

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 27 AUGUST 2019
63 MT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Acting Mayor Nathan Daniell

Members:

Councillor Ian Bailey
Councillor Kirrilee Boyd
Councillor Pauline Gill
Councillor Chris Grant
Councillor Linda Green
Councillor John Kemp
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Andrew Stratford

In Attendance:

Andrew Aitken	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Marc Salver	Director Development & Regulatory Services
David Waters	Director Community Capacity
Lachlan Miller	Executive Manager Governance & Performance
Jennifer Blake	Manager Communications Engagement & Events
Mike Carey	Manager Financial Services
John McArthur	Manager Waste & Emergency Management
Natalie Westover	Manager Property Services
Ashley Curtis	Manager Civil Services
Steven Watson	Governance & Risk Coordinator
Pam Williams	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.30pm.

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”.

Mayor _____ 24 September 2019

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3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

3.2 Leave of Absence

- Cr Malcolm Herrmann (13 August to 30 August 2019) approved 23 July 2019
- Mayor Jan-Claire Wisdom (13 August to 16 September 2019) approved 23 July

Moved Cr Mark Osterstock

S/- Cr Kirsty Parkin

207/19

That Leave of Absence be granted for Cr Andrew Stratford from 17 September to 4 October 2019.

Carried Unanimously

3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1 Council Meeting – 23 July 2019

Moved Cr Linda Green

S/- Cr Chris Grant

208/19

That the minutes of the Ordinary Council meeting held on 23 July 2019 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

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5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

5.1 Material Conflict of Interest, Cr Linda Green Item 12.6, East Waste Chair

Under Section 74 of the *Local Government Act 1999* Cr Linda Green disclosed a Material Conflict of Interest in Item 12.6, East Waste Chair, the nature of which is as follows:

- I may suffer a detriment or not, as I sit on the East Waste Board as a Director and as part of the consideration by the Board, which I was part of, made a decision which on review they did not have the authority to exercise this function.

6. PRESIDING MEMBER'S OPENING REMARKS

The Acting Mayor welcomed everyone in the Gallery. Cr Daniell informed Councillors that three requests for Deputations were received for this meeting, with one accepted, one received too late and one refused. The reason for refusal was the subject matter of the proposed deputation was not clear and Cr Daniell was unable to assess whether it was within the powers of Council or was relevant to the Council agenda or Council's purpose.

7. QUESTIONS ADJOURNED/LYING ON THE TABLE

7.1 Questions Adjourned

7.2 Questions Lying on the Table

Item 12.11.1 Status Report Council Resolutions Update – Refer Item 12.11

Cr Osterstock asked "Do Council Members, in making this decision, who have previously declared a Conflict of Interest, have a Conflict of Interest for this item?"

7.2.1 Council Resolution Update including 2 year update to outstanding resolutions

Moved Cr Mark Osterstock

S/- Cr Chris Grant

209/19

Council resolves to lift the Council Resolutions Update including 2 year update to outstanding resolutions Report, 25 June 2019 Ordinary Council Meeting, from the table and resume the debate at the point of interruption.

Carried Unanimously

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7.2.2 Council Resolution Update including 2 year update to outstanding resolutions

Moved Cr Mark Osterstock

S/- Cr Pauline Gill

210/19

Council resolves:

- 1. That the report be received and noted**
- 2. The following completed items be removed from the Action List:**

Date	Meeting	No	Heading
19/1/2016	Ordinary Council	6a/16	Amy Gillett Bikeway Extension
22/03/2016	Ordinary Council	59/16	Sturt Valley Road reconstruction
27/11/2018	Ordinary Council	297/18	Magarey Road Emergency Services Access
26/02/2019	Ordinary Council	33/19	Electricity Procurement
26/03/2019	Ordinary Council	71/19	Proposed Pome Fest Event
23/04/2019	Ordinary Council	63/19	MON Ban of enclosed yabby nets in South Australia
23/4/2019	Ordinary Council	76/19	Delegations Review Report
23/04/2019	Ordinary Council	79/19	Adelaide Hills Council Roundabouts
23/04/2019	Ordinary Council	91/19	Appointment of Advisory Group Independent Members - Confidential
7/5/2019	Special Council	99/19	Fees & Charges
7/5/2019	Special Council	101/19	Murray Darling Association Support
28/5/2019	Ordinary Council	108/19	Regional Development Australia funding
28/5/2019	Ordinary Council	114/19	Appointment of Building Fire Safety Committee
28/05/2019	Ordinary Council	117/19	Budget Review 3
28/05/2019	Ordinary Council	118/19	Discretionary Rates Rebate
28/05/2019	Ordinary Council	119/19	Risk Management Policy
28/05/2019	Ordinary Council	120/19	Nomination for Libraries Board SA
28/05/2019	Ordinary Council	130/19	Electricity Procurement - Confidential
4/6/2019	Special Council	133/19	AHRWMA Draft ABP & Budget
4/6/2019	Special Council	138/19	Confidential Items Review

