

**ADELAIDE HILLS COUNCIL  
MINUTES OF ORDINARY COUNCIL MEETING  
TUESDAY 25 June 2024  
63 MT BARKER ROAD STIRLING**

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In Attendance

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

**Members:**

Councillor Adrian Cheater
Councillor Nathan Daniell
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
Gary Lewis	Director Corporate Services
Jess Charlton	A/Director Community and Development
David Waters	Director Environment and Infrastructure
Zoë Gill	Governance and Risk Coordinator
Rebekah Lyons	Executive Assistant
Skye Ludzay	Minute Secretary
Tom Portas	Technical Support

**1. COMMENCEMENT**

The meeting commenced at 6:30 pm.

**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**

Cr Kirrilee Boyd  
Cr Pauline Gill

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Mayor \_\_\_\_\_

9 July 2024

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**3.2 Leave of Absence**

Moved Cr Malcolm Herrmann

S/- Cr Mark Osterstock

218/24

Council resolves to approve the following leave of absence:

- 1 Cr Leith Mudge:**
  - 1.1 That a Leave of Absence from all duties of office be granted to Cr Leith Mudge from 9 July 2024 to 11 July 2024.**
  - 1.2 That any committee or panel membership currently held by Cr Leith Mudge be undertaken by the Deputy during the leave of absence.**
- 2 Cr Lucy Huxter**
  - 2.1 That a Leave of Absence from all duties of office be granted to Cr Lucy Huxter from 8 July 2024 to 25 July 2024.**
  - 2.2 That any committee or panel membership currently held by Cr Lucy Huxter be undertaken by the Deputy during the leave of absence.**
- 3 Mayor Jan-Claire Wisdom**
  - 3.1 That a Leave of Absence from all duties of office be granted to Mayor Jan-Claire Wisdom from 16 August 2024 to 13 September 2024.**
  - 3.2 That any committee or panel membership currently held by Mayor Jan-Claire Wisdom be undertaken by the Deputy during the leave of absence.**
- 4 Cr Pauline Gill**
  - 4.1 That a Leave of Absence from all duties of office be granted to Cr Pauline Gill from 1 September 2024 to 3 October 2024.**
  - 4.2 That any committee or panel membership currently held by Cr Pauline Gill be undertaken by the Deputy during the leave of absence.**

<b>Carried Unanimously</b>
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**3.3 Absent**

Nil

**4. MINUTES OF PREVIOUS MEETINGS**

**4.1 Council Meetings – 11 June 2024 and 17 June 2024**

Moved Cr Leith Mudge

S/- Cr Chris Grant

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**Council resolves:**

- 1 That the minutes of the Ordinary Council meetings held on 11 June 2024, as supplied, be confirmed as an accurate record of the proceedings of that meeting.**
- 2 That the minutes of the Special Council meeting held on 17 June 2024, 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**

**5.1 General Conflict of Interest, Cr Melanie Selwood – Item 12.3 Review of Cemetery Operating Policy**

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 12.3.

**5.2 General Conflict of Interest, Cr Melanie Selwood – Item 12.5 Discretionary Rate Rebate Report**

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 12.5.

**5.3 General Conflict of Interest, Cr Leith Mudge – Item 12.5 Discretionary Rate Rebate Report**

Under section 75B of the *Local Government Act 1999* Cr Leith Mudge disclosed a General (section 74) Conflict of Interest in Item 12.5.

**5.4 General Conflict of Interest, Cr Adrian Cheater – Item 12.5 Discretionary Rate Rebate Report**

Under section 75B of the *Local Government Act 1999* Cr Adrian Cheater disclosed a General (section 74) Conflict of Interest in Item 12.5.

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

Mayor Wisdom welcomed the Gallery.

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

**7.1 Questions Adjourned**

Nil

**7.2 Questions Lying on the Table**

Nil

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

Nil

**8.2 Deputations**

Nil

**8.3 Public Forum**

Keith Bennett of Mt Torrens, Questions to the CEO and Council regarding employee income protection insurance and the Deputy Mayor's statement upon their appointment.

**9. PRESENTATIONS**

Nil

**10. QUESTIONS ON NOTICE**

Nil

**11. MOTIONS ON NOTICE**

Nil

**12. OFFICER REPORTS – DECISION ITEMS****12.1 Draft 2024-25 Fees and Charges for Adoption**

Through the Presiding Member, leave of the meeting was sought and granted to defer Item 12.6 - Confidential Item Review until later in the agenda at the Confidential Items.

