

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

In Attendance:

Presiding Member: Mayor Bill Spragg

Members:

Councillor	Ward
Councillor Ron Nelson	
Councillor Jan-Claire Wisdom	Manoah
Councillor Ian Bailey	
Councillor Jan Loveday	Marble Hill
Councillor Kate Hosking	
Councillor John Kemp	Mt Lofty
Councillor Simon Jones	
Councillor Lynton Vonow	
Councillor Andrew Stratford	Onkaparinga Valley
Councillor Linda Green	Torrens Valley

In Attendance:

Tim Piper	Acting Chief Executive Officer
Marc Salver	Director Strategy & Development
David Waters	Director Community & Customer Service
Lachlan Miller	Manager Governance & Risk
Deryn Atkinson	Manager Development Services
Helen Smith	Community Planning & Engagement Coordinator
Pam Williams	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.33pm.

2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kaurna people and we recognise their connection with the land.

We understand that we do not inherit the land from our ancestors but borrow it from our children 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.”

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

2.1. Visit from Local Government Association - Years of Service Certificates

Ms Wendy Campana, CEO of the Local Government Association, presented 10 year service certificates to Mayor Bill Spragg & Cr Kate Hosking. 20 year service certificates were awarded to Cr Bill Gale, Cr Ron Nelson and Cr Ian Bailey at the Local Government Association Showcase Dinner on 10 April 2014.

3. APOLOGIES/LEAVE OF ABSENCE

3.1. Apology

Cr Bill Gale

3.2. Leave of Absence

Cr Malcolm Herrmann

3.3. Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1. Council Meeting – 25 March 2014

Moved Cr Lynton Vonow
S/- Cr John Kemp

That the minutes of the ordinary meeting held on 25 March 2014 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried
67

A Division was requested by Cr Wisdom.

The Mayor set aside his ruling and called for a division.

In the affirmative (8)

Councillors Loveday, Hosking, Jones, Kemp, Green, Nelson, Vonow, Wisdom

In the negative (2)

Councillors Bailey & Stratford

On the basis of the results of the division, the Mayor declared the motion Carried.

5. DECLARATION OF INTEREST BY MEMBERS OF COUNCIL

Nil

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

6. PRESIDING MEMBER'S OPENING REMARKS

Friday 11th April

- LGA ordinary general meeting
 - Key outcomes:
 - Changes to the constitution re President deferred
 - Constitution changed to remove CEO from Executive Committee
 - Freight Rail bypass motion - *passed*
 - Motion to request Fences Act be amended to require fencing of development sites - *passed*
 - Motion requesting continued funding of digital literacy hubs – *lost*
 - Motion to support trial eVoting – *passed*
 - Motion requesting amendment of LG Act to require EMs to stand down if candidates for State or Federal elections – *passed*
 - Motion calling for review of Mandatory Code of Conduct for EMs – *passed*
 - Motion requesting LG Act be varied to allow councils to vary meeting times without notice – *lost*

Saturday 12th April

- Acting President's Brunch and launch of booklet for women in local government

Sunday 13th April

- Paracombe Pony and Equestrian Club, Paracombe: attended ceremonial turning on of reconnected power. Power line had been brought down by falling tree limb and Council had provided a grant towards undergrounding of power line.
- Mt Torrens CFS: celebrating 60 years of service and commissioning of a new station

Monday 14th April

- Stephen Packer EPA re CWMS
- Playford Trust scholarship presentations

Tuesday 15th April

- Finding Workable Solutions re Heathfield Transfer Station

Monday 21st April

- Adelaide Hills Sculpture Symposium closing ceremony

Tuesday 22nd April

- Bridgewater resident re development

Media - Wednesday 16th April

- 891 ABC: Mike Smyth interview covering many general topics including:
 - Cycling
 - Development
 - Bushfires
 - World Heritage listing

