

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 12 November 2024
63 MT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Mayor Jan-Claire Wisdom

Members:

Councillor Kirrilee Boyd
Councillor Adrian Cheater
Councillor Nathan Daniell
Councillor Chris Grant
Councillor Malcolm Herrmann
Councillor Lucy Huxter
Councillor Mark Osterstock
Councillor Kirsty Parkin
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
Zoe Gill	Executive Governance Officer
Rebekah Lyons	Minute Secretary
Tom Portas	Technical Support

1. COMMENCEMENT

The meeting commenced at 6:30pm.

2. OPENING STATEMENT

2.1 Council acknowledges that we meet on the traditional Country of the Peramangk and Kurna people. We pay our respects to Ancestors and Elders past and present as the Custodians of this ancient and beautiful land.

2.2 Together we will care for this place for the generations to come and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children's ability to live on this land.

3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Cr Pauline Gill

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3.2 Leave of Absence

Cr Louise Pascale, 29 October 2024 to 18 November 2024, approved at Council meeting 15 October 2024.

Cr Leith Mudge, 11 November 2024 to 14 November 2024, approved at Council meeting 15 October 2024

3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS**4.1 Council Meeting – 22 October 2024**

Moved Cr Malcolm Herrmann

S/- Cr Lucy Huxter

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Council resolves that the minutes of the Ordinary Council meeting held on 22 October 2024, as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

5.1 General Conflict of Interest, Cr Melanie Selwood, Item 11.2 - Stirling Hospital Inc. Discretionary Rate Rebate

5.2 General Conflict of Interest, Cr Melanie Selwood, Item 12.3 – Community Bushfire Reference Group

5.3 General Conflict of Interest, Cr Malcolm Herrmann, Item 12.3 – Community Bushfire Reference Group

5.4 Material Conflict of Interest, Cr Malcolm Herrmann, Item 12.4 – CAP Council Member and Deputy Council Member Appointment

5.5 General Conflict of Interest, Cr Melanie Selwood, Item 19.3 – Proposed CEO Leave Policy

5.6 General Conflict of Interest, Cr Chris Grant, Item 19.3 – Proposed CEO Leave Policy

5.7 Material Conflict of Interest, Mayor Jan-Claire Wisdom, Item 19.4 – Work, Health and Safety Update

6. PRESIDING MEMBER'S OPENING REMARKS

The Mayor acknowledged the date as National Survivors' Day; recognising and commemorating the courage and journeys of survivors of sexual assault and institutional

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abuse.

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

Nil

8.2 Deputations

Nil

8.3 Public Forum

Scott Brumby, Aldgate – Supporting Stirling Hospital Inc. Discretionary Rate Rebate.

Keith Bennett, Mount Torrens – Comments about Motion on Notice Item 11.1 – Period Poverty

Cathy Miller, Chair, Stirling Hospital Inc. - Supporting Stirling Hospital Inc. Discretionary Rate Rebate

9. PRESENTATIONS

Nil

10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

11.1 Period Poverty – Cr Melanie Selwood

**Moved Cr Melanie Selwood
S/- Cr Kirsty Parkin**

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Council resolves that:

- 1. The CEO investigate options for a trial to provide ethically sourced period products at council managed toilets;**

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2. The investigation includes options to create partnerships with existing social enterprises such as TABOO or Share the Dignity;
3. That a report regarding trial options be returned to Council by 1 May 2025.

Carried

11.2 Stirling Hospital Inc. Discretionary Rate Rebate – Cr Adrian Cheater

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 11.2.

- I am dealing with this matter at work

Cr Selwood advised the meeting that she will leave the meeting room.

7:05pm Cr Melanie Selwood left the meeting room.

Moved Cr Adrian Cheater
S/- Cr Kirrilee Boyd

Council resolves:

1. To revoke Council's decision on 25 June 2024 (res 224/24) to decline the Stirling Hospital Inc's request for a discretionary rate rebate.
2. To grant Stirling Hospital Inc (20 Milan Terrace Stirling – Assessment No. 11270) a discretionary rebate on the basis that they meet the criteria set out in subsection 166(1)(b), subsection 166(1)(f), subsection 166(1)(g), and subsection 166 (1)(j) of the Local Government Act 1999, having taken into account the criteria set out in subsection 166(1a) of the Act.
3. To grant the rebate at a rate of 100% for the 2024/2025 financial year
4. To request that the Chief Executive Officer advise the applicant of Council's decision.

