

**ADELAIDE HILLS COUNCIL  
MINUTES OF ORDINARY COUNCIL MEETING  
TUESDAY 25 OCTOBER 2022  
63 MT BARKER ROAD STIRLING**

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In Attendance

**Presiding Member:** Mayor Jan-Claire Wisdom

**Members:**

Councillor Ian Bailey
Councillor Kirrilee Boyd
Councillor Nathan Daniell
Councillor Pauline Gill
Councillor Chris Grant (6.07pm)
Councillor Linda Green
Councillor Malcolm Herrmann
Councillor John Kemp
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Andrew Stratford

In Attendance:

David Waters	Acting Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Natalie Armstrong (via electronic means)	Director Development & Regulatory Services
Jess Charlton	A/Director Community Capacity
Lachlan Miller	Executive Manager Governance & Performance
Rebecca Shepherd	Manager Community Development
Kira-marie Laverty	Corporate Planning & Performance Coordinator
Steven Watson	Governance & Risk Coordinator
Pam Williams	Minute Secretary

**1. COMMENCEMENT**

The meeting commenced at 6.01pm.

**2. OPENING STATEMENT**

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kurna people. They are Custodians of this ancient and beautiful land and so we pay our respects to Elders past, present and emerging. We will care for this country together by ensuring the decisions we make will be guided by the principle that we should never decrease our children's ability to live on this land.

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**3. Apology**

Nil

**3.1 Leave of Absence**

Nil

**3.2 Absent**

Nil

**4. MINUTES OF PREVIOUS MEETINGS****4.1 Council Meeting – 27 September 2022**

**Moved Cr Ian Bailey**

**S/- Cr Linda Green**

**271/22**

**That the minutes of the Ordinary Council meeting held on 27 September 2022 as supplied, be confirmed as an accurate record of the proceedings of that meeting with Item 12.1 being amended to include Cr Green's conflict of interest declaration and the voting of Cr Green and the majority of members on that item.**

<b>Carried Unanimously</b>
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**5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL**

Nil

**6. PRESIDING MEMBER'S OPENING REMARKS**

Mayor Jan-Claire Wisdom welcomed the gallery to the last meeting of 2018-2022 Council. The Mayor advised that three of the current Council Members are retiring and there will be a new Council in November 2022, with the first meeting being 29 November 2022. The Mayor extended her thanks to all the Council Members stating that they have worked well together all term and achieved many good results.

The Mayor stated that the retiring members, Cr Linda Green, Cr Andrew Stratford and Cr Ian Bailey, have a total of over 50 years' service to Council and were thanked for their commitment with acclamation. The Mayor welcomed Acting Chief Executive Officer, David Waters, to his first meeting in this role and advised that she looked forward to seeing many of the Council Members back in this Chamber for the 2022 – 2026 term of Council.

Mayor Wisdom advised that the Local Government Association has appointed a new President, Mayor Erica Vickery of Naracoorte Lucindale, and looks forward to working with her over the next 2 years.

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**7. QUESTIONS ADJOURNED/LYING ON THE TABLE**

**7.1 Questions Adjourned**

**7.1.1 Options to reduce traffic congestion Bridgewater Primary School – Traffic Study**

To be considered by Council in January 2023

6.07pm Cr Chris Grant attended the Chamber

**7.2 Questions Lying on the Table**

Nil

**8. PETITIONS/DEPUTATIONS/PUBLIC FORUM**

**8.1 Petitions**

**8.1.1 Speed Limit and Drainage, Charleston**

Moved Cr Malcolm Herrmann

S/- Cr Linda Green

**272/22**

**Council resolves:**

- 1. That the petition signed by 41 signatories requesting the lowering of the speed limit on Onkaparinga Valley Road, Charleston, plus installation of guttering and drainage, be received and noted.**
- 2. That the matter be referred to the Department for Infrastructure and Transport for consideration, with advocacy and support provided by Council as required.**
- 3. That the CEO advise the principal signatory of the Council's noting of the petition and of any resolutions relating to the matter.**

<b>Carried Unanimously</b>
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**8.2 Deputations**

**8.2.1 Greg Russell, Rotary Stirling, and Assoc Prof Danielle Clode, Flinders University, re Bushfire Preparedness, Recovery & Potential Role of Council**

**8.3 Public Forum**

Nil

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**9. PRESENTATIONS**

Nil

**10. QUESTIONS ON NOTICE**

**10.1 Reducing Rabbit Population in Council area (Cr John Kemp)**

**What measures will be taken to reduce rabbit populations in Council reserves and conservation parks this Spring and Summer?**

*Response*

Council staff work closely with multiple agencies including the Hills and Fleurieu Landscape Board to mitigate the effects of pest plants and animals. Due to the risk of off-target impacts to both domestic and native animals Council does not participate in baiting programs. When requested by the Landscape Board Council has participated in the fumigation and destruction of rabbit warrens in Council reserves and roadsides. Council administration is in talks with the Landscape Board regarding the next Calicivirus release which is expected to occur in February 2023.