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

7. REPORTS

7.1. Councillor Reports

Cr Wisdom – SA Regional Awards, Women in Community Leadership Seminar, SA Local Government Women's Breakfast, LGA GM/Showcase & Dinner, Adelaide Hills International Sculpture Symposium (AHISS) closing ceremony
Cr Kemp – AHISS closing ceremony
Cr Bailey – LGA Dinner
Cr Stratford – Woodside Sporting & Recreation Ground AGM
Cr Linda Green – Mt Torrens Community Association, Mt Torrens CFS opening

7.2. Reports of Members as Council/Committee Representatives on External Organisations

7.2.1. Upper Torrens Land Management Group – Cr Malcolm Herrmann

7.2.2. East Waste Board Meeting – Cr Linda Green

7.3. CEO Report

Tim Piper, A/CEO, provided Council with a verbal Corporate Update including:

Customer Service Framework
5S at Heathfield Depot
Youth activities – YAC
Staff matters

8. QUESTIONS ADJOURNED/LYING ON THE TABLE

8.1. Questions Adjourned

8.1.1. Code of Conduct Complaint Cr Andrew Stratford

Leave of the meeting was granted to allow Councillors to speak a second time.

Moved Cr Andrew Stratford
S/- Cr Ian Bailey

That Council:

1. Considers the matter referred to as resolution 228 "Code of Conduct Complaint" in the Adelaide Hills Council minutes dated 10 December 2013 as complied with and therefore finalised.
2. Removes item dated 10 December 2013 Resolution 228 from the Council Resolutions Update.

Lost

8.2. Questions Lying on the Table

Nil

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

9. PETITIONS / DEPUTATIONS / PUBLIC FORUM

9.1. Petitions

Nil

9.2. Deputations

Nil

9.3. Public Forum

Mr John Hill, Stirling District Residents Association re Park'N'Ride facilities, footpath on Oakbank Street from edge of oval to corner of Johnston Street & concerns about future petrol station redevelopment in Stirling.

10. PRESENTATIONS (by exception)

Nil

11. QUESTIONS ON NOTICE

Nil

12. MOTIONS ON NOTICE

12.1. Renaming Stirling Linear Park

Moved Cr John Kemp
S/- Cr Kate Hosking

That Council conducts community consultation to rename Stirling Linear Park as Woorabinda Bushland Reserves. The four reserves which constitute Stirling Linear Park will retain their existing names. This process will be in accordance with Council's policies for Place and Road Naming and Public Consultation.

VARIATION (with leave of the meeting)

Moved Cr John Kemp
S/- Cr Kate Hosking

That Council conducts community consultation on renaming Stirling Linear Park, with one suggestion being Woorabinda Bushland Reserves. The four reserves which constitute Stirling Linear Park may retain their existing names. This process will be in accordance with Council's policies for Place and Road Naming and Public Consultation.

**Carried
68**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

13. REPORTS OF COMMITTEES

13.1. Strategic Planning & Development Policy Committee – 8 April 2014

Moved Cr Ian Bailey
S/- Cr Jan-Claire Wisdom

That the minutes of the Strategic Planning & Development Policy Committee meeting of 8 April 2014 as distributed, be received and noted.

Carried Unanimously
69

13.1.1. Development Assessment Panel – 1 April 2014

Moved Cr Linda Green
S/- Cr Jan Loveday

That the minutes of the Development Assessment Panel meeting of 1 April 2014 as distributed, be received and noted.

Carried Unanimously
70

13.1.2. Audit Committee

Nil

13.1.3. CEO Performance Review Panel

Nil

14. OFFICER REPORTS

14.1. Consultation re former Mt Torrens CFS Shed

Moved Cr Linda Green
S/- Cr Ian Bailey

That Council resolves to:

1. **Note the findings of the community consultation undertaken at the open day 30 March, 2014.**
2. **Retain ownership of the land.**
3. **Investigate the costs:**
 - **of retaining and upgrading the CFS Shed with associated landscaping and public toilet provision**
 - **of removing the CFS Shed with associated landscaping and public toilet provision**
 - **of removal and replacement with an alternative structure with associated landscaping and public toilet provision**
 - **of upgrading the existing Coach house**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

- 4. Report back to Council by June 2014 on the outcome of the costings investigations.
- 5. Continue to work with the Mount Torrens District and Community Association Inc. (MTDCA) in investigating the costing options.
- 6. Notes the MTDCA preferred site for the AHISS sculpture is the former CFS site.

