

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 19 DECEMBER 2023
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 Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Melanie Selwood

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Terry Crackett	Director Corporate Services
Natalie Armstrong	Director Community and Development
David Waters	Director Environment and Infrastructure
Tracy Riddle (Kelledy Jones)	Governance Support
Rebekah Lyons	Minute Secretary
Kylie Hopkins	Minute Secretary
Mike O'Donnell	Technical Support

1. COMMENCEMENT

The meeting commenced at 6.32pm

2. OPENING STATEMENT

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kurna 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.

Mayor _____

23 January 2024

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3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Cr Pauline Gill

3.2 Leave of Absence

Cr Louise Pascale, 16 December 2023 to 8 January 2024, approved at Council 28 November 2023.

**Moved Cr Leith Mudge
S/- Cr Melanie Selwood**

322/23

Council resolves:

- 1 That a Leave of Absence from all duties of office be granted to Cr Lucy Huxter from 24 December 2023 to 8 January 2024.**
- 2 That any committee or panel membership currently held by Cr Lucy Huxter be undertaken by the Deputy during the leave of absence.**

Carried Unanimously

**Moved Cr Nathan Daniell
S/- Kirsty Parkin**

323/23

Council resolves:

- 1 That a Leave of Absence from all duties of office be granted to Cr Mark Osterstock from 20 December 2023 to 22 January 2024.**
- 2 That any committee or panel membership currently held by Cr Mark Osterstock be undertaken by the Deputy during the leave of absence.**

Carried Unanimously

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Moved Cr Malcom Herrmann

S/- Cr Kirsty Parkin

324/23

Council resolves:

- 1 That a Leave of Absence from all duties of office be granted to Cr Kirrilee Boyd from 25 December 2023 to 9 January 2024.**
- 2 That any committee or panel membership currently held by Cr Kirrilee Boyd be undertaken by the Deputy during the leave of absence.**

Carried Unanimously

Moved Cr Mark Osterstock

S/- Cr Lucy Huxter

325/23

Council resolves:

- 1 That a Leave of Absence from all duties of office be granted to Cr Chris Grant from 17 February 2024 to 16 March 2024.**
- 2 That any committee or panel membership currently held by Cr Chris Grant be undertaken by the Deputy during the leave of absence.**

Carried Unanimously

3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1 Council Meeting – 28 November 2023

Moved Cr Malcom Herrmann

S/- Cr Kirsty Parkin

326/23

Council resolves that the minutes of the Ordinary Council meeting held on 28 November 2023, as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

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5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

5.1 General Conflict of Interest, Cr Malcom Herrmann, Item 19.1 Citizen of the Year 2024 Recommendations – Exclusion of the Public

Under section 75B of the *Local Government Act 1999* Cr Malcom Herrmann disclosed a General (section 74) Conflict of Interest in Item 19.1.

Under section 75B of the *Local Government Act 1999* Cr Chris Grant disclosed a General (section 75) Conflict of Interest in Item 11.2 – Decision 2.

6. PRESIDING MEMBER'S OPENING REMARKS

The Mayor commented that 19 December marks four years since the Cudlee Creek bushfire broke out and expressed her sadness about those who were so deeply affected. The Mayor acknowledged the community for their resilience during such a difficult time and congratulated them on their ability to rebuild despite the adversity.

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

Paul Mayers regarding Reaffirmation of Acknowledgment of Country.

9. PRESENTATIONS

Nil

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10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

11.1 Woodforde Residents Community Meeting (Cr Louise Pascale/Cr Nathan Daniell)

Moved Cr Nathan Daniell

S/- Cr Mark Osterstock

327/23

I move that:

1. The CEO prepare a report for Council to be presented at a workshop on the 19 February 2024 on what Kite Property had approved by State Commission Assessment Panel (SCAP) and what it is delivering in Hamilton Hill.
2. Subject to the outcomes of the workshop, Council schedules a Woodforde residents community meeting within 4-6 weeks and invite residents of Woodforde and neighbouring suburbs of Teringie and Rostrevor.
3. Council holds the Woodforde community meeting at Rostrevor College on Glen Stuart Road, Woodforde.
4. Council provides residents the opportunity to hear about Council's work undertaken in the area concerning traffic, services and infrastructure with the expansion of Woodforde and receive feedback from residents about the changes they are experiencing.
5. Council provides an online and hard copy summary of the above for residents who cannot make it to the event and include an opportunity for those residents to feedback to the Council either online or via telephone.