Carried Unanimously

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8. PETITIONS/DEPUTATIONS/PUBLIC FORUM

8.1 Petitions

Nil

8.2 Deputations

Juergen Schmidt & Shae Elliss, 5G towers in Council area

8.3 Public Forum

Leave of the Meeting was granted to allow speakers 5 minutes each.

- Joe Frank re Youth Driver Education Program & Road Closures
- Dave Gordge, Inverbrackie Creek Catchment Group (ICCG), re Bird in Hand Mine
- Mark Green, re stormwater drainage Aldgate
- John Hill, Stirling Districts Residents Association, re development on Pomona Road Stirling flooding & pollution

9. PRESENTATIONS

Nil

10. QUESTIONS ON NOTICE

10.1 Update on Masterplans

Cr Linda Green

Can staff provide an update on next steps, or progress, of the Woodside, Crafers, Heathfield and Gumeracha Masterplans?

OFFICER'S RESPONSE – Peter Bice, Director Infrastructure & Operations

Woodside Recreation Ground, including the Pool and adjacent BMX Facility

A draft masterplan has been completed for the site, and Administration is currently undertaking some initial, targeted consultation with relevant stakeholder groups. Considering the draft nature of the plan, wider stakeholder and community engagement, and investigating costings through a quantity surveyor will be the next steps in the process. As part of the 2019/2020 Annual Business Plan, some drainage works will occur at the site, and water use will continue to be investigated and analysed.

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Crafers Masterplan

This project is currently on hold pending approval of the 'carry over' budget of \$20k at the Council Meeting 27 August 2019.

Notwithstanding, the Project Team has completed the procurement process and is waiting to formally engage the preferred consultancy to undertake this work. This approach was taken so that if the budget becomes available we can hit the ground running.

Ideally we would be looking to have this project finalised by the end of December 2019.

Heathfield Oval

As per the Council Member workshop on Tuesday 13 August 2019 Council is working with a number of stakeholders to progress the masterplan at the Heathfield Oval site. Council has been successful in receiving a significant amount of grant funding for various aspects of the masterplan project, and will continue to working with relevant stakeholders groups and funding bodies to complete various aspects of the plan, in conjunction with developments at the Heathfield High School.

Gumeracha Masterplan

Next steps for Gumeracha, as per our presentation held on Tuesday 30 July 2019:

- Install temporary protuberance on Albert Street opposite Federation Park.
- Prepare design for stormwater management in Albert Street.
- Finalise design for undergrounding powerlines in Albert Street (PLEC).
- PLEC Stage 1 (Victoria Street to John Fisher Street) to commence late January (Following Tour Down Under), however an earlier commencement might be possible.
- PLEC Stage 2 (John Fisher Street to Randell Terrace) proposed in second half of 2020 (subject to funding).
- Streetscape works to follow PLEC Stage 1.

Federation Park and Oval Masterplan

The actions below have been undertaken:

- Services survey specifically underground.
- Bore investigation-bore pump removed and tested in a workshop. The bore pump has been found to working at half capacity and needs to be replaced.
- New bore pump has been ordered and will be installed in the next few weeks.
- Engaged irrigation consultant to investigate the viability of upgrading the irrigation infrastructure. This investigation will also identify water supply options. A draft report has been received.

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- The Sport and Recreation Strategy was also considered in the **Gumeracha Precinct Masterplan** process. While this masterplan was initiated for Federation Park amenity, the adjacent oval and courts were also considered. Council will continue to seek funding opportunities for priority actions that have arisen out of the plan.

Next steps:

Review and finalise report on irrigation infrastructure requirements. This will determine the best option to undertake to work towards automatic irrigation for the Gumeracha oval.

Stirling Urban Design & Development Guidelines

Although not a master plan, staff have progressed the Stirling Urban Design & Development Guidelines project over the past few months. This document is being finalised at present and will be reported to a special meeting of the Strategic Planning & Development Policy Committee in September/October for adoption. These guidelines provide more detail in relation to the desired built form and urban design outcomes if and when any redevelopment occurs in the Stirling District Centre, including future Council works in the public realm.