Motion Lost

7:22pm Cr Melanie Selwood returned to the meeting room.

12. OFFICER REPORTS – DECISION ITEMS

12.1 Draft Strategic Plan 2024 for Adoption

Moved Cr Mark Osterstock
S/- Cr Melanie Selwood

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Council resolves:

1. That the draft Strategic Plan 2024 for adoption report be received and noted.
2. To receive and note the Draft Strategic Plan 2024 Community Engagement Outcomes Report as contained in Appendix 2.
3. To adopt the Strategic Plan 2024, as contained in Appendix 1, in accordance with Section 122 of the Local Government Act 1999.
4. That the CEO, or delegate, be authorised to:
 - a. Make any necessary formatting, nomenclature or other minor changes to the Plan prior to being published and
 - b. Determine the publishing timings, format, and media processes while ensuring consistency and compliance with the provisions of applicable legislation.

Carried Unanimously

12.2 Service Review Biannual Report

Moved Cr Malcolm Herrmann
S/- Cr Melanie Selwood

388/24

Council resolves:

1. That the Service Review Biannual Report be received and noted.
2. That the Service Review Biannual Report – Civil Services report (Appendix 1) be received and noted
3. That the Service Review Biannual Report – Development Services (Appendix 2) be received and noted
4. To suspend the current schedule of biannual reporting on the 2022 and 2023 service reviews until October 2025, pending the outcomes of the proposed organisation wide service review process which is anticipated to commence in late 2024/early 2025.

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12.3 Community Bushfire Reference Group

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

- My husband works in the fire recovery space

Cr Selwood advised the meeting that she will leave the meeting room.

7:32pm Cr Melanie Selwood left the meeting room.

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

- I am the President of the Birdwood CFS Brigade and have a very indirect interest.

Cr Herrmann advised the meeting that his public interest would not result in him acting in a manner contrary to his public duty and that he will remain in the meeting when the item is discussed, participate in the debate and vote on the matter.

Moved Cr Adrian Cheater

S/- Cr Kirrilee Boyd

389/24

Council resolves:

Decision 1

- 1. That the report be received and noted.**
- 2. To note that the CEO will establish the Community Bushfire Reference Group according to the Terms of Reference as per Appendix 1.**

Carried Unanimously

Under section 75C of the *Local Government Act 1999* Cr Chris Grant disclosed a Material (section 75) Conflict of Interest in Item 12.3.

- I am nominating for the position

Cr Grant advised the meeting that he will leave the meeting room.

7:35pm Cr Chris Grant left the meeting room.

DECISION 2

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Moved Cr Adrian Cheater

S/- Cr Mark Osterstock

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- 1. To appoint Cr Chris Grant as the Council's representative on the Community Bushfire Reference Group for a term to commence from 12 November 2024 and conclude in November 2026 at the end of the council term.**

Carried Unanimously

7:38pm Cr Mark Osterstock left the meeting room

7:38pm Cr Chris Grant returned to the meeting room

7:39pm Cr Melanie Selwood returned to the meeting room

12.4 CAP Council Member and Deputy Council Member Appointment

Moved Cr Nathan Daniell

S/- Cr Kirsty Parkin

391/24

Council resolves:

Decision 1

- 1. That the report be received and noted.**
- 2. That the method of selecting the Council Member and Deputy Council Member to be appointed to the Council Assessment Panel be by an indicative vote utilising the process set out in this Agenda report.**
- 3. To adjourn the Council meeting for the purposes of seeking nominations for and, if necessary, conducting an indicative vote to determine the preferred persons for the Council Assessment Panel Council Member and Deputy Council Member roles and for the meeting to resume once the results of the indicative vote have been declared.**

Carried Unanimously

7:40pm Cr Mark Osterstock returned to the meeting room.

Under section 75C of the *Local Government Act 1999* Cr Malcolm Herrmann disclosed a Material (section 75) Conflict of Interest in Item 12.4.

- I am nominating for the position of Deputy Council Member.

Cr Herrmann advised the meeting that he will leave the meeting room.

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7:44pm Cr Malcolm Herrmann left the meeting room.

