



ORDINARY COUNCIL MEETING

NOTICE OF MEETING

To: Mayor Jan-Claire Wisdom

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

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 19 December 2023
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.

Greg Georgopoulos
Chief Executive Officer

ORDINARY COUNCIL MEETING



AGENDA FOR MEETING
Tuesday 19 December 2023
6.30pm
63 Mt Barker Road Stirling

ORDER OF BUSINESS

1. COMMENCEMENT

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. APOLOGIES/LEAVE OF ABSENCE

3.1. Apology
Apologies were received from

3.2. Leave of Absence
Cr Louise Pascale from 16 December 2023 to 8 January 2024 approved at Council
28 November 2023

Cr Lucy Huxter has requested a leave of absence from 24 December 2023 to 8
January 2024

3.3. Absent

4. MINUTES OF PREVIOUS MEETINGS

Council Meeting – 28 November 2023

That the minutes of the ordinary meeting held on Tuesday 28 November 2023 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. MAYOR'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
- 8.2. Deputations
Nil
- 8.3. Public Forum

9. PRESENTATIONS (by exception)

Nil



10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

- 11.1. Woodforde Residents Community Meeting (Cr Louise Pascale/Cr Nathan Daniel)

I move that:

1. *The CEO prepare a report for Council to be presented at a workshop on the 19 February 2024 on what Kite Property had approved by State Commission Assessment Panel (SCAP) and what it is delivering in Hamilton Hill.*
2. *Subject to the outcomes of the workshop, Council schedules a Woodforde residents community meeting within 4-6 weeks and invite residents of Woodforde and neighbouring suburbs of Teringie and Rostrevor.*
3. *Council holds the Woodforde community meeting at Rostrevor College on Glen Stuart Road, Woodforde.*
4. *Council provides residents the opportunity to hear about Council's work undertaken in the area concerning traffic, services and infrastructure with the expansion of Woodforde and receive feedback from residents about the changes they are experiencing.*
5. *Council provides an online and hard copy summary of the above for residents who cannot make it to the event and include an opportunity for those residents to feedback to the Council either online or via telephone.*

11.2. Boundary Change Committee Membership (Cr Mark Osterstock)

I move that:

DECISION 1

1. *The report be received and noted.*
2. *To amend the Terms of Reference, as contained in Appendix 2.*
3. *To determine that the method of selecting a member of the Boundary Change Committee to be by an indicative vote to determine the preferred person for the vacant position utilising the process set out in this Agenda report.*
4. *To adjourn the Council meeting for the purposes of seeking nominations for and, if necessary, conducting an indicative vote to determine the preferred person to fill the vacancy that currently exists on the Boundary Change Committee and for the meeting to resume once the results of the indicative vote have been declared.*

DECISION 2

5. *To appoint Cr _____ to the position of Boundary Change Committee Member, effective forthwith and concluding on 30 November 2025.*

11.3. Reaffirmation of Acknowledgement of Country

I move that Adelaide Hills Council:

1. *Reaffirms its policy of making an acknowledgement of the traditional custodians of the Adelaide Hills prior to ALL council meetings and other meetings in accordance with our Acknowledgement and Welcome to Country Policy.*
2. *Believes that the appropriate delivery of Acknowledgement of Country and Welcome to Country is a fundamental element of respectful recognition of the Traditional Custodians of the Adelaide Hills.*
3. *Believes that Council has a leadership role in relation to reconciliation and a responsibility to demonstrate best practice in the use and protocols associated with Acknowledgement of Country and Welcome to Country.*
4. *Encourages other SA Councils to adopt or retain a policy of making a respectful Acknowledgement of Country at council and other meetings.*

12. ADMINISTRATION REPORTS – DECISION ITEMS

12.1. Council Confidential Items Review – December 2023

DECISION 1

1. *That the report be received and noted.*

2. *That the items held as confidential in the Confidential Items Register (Appendix 1) be noted.*

DECISION 2 – Resolution 303/22 – Surplus Government Land Notification

3. *Pursuant to Section 91(7) of the Local Government Act 1999, Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(i) of the Act:*
 - *The report, related attachments, minutes and other (presentation, documents or similar) of 20 December 2022, Item No. 18.1, Surplus Government Land Notifications, 202/22, unless previously released, remain confidential until this matter has concluded and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and would, on balance, be contrary to the public interest. The current expiry date occurs on 20 December 2023 a further twelve (12) months is required to 20 December 2024.*
4. *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.*

13. ADMINISTRATION REPORTS – INFORMATION ITEMS

Nil

14. CORRESPONDENCE FOR NOTING

- 14.1. Appointment of Ms Emily Strickland as Ombudsman for South Australia
- 14.2. State Planning Commission letter of acknowledgement for Adelaide Hills Council Greater Adelaide Regional Plan Discussion Paper Submission

15. QUESTIONS WITHOUT NOTICE

16. MOTIONS WITHOUT NOTICE

17. REPORTS

- 17.1. Council Member Function or Activity on the Business of Council
- 17.2. Reports of Members/Officers as Council Representatives on External Organisations
- 17.3. CEO Report

