

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
WEDNESDAY 28 AUGUST 2024
56 MT BARKER RD, STIRLING**

In Attendance

Presiding Member: Cr Mark Osterstock

Members:

Cr Nathan Daniell	
Cr Leith Mudge	
Cr Kirsty Parkin	
Cr Chris Grant	

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Gary Lewis	Director Corporate Services
David Waters	Director Environment and Infrastructure
Jess Charlton	Acting Director Community and Development
Zoë Gill	Governance and Risk Coordinator
Lisa Teburea	BRM Advisory
Michael Richardson	BRM Advisory
Skye Ludzay	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.35pm.

1.1. 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

2.1 Apology

Nil

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2.2 Leave of Absence

Nil

2.3 Absent

Nil

3. MINUTES OF PREVIOUS MEETINGS

3.1 Boundary Change Committee – 22 April 2024

Moved Cr Grant

S/- Cr Mudge

BCC8/24

That the minutes of the Boundary Change Committee meeting held on 22 April 2024 as distributed, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4. PRESIDING MEMBER'S OPENING COMMENTS

Welcome and thankyou to attendees.

5. DELEGATION OF AUTHORITY

The Boundary Change Committee operates in accordance with the relevant sections of the *Local Government Act 1999*, and its Terms of Reference.

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

Nil

Presiding Member _____

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7. MOTION ON NOTICE

Nil

With Leave of Meeting, Item 12.1 was brought forward on the agenda.

12.1 Boundary Change Proposal Project and Governance Arrangements – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Kirsty Parkin

BCC9/24

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

- Chief Executive Officer, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- Director Environment and Infrastructure, David Waters
- Acting Director Community and Development, Jess Charlton
- Governance and Risk Coordinator, Zoë Gill
- BRM Advisory, Lisa Teburea
- BRM Advisory, Michael Richardson
- Minute Secretary, Skye Ludzay

be excluded from attendance at the meeting for Agenda Item 12.1: (Boundary Change Proposal Project and Governance Arrangements) in confidence.

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

- Section 90(3) (b) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.
- Section 90(3) (i) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council.

Presiding Member _____

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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.

Carried Unanimously

Presiding Member _____

**ADELAIDE HILLS COUNCIL
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12.1.1 Boundary Change Proposal Project and Governance Arrangements – Confidential Item

Presiding Member _____

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12.1.2 Boundary Change Proposal Project and Governance Arrangements – Duration of Confidentiality

Moved Cr Nathan Daniell
S/- Cr Kirsty Parkin

BCC11/24

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 12.1 in confidence under sections 90(2) and 90(3)(b) and 90(3)(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* 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	Until further order
Minutes	Until further order
Other (presentation, documents, or similar)	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

Presiding Member _____

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8. OFFICER REPORTS – DECISION ITEMS

8.1 Boundary Change Committee – Terms of Reference Report

Moved Cr Leith Mudge
S/- Cr Kirsty Parkin

BCC12/24

The Boundary Change Committee resolves:

1. That the report on Boundary Change Committee – Terms of Reference be received and noted.
2. To recommend that Council adopts the amended Boundary Change Committee Terms of Reference in *Appendix 1* for the Boundary Change Committee with amendments to wording to clarify Councils responsibility for allocating budget.
3. To recommend to Council that the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the Boundary Change Committee Terms of Reference as per *Appendix 1*.

Carried Unanimously

9. MOTIONS WITHOUT NOTICE

Nil

10. QUESTIONS WITHOUT NOTICE

11. COMMUNICATION FOR NOTING

11.1 Letter from Woodforde Residents Association to SA Local Government Boundaries Commission Chair, Rob Donaldson

Moved Cr Nathan Daniell
S/- Cr Chris Grant

BCC13/24

Presiding Member _____

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The Boundary Change Committee resolves that the correspondence is received and noted.

Carried Unanimously

11.2 Letter from Morialta Residents Association to SA Local Government Boundaries Commission Chair, Rob Donaldson

Moved Cr Chris Grant
S/- Cr Leith Mudge

BCC14/24

The Boundary Change Committee resolves that the correspondence is received and noted.