Carried
71

14.2. Transfer of land to Public Road – Epiphany Place, Crafers

Moved Cr Kate Hosking
S/- Cr Lynton Vonow

That Council:

- 1. approves the execution of the Certificate of Consent for the Deposit of a Plan of Division that vests Allotment 52 Epiphany Place in the name of the Adelaide Hills Council.
- 2. authorises the Mayor and Chief Executive Officer to sign and seal all necessary documentation.

Carried
72

14.3. Hills Voice Working Party

Moved Cr Jan Loveday
S/- Cr Linda Green

- 1. The Terms of Reference for the Australia Day Awards Panel as contained in Appendix 1 be adopted.
- 2. The Terms of Reference for the Hills Voice Reference Panel as contained in Appendix 2 be adopted.

Carried Unanimously
73

14.4. Request for waiver of CWMS contribution fee for Mt Torrens CFS

8.33pm Cr Linda Green declared a conflict of interest as she is a member and President of the Mt Torrens CFS Brigade and left the meeting room.

8.50pm Cr Kemp left the meeting room
 8.52pm Cr Kemp returned to the meeting room

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

**Moved Cr Kate Hosking
S/- Cr Lynton Vonow**

That Council agrees to waive the \$3470 CWMS contribution fee payable for the local Mount Torrens CFS brigade at Lot 11 Springhead Road Mount Torrens in Development Application 473/D38/11.

**Carried unanimously
74**

8.53pm Cr Green returned to the meeting room.
8.53pm Cr Vonow left the meeting room

14.5. Building Fire Safety Committee Membership and Update

**Moved Cr Ian Bailey
S/- Cr Ron Nelson**

That Council resolves:

1. The report be received and noted; and
2. Appoints the following people as members of the Adelaide Hills Council Building Fire Safety Committee as the appropriate authority for the purposes of Section 71 of the Development Act 1993 until 31 March 2017:
 - a. Peter Harmer, Contract Building Surveyor/Building Engineer, as a person with expertise and qualifications in building surveying, engineering and building fire safety;
 - b. Colin Paton, as a person nominated by the Country Fire Service, with Julian Aggiss and Ray Jackson nominated as deputy members;
 - c. Zig Osis, Team Leader Building Services as an authorised Council officer with expertise and qualifications in building surveying and building fire safety;
 - d. Deryn Atkinson, Manager Development Services as an authorised Council officer, with Marc Salver appointed as a deputy member.

**Carried unanimously
75**

14.6. Long Term Financial Plans

**Moved Cr Kate Hosking
S/- Cr Jan-Claire Wisdom**

That Council resolves to adopt the Adelaide Hills Council Long Term Financial Plan prepared in February 2014.

**Carried unanimously
76**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

15. MISCELLANEOUS ITEMS

15.1. Documents for signing & sealing

8.55pm Cr Vonow returned to the meeting room
 8.56pm Cr Hosking left the meeting room

15.2. Status Report – Council Resolutions Update

Moved Cr Lynton Vonow
S/- Cr Linda Green

That Council resolves:

1. The Council Action List be received and noted
2. The following completed items be removed from the Action List:
 - 2/06/2009 Greenhill Playground
 - 22/01/2013 Road Closure Marble Hill Rd Ashton
 - 21/01/2014 Reclassification of the former Mt Torrens CFS Site, 17 Townsend Street
 - 11/02/2014 CEO Performance Review Panel (CEOPRP)
 - 25/02/2014 Northern Bypass" Freight Train Line Diversion
 - 25/03/2014 Petition - Lobethal Retirement Village Grounds
 - 25/03/2014 Community Forums
 - 25/03/2014 Dog Registration Fees
 - 25/03/2014 LMA Waiver 203 Sturt Valley Rd Upper Sturt
 - 25/03/2014 Appointment Deputy Presiding Member SPDPC
 - 25/03/2014 Audit Committee Sitting Fees
 - 25/03/2014 Audit Committee Appointments
 - 25/03/2014 Audit Committee Appointments
 - 25/03/2014 Audit Committee Appointments
 - 25/03/2014 Budget - Budget Review 2
 - 25/03/2014 Adelaide Hills Business & Tourism Centre Advisory Group
 - 25/03/2014 Adelaide Hills Business & Tourism Centre Advisory Group
 - 25/03/2014 Cemeteries Advisory Group
 - 25/03/2014 Stirling Linear Park Advisory Group
 - 25/03/2014 March Delegations Review
 - 25/03/2014 Code of Practice for Access to Council & Committee Meetings & Documents
 - 25/03/2014 Code of Practice for Meeting Procedures
 - 25/03/2014 Code of Practice for Meeting Procedures
 - 25/03/2014 CONFIDENTIAL - Disposal of Land, Renewal SA
 - 8/04/2014 Internal Review of Council Decisions Policy
 - 8/04/2014 Fraud and Corruption Prevention Policy
 - 8/04/2014 Revised Community & Primary Production Grant Policy

Carried unanimously

77

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

16. QUESTIONS WITHOUT NOTICE

Cr Kemp re Park'N'Ride meeting with SDRA, DPTI & Council officers.

8.58pm Cr Hosking returned to the meeting room.

17. MOTIONS WITHOUT NOTICE

Nil

17.1. Meeting adjournment

**Moved Cr Ian Bailey
S/- Cr John Kemp**

That the meeting adjourn for a 10 minute break.

**Carried Unanimously
78**

Item 13.1 was revisited at this time as a vote was required on the recommendation of the Strategic Planning & Development Policy Committee.

13.1 Strategic Planning & Development Policy Committee – 8 April 2014

**Moved Cr Ian Bailey
S/- Cr Jan-Claire Wisdom**

1. That having considered the recommendations of the Committee, which has read and considered the reports in the agenda related to Items:

12.4 Strategic Planning & Development Policy Committee Terms of Reference

To recommend to Council to revoke the 9 April 2013 Strategic Planning & Development Policy Committee Terms of Reference and to adopt the draft April 2014 Strategic Planning & Development Policy Committee – terms of Reference with the following changes:

- 3.1 The Committee shall consist of all elected members**
- 3.2 The Council will appoint the Presiding Member**

Council adopts the motions as printed.

**Carried Unanimously
79**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

MATTER ARISING

13.1.1 Presiding Member of Strategic Planning & Development Policy Committee

The Acting Chief Executive Officer, as Returning Officer, called for nominations. A nominations was received for Mayor Bill Spragg. There being one nomination for one position, the Returning Officer indicated that an election was not necessary.

Moved Cr John Kemp
S/- Cr Jan Loveday

That Mayor Bill Spragg be appointed as Presiding Member of the Strategic Planning & Development Policy Committee for the term of this Council.

Carried Unanimously
80

18. CONFIDENTIAL ITEMS

18.1. RLMAG Grazing Broadacre Representative – Exclusion of the Public

Moved Cr Ian Bailey
S/- Cr Jan Loveday

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

- A/CEO, Tim Piper
- Director Strategy & Development, Marc Salver
- Director Community & Customer Service, David Waters
- Manager Governance & Risk, Lachlan Miller
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting for Agenda Item 17.1: Appointment of a Grazing/Broadacre Representative to the Rural Land Management Advisory Group (RLMAG).