Other Sport and Recreation related Masterplans

Following a number of ongoing requests for additions, upgrades or new developments to Council owned sporting facilities throughout the region, Administration has proposed and undertaken a master planning exercise at several sites.

Prior to providing consent for such developments, Council has a responsibility to ensure that any additions or upgrades are sustainable, reflect predicted future use and growth, acknowledge the necessary resources to manage and maintain and consider principles from Council's Sport and Recreation Strategy. Best practice in this type of scenario is to undertake a master planning exercise; and while not necessarily a practice that had been carried out by AHC in recent years staff have recently undertaken this approach at several sites.

Once finalised, these guiding documents will help prioritise investments. They will form the basis of external funding applications and evidence for capital contributions that could be factored into Council's Long Term Financial Plan or Annual Business Plan and Budgeting processes.

Each masterplan considers the current site users, optimal use of the site, and other principles from Council's Sport and Recreation Strategy, including consolidation of facilities, preference to multi-purpose and shared use design of spaces and incorporation of co-location with other associated facilities where possible. In addition, Council's Sport and Recreation Strategy lists the following Strategic Principles that relate to the planning and delivery of the Sport and Recreation Facilities in our region:

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Planning: Places and facilities should be thoroughly planned, balanced, functional and sustainable. Planning should be in consultation with the community, ensure diverse opportunities and utilise best practice at all times. Planning must encourage and accommodate participation increases.

Design: The design of spaces should be functional, sustainable and facilitate participation from a wide variety of users.

Recent Masterplans in the Adelaide Hills Council region include:

- Atkinson Reserve, Piccadilly
- Bridgewater Oval
- Heathfield Oval
- Stonehenge Reserve, Stirling
- Woodside Recreation Ground, including the Pool and adjacent BMX Facility

Each site is at a different stage of the master planning process and Administration has taken a slightly different approach to each, considering the sites individual needs and desired outcomes. However, all processes have included engagement with the stakeholders of the site. Some plans are still in draft concept form and will remain that way until Council have had an opportunity to consult further, and consider implications to the Long Term Financial Plan.

The Sport & Recreation Masterplans Status Report was submitted to Council on 24 July 2018 Item 173/18. Administration will continue to provide status update reports on the relevant masterplans to Council as required.

Atkinson Reserve, Piccadilly

The Piccadilly Valley Recreation and Community Club are continuing to progress their clubroom plans, as per the Masterplan for the site. Once completed, Council will work with the club to determine the next priorities from the plan, and seek funding opportunities if presented. Considering the court developments that we are investigating and will progress at other sites in the region, the additional courts outlined on the masterplan for the Piccadilly site are unlikely to be progressed.

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Bridgewater Oval

The Bridgewater Oval Masterplan has been completed and costed at a draft level. The clubs at the site have made improvements to the change room amenity, and therefore progressing master planning options for/to buildings are not a priority at this point in time. As per the masterplan, Council has undertaken works to the adjacent creek. Considering the draft nature of the plan, stakeholder and community engagement will be the next step in the process. Council will then work with the relevant clubs and stakeholders at the site to determine the next priorities from the plan, and seek funding opportunities if presented.

Stonehenge Reserve, Stirling

As per the Council Report from Tuesday 7 May 2019, Council will not be proceeding with any of the masterplanning options at Stonehenge Reserve at this point in time. Resurfacing works at the site will still continue, and the Stirling Tennis Club are investigating a separate, and club funded court lighting upgrade project at their site.

10.2 Cat Confinement

Cr Chris Grant

What actions have been taken to educate and ratepayers on the requirements of the cat confinement laws to ensure that cat owners are both aware of the requirements and appropriately prepared for when the confinement laws come into effect?

OFFICER'S RESPONSE – Matt Ahern , Team Leader Regulatory Services

Since the new Council By-Laws were adopted in July 2018, Administration has been working to educate residents regarding the new cat confinement laws that come into effect in January 2022. Council's Regulatory Services team have so far held 2 information sessions on 14 March 2019 (Woodside) and 9 May 2019 (Stirling). These sessions focused on "*understanding cat behaviour*", "*how to make a confined cat content*" and "*environment enrichment and reducing behavioural problems*". Administration will be arranging further information sessions, and placing information in the media (including on social media) and on Council's website in 2021 in the lead up to the cat confinement rules coming into operation. The intent of this education program is to address any concerns from residents regarding what cat owner's responsibilities are and what the By-Law requires with regard to cat confinement.

