

**ADELAIDE HILLS COUNCIL**  
**MINUTES OF ORDINARY COUNCIL MEETING**  
**TUESDAY 26 September 2023**  
**63 MT BARKER ROAD STIRLING**

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In Attendance

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

**Members:**

Councillor Kirrilee Boyd
Councillor Adrian Cheater
Councillor Nathan Daniell
Councillor Pauline Gill
Councillor Chris Grant
Councillor Malcolm Herrmann
Councillor Lucy Huxter
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Louise Pascale
Councillor Melanie Selwood

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Natalie Armstrong	Director Development & Regulatory Services
David Waters	Director Community Capacity
Melissa Grimes	Consultant - Governance
Jody Atkins	Minute Secretary

**1. COMMENCEMENT**

The meeting commenced at 6:30pm

**2. OPENING STATEMENT**

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

**3. Apology**

Nil

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Mayor \_\_\_\_\_ 26 September 2023

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**3.1 Leave of Absence**

**Moved Cr Nathan Daniell  
S/- Cr Louise Pascale**

**243/23**

That a Leave of Absence from all duties of office be granted to Cr Kirsty Parkin from 2 October 2023 to 8 October 2023

<b>Carried Unanimously</b>
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**3.2 Leave of Absence**

**Moved Cr Kirrilee Boyd  
S/- Cr Chris Grant**

**244/23**

That a Leave of Absence from all duties of office be granted to Cr Malcolm Herrmann from 2 October 2023 to 8 October 2023

<b>Carried Unanimously</b>
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**3.3 Absent**  
Nil**4. MINUTES OF PREVIOUS MEETINGS****4.1 Council Meeting – 12 September 2023**

**Moved Cr Kirsty Parkin  
S/- Cr Malcolm Herrmann**

**245/23**

**That the minutes of the Ordinary Council meeting held on 12 September 2023 as supplied, be confirmed as an accurate record of the proceedings of that meeting.**

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

6:37pm Cr Melanie Selwood left the meeting.  
6:40pm Cr Melanie Selwood rejoined the meeting.

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**5.1 Material Conflict of Interest, Cr Mark Osterstock – Item 11.2, Dangerous Driving at Basket Range (Cr Leith Mudge)**

Cr Mark Osterstock declared that pursuant to the provisions of Section 75 and 75A (3) of the *Local Government Act 1999*, being an employee of the crown, namely the South Australian Police, and noting that the question before council directly concerns the South Australian Police, I therefore have, according to law, a material conflict of interest and will not be participating in the debate and will be vacating the chamber at the appropriate time.

**5.2 Material Conflict of Interest, Cr Mark Osterstock – Item 12.4 Nomination for Dog and Cat Management Board**

Cr Mark Osterstock declared that pursuant to the provisions of Section 75 and 75A (3) of the *Local Government Act 1999*, as he will be nominating for the position on the Dog and Cat Management Board which attracts a sitting fee for attendance at meetings, that he has a material conflict of interest and will not be participating in the debate and will be vacating the chamber at the appropriate time.

**5.3 Material Conflict of Interest, Cr Kirsty Parkin – Item 12.4, Dog and Cat Management Board**

Cr Kirsty Parkin declared that pursuant to the provisions of Section 75 and 75A (3) of the *Local Government Act 1999*, that her father is the Chairperson of the Dog and Cat Management Board, therefore, she has a general conflict of interest and will not be participating in the debate and will be vacating the chamber at the appropriate time.

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

Mayor Wisdom advised she has been on leave for six weeks; she thanked Cr Nathan Daniell for his outstanding service as acting Mayor during this period.

Additional thanks were tendered to Mr Peter Bice, Director Infrastructure and Operations on his excellent service not only to whole of Council (including members) but also to citizens.

Congratulations to Council as a whole, who were recently awarded the South Australian Resilient Australia Local Government Award at Government House. The award was in recognition of the Towards Community Led Emergency Resilience Program which aligned with the recent bushfire events.