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), because it would disclose the personal details of candidates who have expressed an interest to be on the Advisory Group.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because consideration of the item in a public forum would unreasonably disclose the personal details of candidates who have expressed an interest to be on the Advisory Group.

Carried Unanimously
81

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.1.1. RLMAG Grazing Broadacre Representative – Confidential Item

**Moved Cr Linda Green
S/- Cr Kate Hosking**

That Council appoints John Mundy as the grazing/broad acre representative on the Council's Rural Land Management Advisory Group for a term expiring on 10 December 2015.

**Carried Unanimously
82**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

18.1.2. RLMAG Grazing Broadacre Representative – Period of Confidentiality

Moved Cr Lynton Vonow
S/- Cr Jan Loveday

That having considered Agenda Item 18.1 in confidence under section 90(2) and (3)(a) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the documents and reports pertaining to this matter, including discussions and considerations, be retained in confidence until the appointment has been confirmed, but not longer than 1 month.

Carried unanimously
83

Released 27 January 2026

18.2. Adelaide Hills Region Waste Management Authority – Exclusion of the Public
Marc Salver

Moved Cr Linda Green
S/- Cr Ian Bailey

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

- A/CEO, Tim Piper
- Director Strategy & Development, Marc Salver
- Director Community & Customer Service, David Waters
- Manager Governance & Risk, Lachlan Miller
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting for Agenda Item 17.2 Adelaide Hills Region Waste Management Authority (AHRWMA) update and consideration of Options.

The Council is satisfied that, pursuant to sections 90(3)(b), (d) and (i), the information to be received, discussed or considered in relation to the Agenda Item is:

- (b) information the disclosure of which —
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the Authority is conducting, or proposing to conduct, business, or to prejudice the commercial position of the Authority; and
 - (ii) would, on balance, be contrary to the public interest;
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which—

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

- (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;

(i) 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; -

because the Council is to consider an offer from a competitor with regard to where to take its waste stream, and to consider the long term implications and options in relation to the Regional Waste Management Authority of which it is a member, and due to the fact that the competitor has initiated legal proceedings against the aforementioned Authority.

In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because consideration of the item in a public forum would disclose the details of the commercial offer and legal action which may prejudice the Regional Waste Management Authority's case.

Carried unanimously
84

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.2.1. Adelaide Hills Region Waste Management Authority – Confidential Item

**Moved Cr Linda Green
S/- Cr Kate Hosking**

- 1. That the Council advise the Board of the Adelaide Hills Region Waste Management Authority that it commits to continue to take its waste streams to the Authority's landfill for the next 10 years in support of the Long Term Financial Plan and its beneficial outcomes to Member Councils, unless circumstances arise requiring a review of this decision.**
- 2. That the Council advise Southern Waste ResourceCo that it has considered its offer, and its options for disposal of its waste streams, and has resolved to continue to dispose of its waste via the Adelaide Hills Region Waste Management Authority's operated landfill site.**

**Carried unanimously
85**

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING

18.2.2. Adelaide Hills Region Waste Management Authority – Period of Confidentiality

Moved Cr Ian Bailey
S/- Cr Jan-Claire Wisdom

That having considered Agenda Item 18.2 in confidence under section 90(2) and (3)(a) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the documents and reports pertaining to this matter, including discussions and considerations, be retained in confidence until the legal action has been concluded, but no longer than 12 months, pursuant to section 91(9).

Carried unanimously
86

18.3. Cemetery Advisory Group Selection of Independent Members – Exclusion of Public

Moved Cr Kate Hosking
S/- Cr Jan Loveday

Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, an order be made that the public, with the exception of appropriate Council staff:

- A/CEO, Tim Piper
- Director Strategy & Development, Marc Salver
- Director Community & Customer Service, David Waters
- Manager Governance & Risk, Lachlan Miller
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting in order to receive, discuss or consider in confidence any information or matter relating to Section 90(3):

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

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), because it would disclose the personal details of candidates who have expressed an interest to be on the Advisory Group.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because consideration of the item in a public forum would unreasonably disclose the personal details of candidates who have expressed an interest to be on the Advisory Group.