Council is also investigating making improvements to the Council pound in order to enable Council to hold stray cats for short periods, thereby making it easier to return the cats to the owners by the time the cat confinement requirements come into effect in January 2022.

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11. MOTIONS ON NOTICE**11.1 Feral Deer Management**

Moved Cr Chris Grant
S/- Cr John Kemp

211/19

That the Chief Executive Officer write to PIRSA and the responsible Ministers to:

1. Bring to their attention the concerns the Adelaide Hills Council has in relation to increasing number of feral deer in the Adelaide Hills.
2. Bring to their attention the damage being caused to vineyards and orchards, along with the hazard they create for road users.
3. Ask if consideration to develop a state-wide deer management plan has occurred and if so what the outcome was.
4. Ask what action(s) the government undertake to manage feral deer on government land including Forestry Land, DEW land and SA Water land.

Carried Unanimously

12. OFFICER REPORTS – DECISION ITEMS**12.1 Festivals & Events Policy Review**

Moved Cr John Kemp
S/- Cr Pauline Gill

Council resolves:

1. That the report be received and noted.
2. With an effective date of 10 September 2019, to revoke the 12 April 2016 *Festivals and Events Policy* and to adopt the 27 August 2019 *Festivals and Events Policy* as per Appendix 1.
3. That the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the August 2019 Festivals and Events Policy prior to the effective date of adoption.

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AMENDMENT

Moved Cr Mark Osterstock
S/- Cr Andrew Stratford

212/19

That the motion be amended as follows:

Policy as printed with deletion of 'where fireworks form part of the event the use of low noise fireworks and for the consideration of livestock, pets and native animals when planning a display'.

Carried

MOTION AS AMENDED

213/19

Council resolves:

1. That the report be received and noted.
2. With an effective date of 10 September 2019, to revoke the 12 April 2016 *Festivals and Events Policy* and to adopt the 27 August 2019 *Festivals and Events Policy* as per Appendix 1 with the deletion of 'where fireworks form part of the event the use of low noise fireworks and for the consideration of livestock, pets and native animals when planning a display'.
3. That the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the August 2019 Festivals and Events Policy prior to the effective date of adoption.

Carried

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12.2 Youth Driver Education Proposed Road Closures

Moved Cr Ian Bailey
S/- Cr Kirrilee Boyd

214/19

Council resolves:

1. That the report be received and noted.
2. That pursuant to Section 33(1) of the *Road Traffic Act 1961* and Clause G of the Instrument of General Approval of the Minister dated 22 August 2013, to:
 - a. Declare that the Driver Education Program that is to take place on Newman Road, Charleston is an event to which Section 33 of the *Road Traffic Act 1961* applies.
 - b. Make an order directing that a section of Newman Road, Charleston, between Five Lanes Road and Lewis Road, be closed to traffic for the period between 9.00am and 6.00pm on Wednesday 9 October 2019, and 9.00am and 6.00pm Wednesday 22 April 2020.
 - c. Make an order directing that persons taking part in the event be exempt from the duty to observe the Australian Road Rules Rule 238 (Pedestrians travelling along a road)
 - d. Make an order directing that all vehicles except emergency and participant vehicles and local residents living at the named section of Newman Road, be excluded from the closed section of road for the period of the closure.

Carried Unanimously

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12.3 Procurement Policy

8.04pm Cr Grant left the Chamber
8.06pm Cr Grant returned to the Chamber

**Moved Cr Leith Mudge
S/- Cr Pauline Gill**

215/19

Council resolves:

1. That the report be received and noted.
2. With an effective date of 1 October 2019, to revoke the November 2016 *Procurement Policy* and to adopt the revised draft *Procurement Policy* in Appendix 1 with the following changes to the 4th dot point of Section 5.6.2:

Remove the words "To the extent permitted by law, Council will give preference to economic benefit to the Adelaide Hills Council area when all other commercial considerations are equal (e.g. capability, capacity and competitiveness)"
3. That the Chief Executive Officer, or delegate, be authorised to make any formatting, nomenclature or other minor changes to the Policy during the period of its currency.

Carried Unanimously

12.4 Disposal of Assets Policy

**Moved Cr Linda Green
S/- Cr John Kemp**

216/19

Council resolves:

1. That the report be received and noted
2. With an effective date of 10 September 2019, to revoke the *Disposal of Land Policy*, as detailed at Appendix 2, and to revoke the *Disposal of Materials Policy*, as detailed at Appendix 3 and to adopt the draft *Disposal of Assets Policy* in Appendix 1.
3. That the Chief Executive Officer, or delegate, be authorised to make any formatting, nomenclature or other minor changes to the *Disposal of Assets Policy* during the period of its currency.