18. REPORTS OF COMMITTEES

- 18.1. Council Assessment Panel
Nil

- 18.2. Audit Committee
Nil

- 18.3. CEO Performance Review Panel Special Meeting
Refer confidential items

- 18.4. Boundary Change Committee
Nil

19. CONFIDENTIAL ITEMS

- 19.1. Citizen of the Year Awards
- 19.2. Amy Gillet Bikeway Stage 4 Construction Option
- 19.3. CEO Performance Review Panel Special Meeting – 12 December 2023
That the minutes of the CEOPRP meeting held on Tuesday 12 December 2023 as supplied, be received and noted.
- 19.4. CEO Performance Review Panel Recommendation

20. NEXT MEETING

Tuesday, 23 January 2023 at 6.30pm, 63 Mt Barker Road, Stirling

21. CLOSE MEETING



Council Meeting & Workshops 2023



DATE	TYPE	LOCATION	MINUTE TAKER
DECEMBER 2023			
Mon 4 December	Workshop	Woodside	N/A
Tues 12 December	Workshop	Stirling	Kylie Hopkins
Wed 13 December	CAP	Stirling	Karen Savage
Thur 14 December	CEOPRP	Stirling	Jody Atkins
Tues 19 December	Council	Stirling	Kylie Hopkins

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

Conflict of Interest Disclosure Form

CONFLICTS MUST BE DECLARED VERBALLY DURING MEETINGS

Date: _____

Meeting Name (please tick one)

- | | | | |
|------------------------------|--------------------------|---------------------------|--------------------------|
| Ordinary Council | <input type="checkbox"/> | Audit Committee | <input type="checkbox"/> |
| Special Council | <input type="checkbox"/> | Boundary Change Committee | <input type="checkbox"/> |
| CEO Performance Review Panel | <input type="checkbox"/> | Other: _____ | <input type="checkbox"/> |

Item No **Item Name:**

(Only one conflict of interest entry per form)

I, Mayor / Cr _____ have identified a conflict of interest as:

GENERAL

MATERIAL

GENERAL

In considering a General Conflict of Interest (COI), an impartial, fair-minded person might consider that the Council Member’s private interests might result in the Member acting in a manner that is contrary to their public duty.

MATERIAL

In considering a Material Conflict of Interest (COI), a member of a council has a material conflict of interest in a matter to be discussed at a meeting of the council if a class of persons as defined in s75(1)(a-l) in the Act would gain a benefit, or suffer a loss, (whether directly or indirectly and whether of a personal or pecuniary nature) depending on the outcome of the consideration of the matter at the meeting.

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)

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

- I intend to **stay** in the meeting (please complete details below)
- I intend to **stay** in the meeting as exempt under s75A (please complete details below)
- I intend to **leave** the meeting (*mandatory if you intend to declare a Material conflict of interest*)

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

(This section must be completed and ensure sufficient detail is recorded of the specific circumstances of your interest.)

Office use only: Council Member voted FOR / AGAINST the motion.

8. DEPUTATIONS

For full details, see Code of Practice for Meeting Procedures on www.ahc.sa.gov.au

1. A request to make a deputation should be made by submitting a Deputation Request Form, (available on Council's website and at Service and Community Centres) to the CEO seven clear days prior to the Council meeting for inclusion in the agenda.
2. Each deputation is to be no longer than ten (10) minutes, excluding questions from Members.
3. Deputations will be limited to a maximum of two per meeting.
4. In determining whether a deputation is allowed, the following considerations will be taken into account:
 - the number of deputations that have already been granted for the meeting
 - the subject matter of the proposed deputation
 - relevance to the Council agenda nominated – and if not, relevance to the Council's powers or purpose
 - the integrity of the request (i.e. whether it is considered to be frivolous and/or vexatious)
 - the size and extent of the agenda for the particular meeting and
 - the number of times the deputees has addressed Council (either in a deputation or public forum) on the subject matter or a similar subject matter.

8.3 PUBLIC FORUM

For full details, see Code of Practice for Meeting Procedures on www.ahc.sa.gov.au

1. The public may be permitted to address or ask questions of the Council on a relevant and/or timely topic.
2. The Presiding Member will determine if an answer is to be provided.
3. People wishing to speak in the public forum must advise the Presiding Member of their intention at the beginning of this section of the meeting.
4. Each presentation in the Public Forum is to be no longer than five (5) minutes (including questions), except with leave from the Council.
5. The total time allocation for the Public Forum will be ten (10) minutes, except with leave from the Council.
6. If a large number of presentations have been requested, with leave from the Council, the time allocation of five (5) minutes may be reduced.
7. Any comments that may amount to a criticism of individual Council Members or staff must not be made. As identified in the Deputation Conduct section above, the normal laws of defamation will apply to statements made during the Public Forum.
8. Members may ask questions of all persons appearing relating to the subject of their presentation.