Carried Unanimously

11.3 Letter from SA Local Government Boundaries Commission Chair, Rob Donaldson to Greg Georgopoulos, Chief Executive Officer

Moved Cr Nathan Daniell
S/- Cr Chris Grant

BCC15/24

The Boundary Change Committee resolves that the correspondence is received and noted.

Carried Unanimously

11.4 Letter from to Greg Georgopoulos, Chief Executive Officer to SA Local Government Boundaries Commission Chair, Rob Donaldson

Moved Cr Chris Grant
S/- Cr Leith Mudge

BCC16/24

The Boundary Change Committee resolves that the correspondence is received and noted.

Carried Unanimously

Presiding Member _____

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MOTION WITHOUT NOTICE

Moved Cr Mark Osterstock
S/- Cr Chris Grant

BCC17/24

1. That the Committee requests the CEO on behalf of the Committee to write to the Woodforde Residents Association and the Morialta Residents Association thanking them for providing Council with copies of their correspondence dated August 2024 to the Local government boundaries commission.
2. That the Committee invites the Woodforde Residents Association and the Morialta Residents Association should they wish to write to the Committee with any submissions that they wish to make in relation to this matter for the Committees consideration. The Committee also extends an invitation to the respective associations should they wish to make a presentation to the Committee in support of their submissions.

Carried Unanimously

12. CONFIDENTIAL ITEMS

12.1 Boundary Change Proposal Project and Governance Arrangements

This item was moved to earlier in the meeting.

Presiding Member _____

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12.2 Boundary Change Advocacy Strategy – Exclusion of the Public

Moved Cr Nathan Daniell
S/- Cr Kirsty Parkin

BCC18/24

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

- Chief Executive Officer, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- Director Environment and Infrastructure, David Waters
- Acting Director Community and Development, Jess Charlton
- Governance and Risk Coordinator, Zoe Gill
- BRM Advisory, Lisa Teburea
- BRM Advisory, Michael Richardson
- Minute Secretary, Skye Ludzay

be excluded from attendance at the meeting for Agenda Item 12.2: (Boundary Change Advocacy Strategy) 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:

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

- Section 90(3) (b) of the *Local Government Act*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.
- Section 90(3) (i) of the *Local Government Act*, the information to be received, discussed or considered in relation to this Agenda Item is information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving 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.

Presiding Member _____

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	Carried Unanimously
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12.2.1 Boundary Change Advocacy Strategy – Confidential Item

Presiding Member _____

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12.2.2 Boundary Change Advocacy Strategy – Duration of Confidentiality

Moved Cr Kirsty Parkin
S/- Cr Leith Mudge

BCC20/24

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

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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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12.3 Strategic Communication & Engagement Plan Updates – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Leith Mudge

BCC21/24

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

- CEO, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- Director Environment and Infrastructure, David Waters
- Acting Director Community and Development, Jess Charlton
- Governance and Risk Coordinator, Zoë Gill
- BRM Advisory, Lisa Teburea
- BRM Advisory, Michael Richardson
- Minute Secretary, Skye Ludzay

be excluded from attendance at the meeting for Agenda Item 12.3: (Strategic Communication & Engagement Plan Updates) in confidence.

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

- Section 90(3) (b) of the *Local Government Act*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.
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Accordingly, on this basis the principle that meetings of the Panel 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

Presiding Member _____

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12.3.1 Strategic Communication & Engagement Plan Updates – Confidential Item

Presiding Member _____

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12.3.2 Strategic Communication & Engagement Plan Updates – Duration of Confidentiality

Moved Cr Chris Grant
 S/- Cr Nathan Daniell

BCC23/24

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

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Carried Unanimously

Presiding Member _____

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13. NEXT MEETING

The next ordinary meeting of the Boundary Change Committee will be held at a time and place to be advised.

14. CLOSE MEETING

The meeting closed at 8.21pm

Presiding Member _____