Carried Unanimously

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12.5 2018-19 Preliminary End of Year Financial Results and Carry Forwards

Moved Cr Linda Green
S/- Cr Mark Osterstock

217/19

Council resolves that:

1. The report be received and noted.
2. The Preliminary End of Year Results for 2018-19 be noted.
3. Operating Initiatives Carry Forward projects from 2018-19 totalling an amount of \$28k of expenditure as detailed in this report be approved.
4. Capital Carry Forward projects from 2018-19 totalling an amount of \$4.782m of expenditure and \$1.952m of income (Attachments 2 and 3 to this report) be approved.
5. The 2019-20 Capital Additional Budget Requests totalling a net \$277k (Attachment 4) be approved.
6. The 2019-20 Proposed Budgeted Uniform Presentation of Finances reflecting a revised Budgeted Operating Surplus of \$421k before Capital Revenue and revised Net Borrowings of \$4.580m as summarised in Attachment 5 to this report be adopted.

Carried Unanimously

8.18pm Cr Linda Green declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.6. Cr Linda Green left the Chamber.

12.6 East Waste Chair

Moved Cr Ian Bailey
S/- Cr Andrew Stratford

218/19

Council resolves:

1. That the report be received and noted
2. That Council consents to Mr Brian Cunningham being re-appointed as Independent Chairperson of East Waste for a further term until 30 June 2021.

Carried

8.22pm Cr Linda Green returned to the Chamber

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12.7 Bridgewater Retirement Village – Trust Variation Scheme (Carripook Park)

Moved Cr John Kemp
S/- Cr Mark Osterstock

219/19

Council resolves:

1. That the report be received and noted
2. That Carripook Park in Bridgewater, being land on the north eastern corner of Kain Avenue and Mt Barker Road Bridgewater previously identified as Allotment 137 in Deposited Plan No. 1427 (*Appendix 1*), be the nominated reserve to include in the trust variation scheme application to the Supreme Court to vary the F H Todd trust from the land at the corner of Second Avenue and Mt Barker Road Bridgewater contained in Certificate of Title Volume 5488 Folio 788.
3. That a further report be presented to Council following conclusion of community consultation in relation to the revocation of community land.

8.26pm Cr Mark Osterstock left the Chamber

Carried Unanimously

8.29pm Cr Mark Osterstock returned to the Chamber.

12.8 Road Closure Portion of Road Reserve adjacent 38-42 Sturt Valley Road Stirling

Moved Cr John Kemp
S/- Cr Ian Bailey

220/19

Council resolves:

1. That the report be received and noted
2. To make a Road Process Order pursuant to the *Roads (Opening & Closing) Act 1991* to close and merge the pieces of land identified as "A" in the Preliminary Plan attached to this report with Allotment 203 in Deposited Plan No 62796 comprised in Certificate of Title Volume 5907 Folio 850 as detailed in Appendix 2 of this report.
3. Subject to the closure of the road identified in the Preliminary Plan attached, that:
 - The closed road be excluded as Community Land pursuant to the *Local Government Act 1999*; and
 - The piece marked "A" be sold to Mr Peter McKay and Ms Simona Achitei, the owners of the property with which it is merging for the amount of \$8,800.00 plus GST (if applicable) and all fees and charges associated with the road closure process.
4. Authorise the Chief Executive to finalise and sign all necessary documentation to close and sell the above portion of closed road pursuant to this resolution.

Carried Unanimously

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12.9 Audit Committee Independent Membership

Moved Cr John Kemp
S/- Cr Leith Mudge

221/19

Council resolves:

- 1. That the report be received and noted**
- 2. That in relation to the Audit Committee:**
 - a. To undertake a recruitment process for the selection of two Independent Ordinary Members for the Audit Committee for a term of 24 months, commencing 1 December 2019.**

Carried Unanimously

Adjournment

Moved Cr Chris Grant
S/- Cr Leith Mudge

222/19

That Council adjourns for a short break for 10 minutes.

Carried Unanimously

8.36pm the Council meeting adjourned.

8.47pm the Council meeting resumed.

12.10 Review of Primary Production Incentive Grant Funding

8.49pm Cr John Kemp left the Chamber

Moved Cr Chris Grant
S/- Cr Ian Bailey

223/19

Council resolves:

- 1. That the report be received and noted.**
- 2. That the Primary Production Incentive Grant be discontinued and the balance of the funds be redirected to community education on rural land management issues and European Wasp control for the benefit of the primary production sector.**

Carried Unanimously

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8.51pm Cr John Kemp returned to the Chamber.