In the Adelaide Hills region, the natural environment faces a number of key threatening processes, primarily weed invasion, habitat fragmentation and Phytophthora, feral animals, bushfire, and a changing climate. All of these threaten our natural environment. Ecological restoration is therefore a central component to biodiversity management in assisting the recovery of an ecosystem and helping to sustain and enhance ecological communities and the species they support.

Council's role in driving restoration across the district is dependent on its long-term commitment to site management as well as sustaining, and building on strong partnerships and collaborations. Council's primary activities in this space and its resources commitment are directed primarily toward managing weed invasion, reducing clearance of native vegetation, containing the spread of Phytophthora and educating and supporting the public regarding the significance of biodiversity management, threatened species, wildlife habitat, recovery following natural disasters and unauthorised / inappropriate activities (pollution of waterways, illegal rubbish dumping, firewood connection etc).

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**11. MOTIONS ON NOTICE**

**11.1 Parking and Road Safety, Wattle Tree Road, Bridgewater**

Moved Cr Kirsty Parkin  
S/- Cr Leith Mudge

**273/22**

I move that a report be presented back to Council by January 2023 covering the following:

1. The current safety of Wattle Tree Road for motorists, and what could be done to improve safety in the long term.
2. Possible solutions for on-street parking in Wattle Tree Road.

<b>Carried Unanimously</b>
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**12. OFFICER REPORTS – DECISION ITEMS**

**12.1 2021 – 22 General Purpose Financial Statements**

Moved Cr Malcolm Herrmann  
S/- Cr Leith Mudge

**274/22**

Council resolves:

1. That the report be received and noted.
2. That, in accordance with Section 127 of the *Local Government Act 1999* and the *Local Government (Financial Management) Regulations 1999*, Council adopts the General Purpose Financial Statements for the financial year ended 30 June 2022.
3. To authorise the Mayor and CEO to sign the General Purpose Financial Statements for the financial year ended 30 June 2022.

<b>Carried Unanimously</b>
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**12.2 2021 – 22 End of Year Financial Report**

Moved Cr Pauline Gill

S/- Cr Ian Bailey

275/22

Council resolves:

1. That the report be received and noted.
2. The 2021-22 End of Year Financial Results in comparison to budget have been considered by Council.

<b>Carried Unanimously</b>
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7.03pm Cr Osterstock left the Chamber

7.05pm Cr Osterstock returned to the Chamber

**12.3 Electricity Tender Post 2022**

Moved Cr John Kemp

S/- Cr Chris Grant

276/22

Council resolves:

1. That the report be received and noted.
2. That the Acting Chief Executive Officer is, until 31 January 2023, delegated (without financial limitation) the power to enter into contracts on behalf of the Council with tenderers selected by Local Government Association Procurement for the supply of electricity for:
  - I. sites above 160 MWh per annum; and
  - II. sites below 160 MWh per annum; and
  - III. 12 hour and 24 hour unmetered lighting.
3. That the above delegation be conditional on the Acting Chief Executive Officer consulting with the Mayor in considering power plan options and that, in-principle, the Council desires 100% accredited renewable electricity, but with a maximum limit of 50% premium in additional cost compared with standard electricity.

<b>Carried Unanimously</b>
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**12.4 Naming of Parks and Reserves**

**Moved Cr Pauline Gill**

**S/- Cr John Kemp**

**277/22**

**Council resolves:**

- 1. That the report be received and noted.**
- 2. That Council does not proceed with a program to name all reserves without a formal name but continues to consider opportunities which may arise from time to time, either through community driven requests, park upgrades or through the Aboriginal Place Naming Action Plan.**
- 3. Council continues to renew pre-existing signs that are in poor condition within existing budgets.**

<b>Carried</b>
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**DIVISION**

Cr Malcolm Herrmann called for a division.

The Mayor set aside the ruling.

In the affirmative (10)

Councillors Bailey, Boyd, Daniell, Gill, Grant, Green, Kemp, Osterstock, Parkin, Stratford

In the negative (2)

Councillors Herrmann, Mudge

On the basis of the results of the division, the Mayor declared the motion CARRIED.