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

Nil

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**8. PETITIONS/DEPUTATIONS/PUBLIC FORUM****8.1 Petitions**

Nil

**8.2 Deputations****8.2.1 Dangerous Driving at Basket Range - Mr Simon Warwick****8.3 Public Forum**

Nil

**9. PRESENTATIONS**

Nil

**10. QUESTIONS ON NOTICE**

Nil

**11. MOTIONS ON NOTICE**

With leave of the meeting, all members present agreed to bring forward item 11.2 as the next item of business.

7.03pm Cr Mark Osterstock declared a material conflict of interest as advised in item 5.1 and left the meeting.

**11.2 Dangerous Driving at Basket Range (Cr Leith Mudge)**

**Moved Cr Leith Mudge  
S/- Cr Adrian Cheater**

**That the CEO:** **246/23**

- 1. Works with the local residents and businesses, Basket Range CFS, Basket Range Primary School, SA Police (SAPOL) and the Department of Infrastructure and Transport (DIT) to reduce the occurrence and impact of reckless and dangerous driving at excessive speeds in Basket Range (including driving with attitude - hoon driving).**
- 2. Investigates and implements (if feasible) additional parking controls and enforcement in areas where dangerous drivers often congregate:**
  - a. The section of Burdetts Road in front of the Basket Range Hall, Post Office and CFS station.**
  - b. The informal car park next to the CFS station.**

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3. Writes to DIT to request that the section of the state maintained Lobethal Road between the area near the crossroads with Burdetts Road and Range Road and the Hunters Road intersection have its speed limit reduced from the current 80 km/hr and to consider this area as a road safety “black spot” to be eligible to receive funding accordingly.
4. Conducts an investigation and develops a Traffic Impact Statement for submission to DIT regarding a speed limit reduction from the current 80 km/hr along Burdetts Road, Range Road and Basket Range Road in the areas leading to their intersection with Lobethal Road.
5. Seeks to work with DIT and SAPOL to investigate further traffic controls and warnings to improve road safety along Lobethal Road and feeder roads i.e. Basket Range Road, Burdetts Road and Range Road, including (but not limited to):
  - a. Additional pedestrian warning signs near The Manor Basket Range function centre and the Basket Range Primary School.
  - b. Fixed speed camera along Lobethal Road.
  - c. Give Way or Stop signs at the junction of Lobethal Road and Basket Range Roads.
  - d. A radar activated variable speed sign at the junction of Lobethal Road and Basket Range Roads.
6. Asks SAPOL to increase enforcement activity in this area.
7. Write a submission to apply for 2024/25 black spot funding in relation to the roads being assessed as part of this motion.

<b>Carried Unanimously</b>
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7.33pm Cr Mark Osterstock returned to the meeting.

#### **11.1 Sustainable Procurement (Cr Melanie Selwood)**

**Moved Cr Melanie Selwood  
S/- Cr Kirrilee Boyd**

**247/23**

1. That CEO undertakes a review of the current Procurement Policy and Procurement Framework against the International Standard for Sustainable Procurement ISO 20400;
2. From 1 July 2024 all tenders shall request the following information and these criteria are taken into account in assessing the sustainability of a tender, with weighting and application determined as part of the review undertaken by the CEO:
  - a. Carbon footprint
  - b. Sustainability of their supply chain
  - c. Practices to minimise waste

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- d. Percentage of locally sourced materials
  - e. Estimated lifespan of materials used
  - f. End of life planning for materials used (eg recycle, reuse)
  - g. Inclusion policy regarding equal opportunity measures for employment in their organisation;
3. That a workshop of Council be held before 31 December 2023 to provide outcomes of the review; and
  4. That a report be returned to Council with the updated Procurement Policy and any other related matters that require Council's attention no later than March 2024.