**Moved Cr Chris Grant**

**S/- Cr Kirsty Parkin**

**220/24**

**Council resolves:**

- 1. That the report Draft 2024-25 Fees and Charges for Adoption be received and noted.**
- 2. To adopt the 2024-25 Fees and Charges Schedule included at Appendix 1 to apply on and from 1 July 2024, with Item 2.7 Temporary Road Closures altered so that it reads "Application Fee (commercial applicants only) and fee for each additional day of closure" and deleting "Daily event fee (commercial applicants only) for additional days" and the two items under that heading."**
- 3. To authorise the Chief Executive Officer to approve minor changes to the Fees and Charges Schedule during the 2024-25 financial year, as required.**

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<b>Carried Unanimously</b>
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**12.2 Local Roads and Community Infrastructure Program (LRCIP) Phase 4**

Moved Cr Malcolm Herrmann  
S/- Cr Chris Grant

**221/24**

Council resolves:

1. That the report be received and noted.
2. To authorise the applications for the following projects to be submitted as the Adelaide Hills Council Local Roads and Infrastructure Program Phase 4 full works schedule, totalling \$1,232,152, for delivery in 2024-25:
 

a. Knotts Hill Road slip	Ashton/Basket Range	\$87,000
b. Marble Hill Road slip	Ashton/Marble Hill	\$150,000
c. Fox Creek Road pavement renewal	Cudlee Creek	\$214,000
d. Junction Road, Stormwater	Balhannah	\$381,152
e. Adelaide Hills War Memorial Swimming Centre Splash Park, Woodside		\$400,000
3. That the Chief Executive Officer, or his delegate, be authorised to submit and negotiate any variations to the approved funding schedule, such as timing, specific project scope or specific funding allocations, in relation to the above projects as may be required throughout the delivery of the program.
4. That the Chief Executive Officer, or his delegate, be authorised to make any changes necessary to incorporate the above program of works into Council's 2024-25 Annual Business Plan and Budget.

<b>Carried Unanimously</b>
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**12.3 Review of Cemetery Operating Policy**

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 12.3.

- One of my family members was adversely affected by the non-resident internment definition and I had communicated that to staff.

Cr Melanie Selwood advised of her intent to participate in the debate and to leave the meeting room and leave for the vote.

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Moved Cr Mark Osterstock  
S/- Cr Adrian Cheater

222/24

Council resolves:

1. That the report Review of Cemetery Operating Policy be received and noted.
2. With an effective date of 1 July 2024, to revoke the 9 May 2023 *Cemetery Operating Policy* and to adopt the 11 June 2024 *Cemetery Operating Policy* as per Appendix 1.
3. That the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the 11 June 2024 *Cemetery Operating Policy* as per Appendix 1 prior to the date of effect.

6:57pm Cr Melanie Selwood left the meeting room.

<b>Carried Unanimously</b>
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6:58pm Cr Melanie Selwood returned to the meeting room.

**12.4 Disclosure of Interest – Greg Georgopoulos CEO**

Moved Cr Chris Grant  
S/- Cr Leith Mudge

223/24

Council resolves:

1. That the report Chief Executive Officer – Declaration of Conflicts of Interest be received and noted.
2. To note the Chief Executive Officer, Mr Greg Georgopoulos' disclosure of a conflict of interest in relation to the Southern and Hills Local Government Association.
3. To authorise Mr Georgopoulos to act in the course of his official duties in relation to the Southern and Hills Local Government Association.

<b>Carried Unanimously</b>
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**12.5 Discretionary Rate Rebate Report**

Under section 75B of the *Local Government Act 1999* Cr Leith Mudge disclosed a General (section 74) Conflict of Interest in Item 12.5.

- I recently joined an organisation called Save the Stirling Hospital. Given the applicant is Stirling Hospital it might be seen that I have a bias on this item.

Cr Leith Mudge advised of his intent to leave the meeting room while the item is discussed and will not vote on the matter.

7:00pm Cr Leith Mudge left the meeting room.

Under section 75B of the *Local Government Act 1999* Cr Adrian Cheater disclosed a General (section 74) Conflict of Interest in Item 12.5.

- I am a member of Scouts SA, who have received a rebate on rates.

Cr Adrian Cheater advised the meeting his private interest would not result in him acting in a manner contrary to his public duty and intended to remain in the meeting when the item is discussed, and to participate in the debate and vote on the matter.

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 12.5.

- I have made public comments in support of the hospital remaining in Stirling.

Cr Melanie Selwood advised the meeting her private interest would not result in her acting in a manner contrary to her public duty and intended to remain in the meeting when the item is discussed, and to participate in the debate and vote on the matter.

**Moved Cr Malcolm Herrmann**

**S/- Cr Kirsty Parkin**

**224/24**

**Council resolves:**

- 1. That the report be received and noted.**
- 2. That a discretionary rate rebate requested by the following applicants under Section 166 of the Local Government Act 1999 be declined on the basis that they do not meet the criteria set out in Council's Rating Policy:**
  - a) Stirling Hospital Inc – 20 Milan Terrace Stirling – Assessment No. 11270**
- 3. The applicant be formally advised by the CEO, or his delegate, of Council's decision.**

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<b>Carried</b>
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7:12pm Cr Leith Mudge returned to the meeting room.

**12.6 Confidential Item Review – June 2024**

This item was deferred for consideration later in the meeting.