12.11 Status Report – Council Resolutions Update

**Moved Cr Mark Osterstock
S/- Cr Chris Grant**

224/19

Council resolves:

- 1. That the report be received and noted**
- 2. The following completed items be removed from the Action List:**

Meeting Date	Meeting	Res No.	Item Name	Previously Declared COI
28/11/2017	Ordinary Council	281/17	LED Streetlight Review	None declared
17/07/2018	Special Council	156/18	LED Street Lighting Program	None declared
28/08/2018	Ordinary Council	213/18	MWN Review of Community Grants Policy	None declared
7/05/2019	Special Council	96/19	Road Closure Tay Crescent, Woodforde	None declared
7/05/2019	Special Council	97/19	Road Closure Peake Road, Birdwood	None declared
28/05/2019	Ordinary Council	113/19	20 Anniversary Gumeracha Civic Precinct Development	None declared
4/06/2019	Special Council	137/19	Magarey Road Renaming	None declared
4/06/2019	Special Council	140/19	Confidential Item - Event Opportunity	None declared
4/06/2019	Special Council	141/19	Confidential Item - Event Opportunity	None declared
25/06/2019	Ordinary Council	153/19	Feasibility Study Sturt Valley Road Stirling	None declared
25/06/2019	Ordinary Council	167/19	Lower Hermitage Road Widening Contract – Confidential Item	None declared
25/06/2019	Ordinary Council	168/19	Lower Hermitage Road Widening Contract – Confidential Item	None declared

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5/06/2019	Ordinary Council	174/19	Declaration of Public Road - Houghton Village Green	None declared
25/06/2019	Ordinary Council	176/19	Delegations Review Report	None declared
25/06/2019	Ordinary Council	182/19	Sale of land for non payment of rates - period of confidentiality	Cr Green (Material)
23/07/2019	Ordinary Council	187/19	Fee Waiver Request for Adelaide Hills Catholic Parish	None declared
23/07/2019	Ordinary Council	190/19	Proposed 2019-2020 CEO Performance Targets	Perceived Cr Herrmann, Cr Green, Cr Stratford
23/07/2019	Ordinary Council	192/19	Grant Giving Policy	Perceived Cr Herrmann, Cr Green, Cr Stratford
23/07/2019	Ordinary Council	193/19	Establishment of Community & Recreation Facility Framework Internal Working Group	None declared
23/07/2019	Ordinary Council	194/19	Membership of Community & Recreation Facility Framework Internal Working Group	None declared
23/07/2019	Ordinary Council	197/19	Informal Council & Committee Gatherings & Discussions Policy	None declared
23/7/2019	Ordinary Council	196/19	Telecommunications Installation Small Cell Stobie Pole Mounted Antennae Policy	None declared
23/07/2019	Ordinary Council	199/19	Status Report - Council Resolutions Update	Perceived: Cr Herrmann, Cr Green, Cr Stratford
23/07/2019	Ordinary Council	201/19	Sturt Valley Road Lower Side Trail	None declared

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13. OFFICER REPORTS - INFORMATION ITEMS

13.1 Customer Service Standard Report Q4 and Annual Results

Moved Cr Ian Bailey

S/- Cr Linda Green

225/19

Council resolves that the report be received and noted.

Carried Unanimously

13.2 Policy Register Review

Moved Cr Mark Osterstock

S/- Cr Kirrilee Boyd

226/19

Council resolves that the report be received and noted.

Carried Unanimously

14. MISCELLANEOUS ITEMS

Nil

15. QUESTIONS WITHOUT NOTICE

Nil

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16. MOTIONS WITHOUT NOTICE

16.1 Global Climate Strike

Having taken into account the Guiding Principles, the Mayor accepted the following Motion Without Notice.

Moved Cr Chris Grant
S/- Cr Kirrilee Boyd

That Council:

1. Publicly declares this Council's support for the Global Climate Strike on 20 September 2019;
2. Declares this Council's support for the three demands of the School Strike 4 Climate:
 - No new coal, oil and gas projects, including the Adani mine
 - 100% renewable energy generation and exports by 2030
 - Fund a just transition & job creation for all fossil-fuel industry workers
3. Encourages and supports community participation by inviting local workplaces (in particular council contractors), neighbouring councils and schools to participate by enabling their staff/students to attend without penalty
4. Encourages and supports the CEO should he decide to consult with the relevant unions, encourage and authorise all available council staff to participate in the Global Climate Strike, at Victoria Square, Adelaide, at 12 noon.