Carried Unanimously

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11.2 Boundary Change Committee Membership (Cr Mark Osterstock)

Moved Cr Mark Osterstock

S/- Cr Nathan Daniell

328/23

I move that:

DECISION 1

- 1. The report be received and noted.**
- 2. To amend the Terms of Reference, as contained in Appendix 1, with the exception of changes within Section 4 - Other Matters, Section 13 - Frequency of Meetings and Item 8.1.6.**
- 3. To determine that the method of selecting a member of the Boundary Change Committee to be by an indicative vote to determine the preferred person for the vacant position utilising the process set out in this Agenda report.**
- 4. To adjourn the Council meeting for the purposes of seeking nominations for and, if necessary, conducting an indicative vote to determine the preferred person to fill the vacancy that currently exists on the Boundary Change Committee and for the meeting to resume once the results of the indicative vote have been declared.**

Carried Unanimously

Under section 75B of the *Local Government Act 1999* Cr Chris Grant disclosed a General (section 74) Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 11.2 – Decision 2, the nature of which is as follows:

- I have nominated for the position of Boundary Change Committee Member.

6:52pm Cr Chris Grant left the meeting room.

DECISION 2

Moved Cr Leith Mudge

S/- Cr Kirrilee Boyd

329/23

- 5. To appoint Cr Chris Grant to the position of Boundary Change Committee Member, effective forthwith and concluding on 30 November 2025.**

Carried Unanimously

6:54pm Cr Chris Grant returned to the meeting room.

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11.3 Reaffirmation of Acknowledgement of Country

Moved Cr Leith Mudge

S/- Cr Melanie Selwood

330/23

VARIATION

With the consent of the Mover (Cr Leith Mudge) and the Seconder (Cr Melanie Selwood), leave of the meeting was granted to vary paragraph 4 of the motion.

I move that Adelaide Hills Council:

- 1. Reaffirms its policy of making an acknowledgement of the traditional custodians of the Adelaide Hills prior to ALL council meetings and other meetings in accordance with our Acknowledgement and Welcome to Country Policy.**
- 2. Believes that the appropriate delivery of Acknowledgement of Country and Welcome to Country is a fundamental element of respectful recognition of the Traditional Custodians of the Adelaide Hills.**
- 3. Believes that Council has a leadership role in relation to reconciliation and a responsibility to demonstrate best practice in the use and protocols associated with Acknowledgement of Country and Welcome to Country.**
- 4. Encourages other SA Councils to adopt or retain a policy of making a respectful Acknowledgement of Country at council and other meetings through providing correspondence to other regional LGAs, SAROC and GAROC.**

Carried Unanimously

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12. OFFICER REPORTS – DECISION ITEMS

12.1 Council Confidential Items Review – December 2023

Moved Cr Nathan Daniell
S/- Cr Chris Grant

331/23

Council resolves:

DECISION 1

1. That the report be received and noted.
2. That the items held as confidential in the Confidential Items Register (Appendix 1) be noted.

Carried Unanimously

Moved Cr Nathan Daniell
S/- Cr Chris Grant

332/23

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

3. 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)(i) of the Act:
 - The report, related attachments, minutes and other (presentation, documents or similar) of 20 December 2022, Item No. 18.1, Surplus Government Land Notifications, 202/22, unless previously released, remain confidential until this matter has concluded and that this order be reviewed every twelve (12) months.
 - On the grounds that the document(s) (or part) 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. The current expiry date occurs on 20 December 2023 a further twelve (12) months is required to 20 December 2024.
4. 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

Nil

14. CORRESPONDENCE FOR INFORMATION

14.1 Appointment of Ms Emily Strickland as Ombudsman for South Australia

14.2 State Planning Commission letter of acknowledgement for Adelaide Hills Council Greater Adelaide Regional Plan Discussion Paper Submission

Moved Cr Mark Osterstock
S/-Cr Melanie Selwood

333/23

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

- 28 November Council workshop at Stirling
- 29 November meeting with Councillor at Birdwood
- 30 November Vigil to protest Violence Against Women at Windy Point
- 04 December Meeting with Mayor of Mitcham at Belair
- 04 December Meeting with Principal of Rostrevor College at Rostrevor
- 04 December Council workshop at Woodside
- 06 December Meeting with Ex Mayor of Marion/LGA President Felicity-Ann Lewis at Mitcham
- 07 December AHRWG Meeting at Uraidla
- 12 December CEOPRP Special Meeting at Stirling
- 13 December All staff Meeting at Balhannah
- 14 December attended offices of Minister Picton - meeting cancelled
- 15 December Volunteers Access and Inclusion thank you lunch at Stirling

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Cr Melanie Selwood

- 1 December 2023 Mt Torrens Community Dinner
- 8 December 2023 Conscious Consumption Seminar
- 14 December 2023 Woodside Christmas Pageant

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

Nil

17.3 CEO Report

Nil

18. REPORTS OF COMMITTEES

18.1 Council Assessment Panel

Nil

18.2 Audit Committee

Nil

18.3 CEO Performance Review Panel

Nil (refer to confidential items)

18.4 Boundary Change Committee

Nil

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19. CONFIDENTIAL ITEMS

19.1 Citizen of the Year 2024 Recommendations – Exclusion of the Public

Moved Cr Nathan Daniell

S/- Cr Leith Mudge

334/23

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, Terry Crackett
- Director Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- Governance Support, Tracy Riddle (Kelledy Jones Lawyers)
- Minute Secretary, Rebekah Lyons
- Minute Secretary, Kylie Hopkins
- Technical Support, Mike O'Donnell

be excluded from attendance at the meeting for Agenda Item 19.2: (Citizen of the Year 2024 Recommendations) 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)(o) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information relating to a proposed award recipient before the presentation of the award, the disclosure of which could reasonably be expected to reveal award recipient information before a special event.