**13. OFFICER REPORTS - INFORMATION ITEMS**

Nil

**14. CORRESPONDENCE FOR INFORMATION**

Nil

**15. QUESTIONS WITHOUT NOTICE**

Cr Nathan Daniell – Asked a question regarding if another periodic review of the discretionary rebates would be an appropriate allocation of council resources.

**16. MOTIONS WITHOUT NOTICE**

Nil

**17. REPORTS**

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

**Mayor Jan-Claire Wisdom**

- 12 June 2024, Confidential Meeting Commonwealth Department of Infrastructure, via Zoom.
- 17 June 2024, Meeting at Rebekha Sharkie's Office, Mt Barker
- 17 June 2024, Confidential Meeting with Resident, Stirling
- 18 June 2024, Meeting at Rebekha Sharkie's Office, Mt Barker
- 19 June 2024, Council Assessment Panel Meeting, Aldgate
- 21 June 2024, Australian of the Year Lunch, Adelaide
- 24 June 2024, Tour Down Under 25<sup>th</sup> Anniversary Launch, Adelaide

**Cr Malcolm Herrmann**

- 22 June 2024, Handover Lunch Lions Club of Torrens Valley, Birdwood

**Cr Melanie Selwood**

- 22 June 2024, Huttenzauber, Piccadilly

**Cr Louise Pascale**

- 20 June 2024, Meeting Louise Miller-Frost, Member for Boothby



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- 24 June 2024, Meeting Kay Burton, SA Philanthropy Network

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

**Cr Malcolm Herrmann**

- 4 June 2024, GRFMA Audit Committee Meeting, Gawler
- 20 June 2024, GRFMA Ordinary Meeting, Nuriootpa

**17.3 CEO Report**

Greg Georgopoulos, CEO, provided Council with a verbal update:

Special Council meeting – The CEO reminded Councillors that a Special Meeting of Council will be held at Woodside at 6.30pm on Monday 1 July 2024 in order that Council can formally adopt the Annual Business Plan. The regular Information and Briefing Session will immediately follow.

**18. REPORTS OF COMMITTEES**

**18.1 Council Assessment Panel – 12 June 2024**

**Moved Cr Leith Mudge**

**S/- Cr Mark Osterstock**

**225/24**

**Council resolves that the minutes of the Council Assessment Panel meeting held on 12 June 2024, as distributed, be received and noted.**

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

Nil

**18.3 CEO Performance Review Panel**

Nil

**18.4 Boundary Change Committee**

Nil

**19. CONFIDENTIAL ITEMS**

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**12.6 Confidential Item Review – June 2024 - Exclusion of the Public**

Moved Cr Mark Osterstock  
S/- Cr Chris Grant

226/24

**Council resolves:**

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

- Chief Executive Officer, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- A/Director Community and Development, Jess Charlton
- Director Environment and Infrastructure, David Waters
- Governance and Risk Coordinator, Zoë Gill
- Minute Secretary – Skye Ludzay
- Executive Assistant, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 12.4: Confidential Item Review 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)(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 Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

<b>Carried Unanimously</b>
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**12.6.1 Confidential Item Review – June 2024**

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**12.6.2 Confidential Item Review – June 2024 – Duration of Confidentiality**

Moved Cr Chris Grant  
S/- Cr Leith Mudge

**228/24**

**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 19.1 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	Until further Order
Related Attachments	Not Applicable
Minutes	Until further order
Other (discussion and considerations of the subject matter)	Until further 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.

<b>Carried Unanimously</b>
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**19.1 Electricity Procurement – Legal Matter – Exclusion of the Public**

Moved Cr Malcolm Herrman

S/- Cr Chris Grant

229/24

**Council resolves:**

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

- Chief Executive Officer, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- A/Director Community and Development, Jess Charlton
- Director Environment and Infrastructure, David Waters
- Governance and Risk Coordinator, Zoë Gill
- Minute Secretary, Skye Ludzay
- Executive Assistant, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 19.1: (Electricity Procurement - Legal Matter) 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)(h) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is legal advice the disclosure of which could reasonably be expected to prejudice Council's position in future legal proceedings.
- Section 90(3)(i) of the *local Government Act 1999*, the information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

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.

<b>Carried Unanimously</b>
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**ADELAIDE HILLS COUNCIL  
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**19.1.1 Electricity Procurement – Legal Matter – Confidential Item**

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**19.1.2 Electricity Procurement – Legal Matter – Duration of Confidentiality**

Moved Cr Chris Grant

S/- Cr Adrian Cheater

231/24

**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 19.1 in confidence under sections 90(2) and 90(3)(h) and (i) 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 report, related attachments and the minutes of Council and the discussion and considerations of the subject matter be retained in confidence in accordance with the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	Until further order
Related Attachments	Until further order
Minutes	Until further 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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**20. NEXT ORDINARY MEETING**

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 9<sup>th</sup> July from 6.30pm at 63 Mt Barker Road, Stirling.

**21. CLOSE MEETING**

The meeting closed at 8.01pm