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**12.5 Service Review Brief – Development Services**

Moved Cr Linda Green

S/- Cr Ian Bailey

278/22

Council resolves:

1. That the report be received and noted.
2. To adopt the draft *Service Review Brief – Development Services* as contained in *Appendix 1*.
3. That the Chief Executive Officer be authorised to make minor changes to the draft *Service Review Brief – Development Services* arising from the Council's consideration of the matter.
4. That the Chief Executive Officer be authorised to make amendments to the scope of the *Service Review Brief – Development Services* in response to the proposals received in the "request for quote" (RFQ) if required to meet budget.

<b>Carried Unanimously</b>
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**12.6 Status Report – Council Resolutions Update**

Moved Cr Ian Bailey

S/- Cr Nathan Daniell

279/22

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
17/09/2019	Special Council	239/19	Circular Procurement Pilot Project	Nil
26/10/2021	Ordinary Council	221/21	Single Use Plastic MON Response	Nil
22/03/2022	Ordinary Council	56/22	CEO Performance Review Process and Schedule	Nil



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Meeting Date	Meeting	Res No.	Item Name	Previously Declared COI
24/05/2022	Ordinary Council	124/22	Local Heritage Grant Fund 2021-22 Project Approvals	Nil
20/06/2022	Special Council	244/22	Appointment of Acting CEO - Confidential Item	Nil
28/06/2022	Ordinary Council	156/22	East Waste Charter Amendment - Duration of Confidentiality	Nil
28/06/2022	Ordinary Council	170/22	Santos Tour Down under Event Opportunity - Duration of Confidentiality	Nil
26/07/2022	Ordinary Council	179/22	MON CCC Boundary Reform Oversight by S41 Committee - Cr Osterstock	Nil
23/08/2022	Ordinary Council	229/22	East Waste Recycling Contract – Confidential Item	Nil
23/08/2022	Ordinary Council	233/22	Revised East Waste 2022-23 Annual Plan & Budget – Confidential Item	refer to Confidential Minute
20/09/2022	Special Council	239/22	Accession of His Majesty King Charles III	Nil
20/09/2022	Special Council	240/22	Election of East Regional Grouping Representative GAROC	Material - Mayor Wisdom
20/09/2022	Special Council	241/22	Election of LGA President	Nil
20/09/2022	Special Council	242/22	Elections for LGFA Board of Trustees	Nil
20/09/2022	Special Council	243/22	Use of Boundary Change Committee delegation	Nil
20/09/2022	Special Council	247/22	Appointment of Acting CEO - Duration of Confidentiality	Nil

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Meeting Date	Meeting	Res No.	Item Name	Previously Declared COI
27/09/2022	Ordinary Council	255/22	Council Submissions on Miscellaneous Technical Enhancement Code Amendment	Perceived - Cr Green
27/09/2022	Ordinary Council	258/22	Confidential Items Review	Nil
27/09/2022	Ordinary Council	259/22	Confidential Items Review Decision 3	Nil
27/09/2022	Ordinary Council	260/22	Acting CEO - Appt to SHLGA and declaration of COI	Nil
27/09/2022	Ordinary Council	262/22	SA Water Hydrant Locations	Nil
27/09/2022	Ordinary Council	265/22	Audit Committee Recommendation to Council	Nil
27/09/2022	Ordinary Council	267/22	CEO PRP Independent Member	Nil
27/09/2022	Ordinary Council	268/22	CEO Performance Review Panel Independent Member Duration of Confidential item	Nil

**Carried Unanimously**

**13. OFFICER REPORTS - INFORMATION ITEMS**

**13.1 Quarterly Council Performance Report Q1 2022-23**

Moved Cr Andrew Stratford  
S/- Cr John Kemp

**280/22**

**Council resolves that the report be received and noted.**

**Carried Unanimously**

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**13.2 Withdrawal of *Code of Conduct for Council Members Complaint***

Moved Cr Chris Grant  
S/- Cr Kirrilee Boyd

281/22

Council resolves that the report be received and noted.

<b>Carried Unanimously</b>
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**13.3 Disability Access & Inclusion Plan – Annual Progress Report 2021-22**

Moved Cr Leith Mudge  
S/- Cr Kirrilee Boyd

282/22

Council resolves that the report be received and noted.

<b>Carried Unanimously</b>
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**13.4 Finalisation of Boundary Change Inquiry Plan**

Moved Cr Kirsty Parkin  
S/- Cr Nathan Daniell

283/22

Council resolves that the report be received and noted.

