuniary) and the public interest, which might lead to decision that, is contrary to the public interest.

PERCEIVED: Conflict arises in relation to a matter to be discussed at a meeting of council, if a council member could reasonably be taken, from the perspective of an impartial, fair-minded person, to have a conflict of interest in the matter – whether or not this is in fact the case.

2. The nature of my conflict of interest is as follows:

(Describe the nature of the interest, including whether the interest is direct or indirect and personal or pecuniary)

3. I intend to deal with my conflict of interest in the following transparent and accountable way:

I intend to **leave** the meeting (*mandatory if you intend to declare a Material conflict of interest*)

OR

I intend to **stay** in the meeting (**complete part 4**) (*only applicable if you intend to declare a Perceived (Actual conflict of interest)*)

4. The reason I intend to stay in the meeting and consider this matter is as follows:

(This section must be filled in. Ensure sufficient detail is recorded of the specific circumstances of your interest.)

and that I will receive no benefit or detriment direct or indirect, personal or pecuniary from considering and voting on this matter.

CONFLICTS MUST ALSO BE DECLARED VERBALLY DURING MEETINGS

Governance use only: Member voted FOR/AGAINST the motion.



Ordinary Business Matters

A **material, actual or perceived** Conflict of Interest does not apply to a matter of ordinary business of the council of a kind prescribed by regulation.

The following ordinary business matters are prescribed under Regulation 8AAA of the Local Government (General) Regulations 2013.

- (a) the preparation, discussion, conduct, consideration or determination of a review under section 12 of the Act
 - (b) the preparation, discussion, adoption or revision of a policy relating to allowances and benefits payable to members if the policy relates to allowances and benefits payable equally to each member (rather than allowances and benefits payable to particular members or particular office holders)
 - (c) the preparation, discussion, adoption or alteration of a training and development policy under section 80A of the Act
 - (d) the preparation, discussion, adoption or amendment of a strategic management plan under section 122 of the Act
 - (e) the adoption or revision of an annual business plan
 - (f) the adoption or revision of a budget
 - (g) the declaration of rates (other than a separate rate) or a charge with the character of a rate, and any preparation or discussion in relation to such a declaration
 - (h) a discussion or decision of a matter at a meeting of a council if the matter—
 - (i) relates to a matter that was discussed before a meeting of a subsidiary or committee of the council
 - (ii) the relevant interest in the matter is the interest of the council that established the committee or which appointed, or nominated for appointment, a member of the board of management of the council subsidiary or regional subsidiary.
- (2) For the purposes of section 75(3)(b) of the Act, a member of a council who is a member, officer or employee of an agency or instrumentality of the Crown (within the meaning of section 73(4) of the Act) will not be regarded as having an interest in a matter before the council by virtue of being a member, officer or employee.

Engagement and membership with groups and organisations exemption

A member will not be regarded as having a conflict of interest **actual or perceived** in a matter to be discussed at a meeting of council by reason only of:

- an engagement with a community group, sporting club or similar organisation undertaken by the member in his or her capacity as a member; or membership of a political party
- membership of a community group, sporting club or similar organisation (as long as the member **is not** an office holder for the group, club or organisation)
- the member having been a student of a particular school or his or her involvement with a school as parent of a student at the school
- a nomination or appointment as a member of a board of a corporation or other association, if the member was nominated for appointment by a Council.

However, the member will still be required to give careful consideration to the nature of their association with the above bodies. Refer Conflict of Interest Guidelines.

For example: If your **only** involvement with a group is in your role as a Council appointed liaison as outlined in the Council appointed liaison policy, you will not be regarded as having a conflict of interest actual or perceived in a matter, and are **NOT** required to declare your interest.