**Amendment**

Moved Cr Adrian Cheater

S/- Cr Pauline Gill

1. That CEO undertakes a review of the current Procurement Policy and Procurement Framework against the International Standard for Sustainable Procurement ISO 20400;
2. From 1 October 2023 for all new tenders and quotes over \$10,000 shall request the following information:
  - a. Carbon footprint
  - b. Sustainability of their supply chain
  - c. Practices to minimise waste
  - d. Percentage of locally sourced materials
  - e. Estimated lifespan of materials used
  - f. End of life planning for materials used (eg recycle, reuse)
  - g. Inclusion policy regarding equal opportunity measures for employment in their organisation;
3. That a workshop of Council be held before 31 December 2023 to provide outcomes of the review; and
4. That a report be returned to Council with the updated Procurement Policy and any other related matters that require Council's attention no later than March 2024.

<b>Carried Unanimously</b>
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The Amendment became the motion

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Moved Cr Melanie Selwood

S/- Cr Kirrillee Boyd

1. That CEO undertakes a review of the current Procurement Policy and Procurement Framework against the International Standard for Sustainable Procurement ISO 20400;
2. From 1 October 2023 for all new tenders and quotes over \$10,000 shall request the following information:
  - a. Carbon footprint
  - b. Sustainability of their supply chain
  - c. Practices to minimise waste
  - d. Percentage of locally sourced materials
  - e. Estimated lifespan of materials used
  - f. End of life planning for materials used (eg recycle, reuse)
  - g. Inclusion policy regarding equal opportunity measures for employment in their organisation;
3. That a workshop of Council be held before 31 December 2023 to provide outcomes of the review; and
4. That a report be returned to Council with the updated Procurement Policy and any other related matters that require Council's attention no later than March 2024.

<b>Carried Unanimously</b>
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8.05pm Cr Nathan Daniell left the meeting.

8.07pm Cr Nathan Daniell returned to the meeting.

## 12. OFFICER REPORTS – DECISION ITEMS

### 12.1 Planning, Development and Infrastructure Act 2016 Delegations

Moved Cr Malcolm Herrmann

S/- Cr Mark Osterstock

248/23

1. That the report be received and noted.
2. Delegations made under *Planning, Development and Infrastructure Act 2016*, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council, a Designated Authority; a Designated Entity – (Instrument A)
  - a. In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the *Planning, Development and Infrastructure Act 2016* and statutory instruments made thereunder contained in the proposed

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Instrument of Delegation (contained in the attachment this Report) are hereby delegated this 26 September 2023 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation with the addition of a condition to read “subject to consultation with Council” for provisions: s22(4)(a)(i), s74(8)(c), s83(1)(i), s84(1)(c)(ii)(A), s113(5)(a)(iii) and r109(1)(b).

- b. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.
3. Delegations made under *Planning, Development and Infrastructure Act 2016*, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Relevant Authority – (Instrument B)
  - a. In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the *Planning, Development and Infrastructure Act 2016* and statutory instruments made thereunder contained in the proposed Instrument of Delegation (contained in the attachment this Report) are hereby delegated this 26 September 2023 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
  - b. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

<b>Carried Unanimously</b>
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**12.2 Proposal to change suburb name of portion of Rostrevor to Morialta**

Moved Cr Louise Pascale  
S/- Cr Mark Osterstock

**249/23**

1. That the report be received and noted
2. That Council acknowledges the area of Rostrevor within the Adelaide Hills Council is unique in its character and design, with a community that is dedicated to its preservation, history and environment.
3. That Adelaide Hills Council will take no further action at this time.



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4. That the CEO (or his delegate) advises the Morialta Resident's Association of its decision.

<b>Carried Unanimously</b>
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**12.3 Consideration of bike lockers for personal use**

8.20pm - Cr Louise Pascale and Cr Lucy Huxter left the meeting.

8.22pm - Cr Lousie Pascale and Cr Luce Huxter returned to the meeting.