**Moved Cr Chris Grant
S/- Cr Adrian Cheater**

392/24

Council resolves:

Decision 2

- 1. To appoint Cr Leith Mudge as the Council Member and Cr Malcolm Herrmann as Deputy Council Member of the Council Assessment Panel for a term to commence on 30 November 2024 and conclude at the end of the Council term.**

Carried Unanimously

7:45pm Cr Malcolm Herrmann returned to the meeting room.

12.5 Draft Representation Review Report

**Moved Cr Adrian Cheater
S/- Cr Nathan Daniell**

393/24

Council resolves:

- 1. To receive and note the report titled "Draft Representation Review Report" (Agenda item 12.5, 12 November 2024 Council Meeting).**
- 2. To approve the draft representation report in Appendix 1 of the Draft Representation Review Report (Agenda Item 12.5, 12 November 2024 Council Meeting) for public consultation, in compliance with the provisions of Section 12 (7) of the Local Government Act 1999.**
- 3. To delegate to the Chief Executive Officer the discretion to make any formatting, nomenclature or other minor changes to the draft Representation Review Report for consultation purposes.**
- 4. To delegate to the Chief Executive Officer the discretion to determine the final consultation dates, for a period not less than three (3) weeks.**

Carried Unanimously

12.6 Confidential Items Review

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Moved Cr Nathan Daniell

S/- Cr Chris Grant

394/24

Council resolves:

DECISION 1

1. To receive and note the report titled "Confidential Items Review" (Agenda item 12.7, 12 November 2024 Council Meeting).
2. To note the items held as confidential in the Confidential Items Register (Appendix 1 of Agenda item 12.7, 12 November 2024 Council Meeting).

Carried Unanimously

Moved Cr Malcolm Herrmann

S/- Cr Kirsty Parkin

395/24

Council resolves:

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

1. 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)(d) of the Act:
 - The report, related attachments and minutes of 20 December 2022, Item No. 18.1, Surplus Government Land Notification, 303/22 unless previously released, remain confidential until further order and that this order be reviewed every twelve (12) months.

On the grounds that the document(s) (or part) relates to commercial information of a confidential nature (not being a trade secret) the disclosure of which 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.

2. 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.

Carried Unanimously

Moved Cr Nathan Daniell

S/- Cr Chris Grant

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Council resolves:

DECISION 3 – Resolution PRP26/23 Motion Without Notice

1. 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)(a) and (h) of the Act:
 - The Report, Related Attachments, Minutes and Other (presentation, documents or similar) of 12 December 2023, Item No. 9.2, Motion Without Notice, PRP26/23 unless previously released remain confidential until further order and that this order be reviewed every twelve (12) months.

On the grounds that the document(s) (or part) relates to information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person; and information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would waive privilege to legal advice received by the Council; and information to be received, discussed or considered in relation to this.

2. 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.

Carried Unanimously

Moved Cr Mark Osterstock
S/- Cr Malcolm Herrmann

397/24

Council resolves:

DECISION 4 – Resolution PRP27/23 CEO Probation Review Process

1. 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)(a) and (h) of the Act:
 - The Report, Related Attachments, Minutes and Other (presentation, documents or similar) of 12 December 2023, Item No. 9.3, CEO Probation Review Process, PRP27/23 unless previously released remain confidential until further order and that this order be reviewed every twelve (12) months.

On the grounds that the document(s) (or part) relates to information to be received, discussed or considered in relation to this Agenda Item is information the

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disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person; and information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would waive privilege to legal advice received by the Council; and information to be received, discussed or considered in relation to this.

2. 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.

Carried Unanimously

Moved Cr Mark Osterstock

S/- Cr Kirsty Parkin

398/24

Council resolves:

DECISION 5 – Resolution 345/23 CEO Performance Review Process

1. 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)(a) and (h) of the Act:
 - The Report and Related Attachments of 19 December 2023, Item No. 19.4, CEO Performance Review Process, 345/23 unless previously released remain confidential until further order and that this order be reviewed every twelve (12) months.

On the grounds that the document(s) (or part) relates to information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person; and information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would waive privilege to legal advice received by the Council; and information to be received, discussed or considered in relation to this.

2. 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.

Carried Unanimously

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13. OFFICER REPORTS - INFORMATION ITEMS

13.1 Southern and Hills Local Government Association Regional Public Health and Wellbeing Plan Progress Report 2022-2024

Moved Cr Mark Osterstock
S/- Cr Adrian Cheater

399/24

Council resolves that the report be received and noted.