Lost on casting vote of Acting Mayor

**Moved Cr Mark Osterstock
S/- Cr Chris Grant**

227/19

That Council:

1. Publicly declares this Council's support for the Global Climate Strike on 20 September 2019;
2. Declares this Council's support for the three demands of the School Strike 4 Climate:
 - No new coal, oil and gas projects, including the Adani mine
 - 100% renewable energy generation and exports by 2030
 - Funds a just transition & job creation for all fossil-fuel industry workers

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Leave of the meeting was granted to vary the motion to delete the word “fund” at no. 2, third dot point.

MOTION AS VARIED

That Council:

1. **Publicly declares this Council’s support for the Global Climate Strike on 20 September 2019;**
2. **Declares this Council’s support for the three demands of the School Strike 4 Climate:**
 - **No new coal, oil and gas projects, including the Adani mine**
 - **100% renewable energy generation and exports by 2030**
 - **a just transition & job creation for all fossil-fuel industry workers**

Carried

17. REPORTS

Acting Mayor Daniell reported on his meeting with the Member for Heysen and reminded Council Members of the upcoming dedication of the Birdwood Memorial for the Avenue of Honour on 13/9 from 10.30am.

17.1 Council Member Activities

Cr Pauline Gill

- 27 July, represented the Mayor at the opening of the new change rooms at the Hawks Soccer club, Woodside Recreation Grounds
- 1 August, Friends of the Woodside Library AGM, Woodside Library
- 1 August, Kersbrook Residents Association, Kersbrook Hall
- 12 August, Plastic Free July information night, Gumeracha Community Centre
- 15 August, Gawler River Flood Management Authority Board meeting at Gawler
- 21 August, Lenswood Forest Range Progress Association AGM, Forest Range Hall
- 25 August, Pomona Road BMX track feedback session, Stirling

Cr Chris Grant

- 1 August, Kersbrook Residents Association
- 12 August, Plastic Free Information Session, Torren Valley Community Centre
- 19 August, Bird in Hand Community forum, Woodside
- 20 August, Lobethal Community Association AGM
- 21 August, Lenswood and Forest Range Community Association AGM

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Cr Leith Mudge

- 27 July, Official Opening of New Hawks change rooms, Adelaide Hills Hawks Soccer Club, Woodside
- 29 July, Citizenship Ceremony, Coventry Library, Stirling
- 9 August, Friends of Library Stirling AGM, Coventry Library, Stirling
- 19 August, Woodside Mine Community Meeting, Woodside Institute, Woodside
- 25 August, Pomona Road BMX Track Trial consultation, Pomona Rd, Stirling

17.1.1 Council Member Activities – Cr Pauline Gill

Attendance at NGA 2019, Canberra

17.2 Reports of Members as Council/Committee Representatives on External Organisations

17.3 CEO Report

Andrew Aitken, CEO, provided Council with a verbal Corporate Update.

- Balhannah stormwater
- Lobethal Bushland Park
- Spring Street Kersbrook
- Bridgewater riparian planting
- Quarterly Performance
- Procurement spending locally
- Property matters
- Crown Land Review
- Flu vaccination promotion
- Bird in Hand Goldmine proposal
- Supermarket approval

18. REPORTS OF COMMITTEES

18.1 Council Assessment Panel – 14 August 2019

Moved Cr Linda Green
S/- Cr Kirsty Parkin

228/19

That the minutes of the Council Assessment Panel meeting of 14 August 2019 as distributed, be received and noted.

Carried Unanimously

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18.2 Strategic Planning & Development Policy Committee

Nil

18.3 Audit Committee – 12 August 2019

Moved Cr Leith Mudge

S/- Cr Ian Bailey

229/19

That the minutes of Audit Committee meeting of 12 August 2019 as distributed, be received and noted.

Carried Unanimously

18.4 CEO Performance Review Panel – 8 August 2019

Moved Cr Mark Osterstock

S/- Cr Kirsty Parkin

230/19

That the minutes of the CEO Performance Review Panel meeting of 8 August 2019 as distributed, be received and noted.

Carried Unanimously

Extension of Meeting Time

Moved Cr Linda Green

S/- Cr Leith Mudge

231/19

That the Council meeting be extended by up to 30 minutes.

Carried

9.55pm Cr Kemp left the Chamber and did not return.