**Moved Cr Melanie Selwood**

**S/- Cr Nathan Daniell**

**250/23**

1. That the report be received and noted.
2. That Council approve a survey of cyclist and public transport users be undertaken in conjunction with Bike SA to understand needs, demand, and final priority sites for consideration in this Public Transport Amenity Program.
3. Subject to the results of the survey, that Council considers a Public Transport Amenity Program, that includes the installation of bike lockers or bike cages as part of the 2024/25 Annual Business Planning process.

<b>Carried Unanimously</b>
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**12.4 Nomination to Dog and Cat Management Board**

8.32pm - Cr Mark Osterstock declared a material conflict of interest as advised in item 5.1 and left the meeting.

8.33pm - Cr Kristy Parkin declared a material conflict of interest as advised in item 5.1 and left the meeting.

**Moved Cr Kirrilee Boyd**

**S/- Cr Leith Mudge**

**251/23**

**To endorse the nomination of Cr Mark Osterstock for the Dog & Cat Management Board and authorise the Chief Executive Officer to lodge the completed nomination form(s) to the Local Government Association by COB Friday 27 October 2023.**

<b>Carried Unanimously</b>
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8.34pm – Cr Mark Osterstock returned to the meeting.

8.35pm – Cr Kirsty Parkin returned to the meeting.

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**13. OFFICER REPORTS - INFORMATION ITEMS**

Nil

**14. QUESTIONS WITHOUT NOTICE**

Cr Leith Mudge - Referendum

Cr Louise Pascale – Building works being affected by bankruptcy of building companies.

Cr Malcom Herrmann – Amy Gillett Bikeway update.

**15. MOTIONS WITHOUT NOTICE****15.1 Moved Cr Malcom Herrmann  
S/- Cr Kirsty Parkin**

**252/23**

**That the Mayor writes to the following clubs congratulating them on winning the Hills Football League Premierships:**

**Gumeracha Football Club - "A" and "B" Grade**

**Birdwood Football Club - Junior Colts**

**Kersbrook Football Club- Mini Colts**

**Uraidla – U18 Boys**

**Uraidla - U11 Mixed Team**

**Mt Lofty - U14 Boys**

**Mt Lofty - U17 Girls**

<b>Carried Unanimously</b>
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**15.2 Moved by Mayor Wisdom  
S/- Cr Chirs Grant**

**15.2.1 That the Adelaide Hills Council acknowledges and thanks Mr Peter Bice for his valuable 7.5 years contribution as Director Infrastructure and Operations to the organisation and the community and we wish him well for his future endeavours.**

**15.2.2 That the Adelaide Hills Council acknowledges and thanks Mr Lachlan Miller for his valuable 10 years contribution as the Executive Manager Governance to the organisation and the community and we wish him well for his future endeavours.**

**15.2.3 That the Adelaide Hills Council acknowledges and thanks Mrs Pam Willams for her valuable 27 years contribution as the Executive Assistant to the Mayor and CEO, the organisation and the community and we wish her well for her future endeavours.**

<b>Carried Unanimously</b>
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**16. REPORTS****16.1 Council Member Function or Activity on the Business of Council**

Cr Malcom Herrmann

- 16 September, HFL Country Division Grand Final- medal presentation
- 21 September, Restvale Lobethal - AGM

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

Nil

**16.3 CEO Report**

Nil

**17. REPORTS OF COMMITTEES****17.1 Council Assessment Panel - 13 September 2023**

**Moved Cr Leith Mudge**

**S/- Cr Kirsty Parkin**

**253/23**

**That the minutes of the CAP meeting held on 13 September 2023, as supplied, be received and noted.**

<b>Carried Unanimously</b>
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**17.2 Audit Committee**

Nil

**17.3 CEO Performance Review Panel**

Nil

**17.4 Boundary Change Committee**

Nil

**18. CONFIDENTIAL ITEMS**

Nil

**19. NEXT ORDINARY MEETING**

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 10 October 2023 from 6.30pm at 63 Mt Barker Road, Stirling.

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**20. CLOSE MEETING**

The meeting closed at 8.59pm