

**ADELAIDE HILLS COUNCIL SPECIAL AUDIT COMMITTEE
MINUTES OF MEETING
MONDAY 12 February 2024
63 MT BARKER ROAD STIRLING**

In Attendance**Members:**

Cr Malcolm Herrmann	Presiding Member
Sarah Beesley	Independent Member
David Moffatt	Independent Member
Pamela Lee	Independent Member
Cr Melanie Selwood	Council Member

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Gary Lewis	A/Director Corporate Services
David Waters	Director Environment and Infrastructure
David Collins	Manager Strategic Assets
Jody Atkins	A/Governance and Risk Coordinator
Zoe Gill	Governance and Risk Coordinator

Guests in Attendance:

Michael Richardson	Director, BRM Advisory
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Audit Committee notes that Michael Richardson, Director BRM Advisory, is in attendance not Michael Arman, Director BRM Advisory as noted in the agenda.

1. COMMENCEMENT

The meeting commenced at 6.00pm.

Acknowledgement of Country

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kaurna people. We pay our respects to Elders past, present and emerging as the Custodians of this ancient and beautiful land. Together we will care for this country for the generations to come.

2. APOLOGIES/LEAVE OF ABSENCE**Apology**

Nil

Leave of Absence

Nil

Absent

Nil

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3. MINUTES OF PREVIOUS MEETINGS

Audit Committee Meeting – 20 November 2023

Moved Cr Melanie Selwood
S/- Pamela Lee

AC1/24

That the minutes of the Audit Committee meeting held on Monday 20 November 2023, as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4. PRESIDING MEMBER'S OPENING REMARKS

The Presiding member welcomed all present and introduced new members/attendees.

5. DELEGATION OF AUTHORITY

In accordance with the Audit Committee Terms of Reference, the Committee has no delegated decision-making powers. The Recommendations in Item 10 is to be submitted to Council for consideration.

6. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF AUDIT COMMITTEE

Under Section 75B of the *Local Government Act 1999* Cr Selwood disclosed a General (section 74) Conflict of Interest in Item 10 Amy Gillett Prudential Review, the nature of which is as follows:

- I am involved with the Department for Infrastructure and Transport.

Cr Selwood intends to remain in the meeting and vote when this item is discussed.

7. PRESENTATIONS, ACTION REPORT & WORKPLAN

Nil

8. OFFICER REPORTS – DECISION ITEMS

Nil

9. QUESTIONS WITHOUT NOTICE

Nil

Presiding Member _____ 19 February 2024

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10. CONFIDENTIAL ITEMS

10.1 Amy Gillett Bikeway Stage 4 Prudential Review – Exclusion of the Public

Moved Cr Melanie Selwood
S/- Sarah Beesley

AC2/24

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

- Chief Executive Officer, Greg Georgopoulos
- Acting Director Corporate Services, Gary Lewis
- Director Environment and Infrastructure, David Waters
- Governance and Risk Coordinator, Zoe Gill
- Manager Strategic Assets, David Collins
- Michael Richardson – BRM Advisory

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

- (j) Under Section 90(3)(j) 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 –
- (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
 - (ii) would, on balance, be contrary to the public interest.

Accordingly, on this basis the principle that meetings of the Committee 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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10.2 Amy Gillett Bikeway Stage 4 Prudential Review – Confidential Item

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10.3 Amy Gillett Bikeway Stage 4 Prudential Review – Duration of Confidentiality

Moved Cr Malcolm Herrmann
S/ Sarah Beesley

AC4/24

Council resolves:

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 10.1 in confidence under sections 90(2) and 90(3)(j) 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* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	19 December 2024 or upon finalisation of all relevant agreements with the State and Federal Governments, whichever is the earlier.
Related Attachments	19 December 2024 or upon finalisation of all relevant agreements with the State and Federal Governments, whichever is the earlier.
Minutes	19 December 2024 or upon finalisation of all relevant agreements with the State and Federal Governments, whichever is the earlier.
Other	Nil

Notwithstanding, the fact that the Council is working with other levels of government to find a way to complete the Amy Gillett Bikeway extension within available funding levels shall not be subject to the confidentiality order.

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

Carried Unanimously

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11. NEXT MEETING

The next ordinary meeting of the Audit Committee will be held on Monday 19 February 2024 from 6.00pm at 63 Mt Barker Road, Stirling.

12. CLOSE MEETING

The meeting closed at 7.30pm