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19. CONFIDENTIAL ITEMS

RELEASED 16 SEPTEMBER 2019

19.1 CEO Performance & Remuneration Reviews – Exclusion of the Public

Moved Cr Mark Osterstock
S/- Cr Ian Bailey

232/19

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except:

- Director Infrastructure & Operations, Peter Bice
- Director Development & Regulatory Services, Marc Salver
- Director Corporate Services, Terry Crackett
- Executive Manager Governance & Performance, Lachlan Miller
- Governance and Risk Coordinator, Steven Watson
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting for Agenda Item 19.1: (CEO Performance and Remuneration Reviews) in confidence.

The Council is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified above, be excluded to enable Council to consider the report at the meeting on the following grounds:

Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being the personal affairs of the Chief Executive Officer, in that details of his performance review and remuneration package will be discussed.

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

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RELEASED 16 SEPTEMBER 2019

19.1.1 CEO Performance & Remuneration Reviews – Confidential Item

Moved Cr Mark Osterstock
S/- Cr Kirsty Parkin

233/19

Council resolves:

- 1. That the report be received and noted**
- 2. That the CEO be rated as 'exceeds expectations' in relation to the 2018-2019 CEO Performance Review.**
- 3. To increase the CEO's TEC Package by 2.3% to commence from 1 July 2019.**
- 4. That the CEO be offered a 2 year extension to his current employment agreement with a new expiry date of 30 June 2024.**

Carried Unanimously

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RELEASED 16 SEPTEMBER 2019

19.1.2 CEO Performance & Remuneration Reviews – Period of Confidentiality

Moved Cr Leith Mudge
S/- Cr Linda Green

234/19

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing the Panel's decision(s) in this matter in the performance of the duties and responsibilities of office, the Panel, having considered at Agenda Item 19.1 in confidence under sections 90(2) and 90(3)(a) of the *Local Government Act 1999*, that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* that the report, related attachments and the minutes of Council and the discussion and considerations of the subject matter be retained in confidence until the CEO has been advised in writing.

Pursuant to section 91(9)(c) of the *Local Government Act 1999*, that Council delegates the power to revoke the confidentiality order to the Executive Manager Governance and Performance.

Carried Unanimously

10.08pm Cr Pauline Gill left the Chamber and did not return

RELEASED 22 OCTOBER 2019

19.2 Roundabout Landscaping Upgrade – Exclusion of the Public

Moved Cr Ian Bailey
S/- Cr Kirrilee Boyd

235/19

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except:

- CEO, Andrew Aitken
- Director Infrastructure & Operations, Peter Bice
- Director Development & Regulatory Services, Marc Salver
- Director Corporate Services, Terry Crackett
- Director Community Capacity, David Waters
- Executive Manager Governance & Performance, Lachlan Miller
- Manager Civil Services, Ashley Curtis
- Governance & Risk Coordinator, Steven Watson
- Minute Secretary, Pam Williams

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be excluded from attendance at the meeting for Agenda Item 19.1 Road Shoulder Renewal Contract in confidence.

The Council is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified above, be excluded to enable Council to consider the report at the meeting on the following grounds:

Section 90(3) (d) of the *Local Government Act 1999*, that the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person/agency/business who supplied the information by disclosing specific quotes and modelling by the tenderer.

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

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RELEASED 22 OCTOBER 2019

19.2.4 Roundabout Landscaping Upgrade – Confidential Item

**Moved Cr Kirrilee Boyd
S/- Cr Kirsty Parkin**

236/19

Council resolves:

- 1. That the report be received and noted**
- 2. That the capital budget for roundabout landscaping upgrades be increased from \$113,000 to \$167,000**
- 3. To enter into a contract with Plotworks for the provision of landscaping services**
- 4. That roundabout landscaping upgrade works at the Crafers Off Ramp and Verdun sites are undertaken this financial year**
- 5. That roundabout landscaping upgrade works at the Crafers On Ramp and Piccadilly sites are subject to a future budget.**

Carried Unanimously

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RELEASED 22 OCTOBER 2019

19.2.5 Roundabout Landscaping Upgrade – Period of Confidentiality

Moved Cr Linda Green
S/- Cr Ian Bailey

237/19

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council's decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 19.1 in confidence under sections 90(2) and 90(3)(d) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* that the value of the successful tenderer submission be retained in confidence until the contract is entered into.

Pursuant to section 91(9)(c) of the *Local Government Act 1999*, Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.

Carried Unanimously

20. NEXT ORDINARY MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 24 September 2019 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING

The meeting closed at 10.22pm.