Carried unanimously
87

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.3.1. Cemetery Advisory Group Selection of Independent Members – Confidential Item

**Moved Cr John Kemp
S/- Cr Kate Hosking**

That Council resolves:

- 1. That the report be received and noted.**
- 2. That the Terms of Reference for the Cemetery Advisory Group be amended to allow for up to four independent members.**
- 3. That the following people be appointed to the Cemetery Advisory Group for a period of two (2) years from the date of this meeting:**
 - a) Peter Holderness**
 - b) Brenton Hill**
 - c) Eva Treen**
 - d) Robert Bonython**

**Carried unanimously
88**

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.3.2. Cemetery Advisory Group Selection of Independent Members – Period of Confidentiality

**Moved Cr Linda Green
S/- Cr Lynton Vonow**

That having considered this matter in confidence under section 90(2) and 90(3) (a) of the Local Government Act 1999, the Council, pursuant to section 91(7) of the Local Government Act 1999, orders that the documents, reports and minutes pertaining to this matter, including discussions and considerations, be retained in confidence until the appointments have been confirmed, but not longer than 12 months, pursuant to section 91(9).

That, pursuant to section 91(9)(c) of the Local Government Act 1999, the Chief Executive Officer be authorised to release documents at the conclusion of the period of confidentiality.

**Carried unanimously
89**

18.4. Local Heritage DPA Stage 1 Statement of Intent – Exclusion of the Public

**Moved Cr Ian Bailey
S/- Cr Kate Hosking**

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

- A/CEO, Tim Piper
- Director Strategy & Development, Marc Salver
- Director Community & Customer Service, David Waters
- Manager Governance & Risk, Lachlan Miller
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting for Agenda Item 18.4: Endorsement of a new Statement of Intent for Council's Local Heritage DPA – Stage One.

The Council is satisfied that, pursuant to section 90(3)(m) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would be unreasonable in terms of:

- a) their commercial impact on property values or development intentions of buildings and other types of heritage place to potentially be included on Table AdHi/2 of the Adelaide Hills Council Development Plan as a result of Council's Local Heritage DPA; and,
- b) information from draft Development Plan Amendments can only be made public after the Minister for Planning has approved the draft DPA for public consultation.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because consideration of the item in a public forum would disclose the sensitive information relating to properties with potential to be included in the Local Heritage list noted above.

**Carried unanimously
90**

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.4.1. Local Heritage DPA Stage 1 Statement of Intent – Confidential Item

**Moved Cr John Kemp
S/- Cr Lynton Vonow**

- 1. That the Council endorses the Statement of Intent contained in Appendix 1 of this report for the preparation of the Local Heritage Development Plan Amendment, and that it be forwarded to the Minister for Planning for approval.**
- 2. That the Director Strategy and Development be authorised to make any necessary minor amendments to the Statement of Intent as directed by the Minister for Planning.**

**Carried unanimously
91**

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 22 APRIL 2014
63 MT BARKER ROAD STIRLING**

18.4.2. Local Heritage DPA Stage 1 Statement of Intent – Confidential Item

**Moved Cr Ian Bailey
S/- Cr Linda Green**

That having considered Agenda Item 18.4 in confidence under section 90(2) and (3)(m) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the documents, reports and minutes pertaining to this matter, including discussions and considerations, be retained in confidence until the Council's Local Heritage Development Plan Amendment has been approved by the Minister for Planning, and made available for public consultation, pursuant to section 91(9).

**Carried unanimously
92**

19. NEXT MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 27 May 2014 from 6.30pm at 63 Mt Barker Road, Stirling.

20. CLOSE MEETING

The meeting closed at 9.45pm.