<b>Carried Unanimously</b>
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7.52pm Cr John Kemp left the Chamber

7.52pm Cr Leith Mudge left the Chamber

7.54pm Cr John Kemp returned to the Chamber

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**14. QUESTIONS WITHOUT NOTICE**

- Cr Mark Osterstock – status of OTR development Heathfield
- Cr Malcolm Herrmann – outcome of review of speed limit Gorge Road Cudlee Creek  
*Response: Council received written advice from Mr Jon Whelan, Chief Executive Officer for Department for Infrastructure and Transport, outlining the outcome of the speed limit and safety review in the vicinity of the Gorge Road, Redden Drive junction. The speed limit at this location will be lowered to 50km/h to further improve safety. In addition, the Stop bar will also be moved forward to improve sightlines. It is anticipated these works will be completed by end of November 2022.*

**15. MOTIONS WITHOUT NOTICE**

Nil

7.58pm Cr Leith Mudge returned to the Chamber

**15.1 Thank you to retiring Council Members**

**Moved Cr Nathan Daniell  
S/- Cr John Kemp**

**284/22**

**That Council thanks Cr Ian Bailey, Cr Linda Green and Cr Andrew Stratford for their dedication as Elected Members, and for having a positive and meaningful impact on the Adelaide Hills Council and our community.**

<b>Carried Unanimously</b>
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**16. REPORTS**

**16.1 Council Member Function or Activity on the Business of Council**

**Cr Malcolm Herrmann**

- 23 October, Top of the Torrens Gallery exhibition launch

**Cr Andrew Stratford**

- 14 October, Adelaide Hills Hawks Presentation Night, Hahndorf

**Cr Ian Bailey**

- 9 October, RSL Annual Dinner, Stirling

**16.2 Reports of Members as Council/Committee Representatives on External Organisations**

**Cr Malcolm Herrmann**

- 20 October, GRFMA meeting

**16.3 CEO Report**

David Waters, CEO, provided Council with a verbal Corporate Update, available via [www.ahc.sa.gov.au](http://www.ahc.sa.gov.au), including:

- Amy Gillett Bikeway funding update  
Council has received confirmation from the Federal Government that the funding commitment made by the previous government for the extension of the Amy Gillett Bikeway to Birdwood will be honoured. The State Government's Department for Infrastructure and Transport is presently working on the design and cost estimates for the project.
- Compliance issues with property in hand
- Footpaths & drainage
- Last meeting for 2018 – 2022 Council, we acknowledge and appreciate the support of the Chamber

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**17. REPORTS OF COMMITTEES**

**17.1 Council Assessment Panel**

Nil

**17.2 Audit Committee – 17 October 2022**

Moved Cr Leith Mudge

S/- Cr Malcolm Herrmann

**285/22**

That the minutes of the Audit Committee meeting of 17 October 2022 as distributed, be received and noted.

<b>Carried Unanimously</b>
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**17.2.1 Audit Committee Presiding Member's Report 2022**

Moved Cr Malcolm Herrmann

S/- Cr Kirrilee Boyd

**286/22**

Council resolves that the report be received and noted.

<b>Carried Unanimously</b>
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**17.3 CEO Performance Review Panel – 13 October 2022**

Moved Cr Mark Osterstock

S/- Cr Chris Grant

**287/22**

That the minutes of the CEO Performance Review Panel meeting of 13 October 2022 as distributed, be received and noted.

<b>Carried Unanimously</b>
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**17.3.1 CEO Performance Review Panel Presiding Member's Report 2022**

Moved Cr Mark Osterstock

S/- Cr Nathan Daniell

**288/22**

Council resolves that the report be received and noted.

<b>Carried Unanimously</b>
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**17.4 Boundary Change Committee**

Nil

**18. CONFIDENTIAL ITEMS**

Nil

**19. PRESENTATION OF SERVICE CERTIFICATES TO COUNCIL MEMBERS**

8.13pm Mayor Jan-Claire Wisdom left the Chamber and Deputy Mayor Nathan Daniell took the Chair

Cr Ian Bailey addressed the Chamber

8.14pm Mayor Jan-Claire Wisdom returned to the Chamber and Deputy Mayor Nathan Daniell vacated the Chair

Cr Andrew Stratford addressed the Chamber

Cr Linda Green addressed the Chamber

Mayor Wisdom presented Certificates of Appreciation to all Council Members acknowledging their service over the 2018 – 2022 Council term.

**19.1 NEXT ORDINARY MEETING**

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 29 November 2022 from 6.30pm at 63 Mt Barker Road, Stirling.

**20. CLOSE MEETING**

The meeting closed at 8.31pm.