Carried Unanimously

14. CORRESPONDENCE FOR INFORMATION

14.1 Letter from Hon Joe Szakacs MP - 2023/24 operating results

Moved Cr Kirsty Parkin
S/- Cr Lucy Huxter

400/24

Council resolves that the correspondence is received and noted.

Carried Unanimously

15. QUESTIONS WITHOUT NOTICE

Nil

16. MOTIONS WITHOUT NOTICE

Nil

17. REPORTS

17.1 Council Member Function or Activity on the Business of Council

Mayor Jan-Claire Wisdom

- 10 October 2024, Metro Mayor's Forum, Adelaide
- 11 October 2024, Norman Waterhouse Governance Forum, Adelaide
- 12 October 2024, Balhannah Hall 100 yr celebration, Balhannah
- 18 October 2024, SHLGA CEO Advisory Group, Yankalilla
- 18 October 2024, SHLGA Board Meeting, Yankalilla
- 18 October 2024, Fabrik site visit with Rebekha Sharkie MP, Lobethal
- 18 October 2024, State Library of South Australia Director farewell, Adelaide
- 21 October 2024, Citizenship ceremony, Stirling
- 22 October 2024, Catch up mtg with Mayor Leach, Stirling
- 22 October 2024, Agenda and security briefing, Stirling

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- 25 October 2024, Funeral of ex-Cr John Kemp, Adelaide
- 25 October 2024, Tree-Tastic Community Event with Prof Chris Daniels, Adelaide
- 01 November 2024, Meeting with Josh Teague re resident issues, Stirling
- 02 November 2024, Cancer Council event, Balhannah
- 03 November 2024, Uraidla show, Uraidla
- 11 November 2024, Remembrance Day Ceremony, Stirling

Cr Melanie Selwood

- Friday 25 October – Udder Delights 25 Year Celebration at Grunthal, Verdun
- Saturday 2 November – Pride March, Adelaide
- Sunday 3 November – The Uraidla Show
- Thursday 7 November – Australian of the Year, South Australia Awards Ceremony
- Friday 8 November – Media event for the turning of the sod for the Amy Gillett Pathway
- Friday 8 November – Australia Wide Nine Exhibition Opening at Fabrik Arts + Heritage
- Monday 11 November – Civic Reception for 50th Anniversary of Bike Adelaide at Adelaide Town Hall

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

Nil

17.3 CEO Report

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

- Stormwater management at Junction Road, Balhannah.
- A proposed partnership with the State Government to improve pedestrian access and safety along North East Road at Inglewood.
- Investigation by staff into a watering system for Gumeracha Oval for future funding consideration.
- An update regarding improvement notices provided by SafeWork SA.

8:08pm Cr Adrian Cheater left the meeting room.

8:09pm Cr Adrian Cheater returned to the meeting room.

18. REPORTS OF COMMITTEES

18.1 Council Assessment Panel

Nil

18.2 Audit Committee – 21 October 2024

Moved Cr Malcolm Herrmann

S/- Cr Nathan Daniell

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Council resolves that the minutes of the Audit Committee meeting held on 21 October 2024, as distributed, be received and noted.

Carried Unanimously

18.3 CEO Performance Review Panel

Nil

18.4 Boundary Change Committee

Nil

19. CONFIDENTIAL ITEMS

19.1 Community Renewables Program – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Nathan Daniell

402/24

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 Environment and Infrastructure, David Waters
- Director Corporate Services, Gary Lewis
- Director Community & Development, Jess Charlton
- Executive Governance Officer, Zoë Gill
- Minute Secretary, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 19.1: (Community Renewables Program) 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) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is as follows:

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which –

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- (i) 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
- (ii) would, on balance, be contrary to the public interest.

(h) legal advice;

Carried Unanimously

19.1.1 Community Renewables Program – Confidential Item

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19.1.2 Community Renewables Program – Duration of Confidentiality

Moved Cr Melanie Selwood

S/- Cr Adrian Cheater

404/24

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)(d) and (h) 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	Reviewed at end of Financial Year 2024/25
Related Attachments	Reviewed at end of Financial Year 2024/25
Minutes	Nil
Other (presentation, documents, or similar)	Reviewed at end of Financial Year 2024/25

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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19.2 Grant Opportunity – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Kirsty Parkin

405/24

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 Environment and Infrastructure, David Waters
- Director Corporate Services, Gary Lewis
- Acting Director Community & Development, Jess Charlton
- Executive Governance Officer, Zoë Gill
- Minute Secretary, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 19.2: (Grant Opportunity) 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.

Carried Unanimously

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19.2.1 Grant Opportunity – Confidential Item

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19.2.2 Grant Opportunity – Duration of Confidentiality

Moved Cr Chris Grant
S/- Cr Malcolm Herrmann

407/24

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 19.2 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 publicly announced by the Federal Government
Related Attachments	Until publicly announced by the Federal Government
Minutes	Until publicly announced by the Federal Government
Other (presentation, documents, or similar)	Until publicly announced by the Federal Government

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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19.3 Proposed CEO Leave Policy – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Lucy Huxter

408/24

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 Environment & Infrastructure, David Waters
- Director Corporate Services, Gary Lewis
- Acting Director Community & Development, Jess Charlton
- Executive Governance Officer, Zoë Gill
- Minute Secretary, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 19.3: (Proposed CEO Leave Policy) 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)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is:

- (a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);

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

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19.3.1 Proposed CEO Leave Policy – Confidential Item

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 19.3.

- Under the proposed policy I would receive extra duties as Deputy Mayor.

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

Under section 75B of the *Local Government Act 1999* Cr Chris Grant disclosed a General (section 74) Conflict of Interest in Item 19.3.

- Under the proposed policy I would receive extra duties as the Presiding Member of the CEO Performance Review Panel.

Cr Grant advised the meeting that his public interest would not result in him acting in a manner contrary to his public duty and that he will remain in the meeting when the item is discussed, participate in the debate and vote on the matter.

**Moved Cr Chris Grant
S/- Cr Nathan Daniell**

409/24

Council resolves:

1. **To receive and note the report titled “Proposed CEO Leave Policy” (Agenda Item 19.3, 12 November 2024 Council Meeting)**
2. **To adopt the proposed CEO Leave Policy in *Appendix 1* of the Proposed CEO Leave Policy Report (Agenda Item 19.3, 12 November 2024 Council meeting) with the following amendments:**
 - a. **Addition of the following new clause at 7.9 “If the Deputy Mayor is on leave, the Mayor may consult with the Presiding Member of the CEO Performance Review Panel and the Presiding Member of the CEO Performance Review Panel is authorised to perform the roles of the Deputy Mayor outlined in this Policy.”**
 - b. **Addition of the following new clause at 7.10 “If the Deputy Mayor and the Presiding Member of the CEO Performance Review Panel are unable to perform the roles outlined in this Policy, a leave request will be referred to Council.”**
 - c. **Addition of the following text at the end of clause 8.4 “prior to the appointment starting.”**

with an effective date of 19 November 2024.

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3. To authorise the CEO to make any formatting, nomenclature or other minor amendments to the CEO Leave Policy.

Carried Unanimously

19.3.2 Proposed CEO Leave Policy – Duration of Confidentiality

Moved Cr Melanie Selwood
S/- Cr Chris Grant

410/24

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 19.3 in confidence under sections 90(2) and 90(3)(a) 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	Nil
Minutes	Nil
Other (presentation, documents, or similar)	Nil

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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19.4 Work, Health and Safety Update – Exclusion of the Public

Moved Cr Chris Grant
S/- Cr Melanie Selwood

411/24

Council resolves:

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

- Director Corporate Services, Gary Lewis
- Executive Governance Officer, Zoë Gill
- Susan Sadler, Red Wagon Workplace Solutions
- Will Snow, Snow Legal

be excluded from attendance at the meeting for Agenda Item 19.4: (*Work, Health and Safety Matters Update*) 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)(a) 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 would involve the unreasonable disclosure of information concerning the personal affairs of any person.
- 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.

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

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19.4.1 Work, Health and Safety Update – Confidential Item

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19.4.2 Work, Health and Safety Update – Duration of Confidentiality

Moved Cr Adrian Cheater

S/- Cr Kirsty Parkin

413/24

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 19.4 in confidence under sections 90(2) and 90(3) and (h) 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

20. NEXT ORDINARY MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 26 November 2024 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING

The meeting closed at 10:07pm.