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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Under section 75B of the *Local Government Act 1999* Cr Malcom Herrmann disclosed a General (section 74) Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 19.1.1, the nature of which is as follows:

- I made a nomination and have a close association with three persons being considered for an award.

7:28pm Cr Malcom Herrmann left the meeting room.

19.1.1 Citizen of the Year Awards 2023 Recommendations – Confidential Item

**Moved Cr Nathan Daniell
S/- Cr Kirrilee Boyd**

335/23

Council resolves:

- 1. That the report be received and noted.**
- 2. That Council confer the 2024 Citizen of the Year Award on Dagmar Skipworth of Uraidla**
- 3. That Council confer the 2024 Young Citizen of the Year Award on Georgia McDonnell of Upper Sturt.**
- 4. That Council confer the 2024 Community Event of the Year Award be awarded to two events, the 2023 Uraidla and Summertown H&F Show and the 2023 Houghton Spring Fair.**
- 5. That Civic Awards (eight individuals and two groups) be presented to:**
 - a. Bruce Ind of Woodforde**
 - b. Pip McGowan of Basket Range**
 - c. Paul Hammer of Gumeracha**
 - d. Sylvia Ullmer and Rob Hawke of Gumeracha**
 - e. Karen Warner of Paracombe**
 - f. Charleston Park Run - Kylie Ross on behalf of organisers**
 - g. Oakbank Market**

Carried Unanimously

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19.1.2 Citizen of the Year Awards 2024 Recommendations – Duration of Confidentiality

Moved Cr Nathan Daniell

S/- Cr Adrian Cheater

336/23

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 (which may include disclosure to media outlets to aid in achieving reporting timelines for publication; and disclosure to award recipients and their nominators, families and friends) in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 18.2 in confidence under sections 90(2) and 90(3)(o) 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	25 January 2024
Related Attachments	25 January 2024
Minutes	25 January 2024
Other	Nil

The Australia Day Council allows recipient information to be disclosed from 22 January. 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

7:41pm Cr Malcom Herrmann returned to the meeting room.

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19.2 Amy Gillet Bikeway Stage 4 Construction Option – Exclusion of the Public

Moved Cr Adrian Cheater
S/- Cr Leith Mudge

337/23

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, Terry Crackett
- Director Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- Governance Support, Tracy Riddle (Kelledy Jones Lawyers)
- Technical Support, Mike O'Donnell
- Minute Secretary, Rebekah Lyons
- Minute Secretary, Kylie Hopkins

be excluded from attendance at the meeting for Agenda Item 19.4: (Amy Gillett Bikeway Stage 4 – Construction Option) in confidence.

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

- (j) 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 Amy Gillet Bikeway Stage 4 Construction Option – Confidential Item

Moved Cr Malcom Herrmann

S/- Cr Melanie Selwood

338/23

7:58pm Cr Adrian Cheater left the meeting room

8:00pm Cr Adrian Cheater returned to the meeting room

Council resolves:

- 1. That the report for Amy Gillett Bikeway Stage 4 – Construction Option be received and noted.**
- 2. That Council provides in-principle support for Council to undertake the construction and ongoing maintenance and operations of the Amy Gillett Bikeway Stage 4, Mount Torrens to Birdwood, subject to the following information being provided at a subsequent meeting for a final approval to proceed:**
 - a. A prudential review report.**
 - b. Approval of the variation lodged with the Federal Government under the funding agreement.**
 - c. Final construction estimates.**
 - d. Confirmation of the scope of native vegetation clearance and potential offsets.**
- 3. That Council authorise initial expenditure of \$10,000 for the engagement of a suitably qualified independent person to undertake a Prudential Review as per the *Local Government Act 1999*.**
- 4. That Council authorise initial expenditure of up to \$30,000 to engage a consultant to undertake a native vegetation assessment and commence steps to seek approval for necessary clearance from the Native Vegetation Council, noting that no actual clearance work should proceed until and unless Council subsequently confirms that it will undertake construction of the bikeway.**

Carried Unanimously

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19.2.2 Amy Gillet Bikeway Stage 4 Construction Option – Duration of Confidentiality

Moved Cr Lucy Huxter

S/- Cr Leith Mudge

339/23

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 6.1 in confidence under sections 90(2) and 90(3)(j) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

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

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

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

Carried Unanimously

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8:15pm Leave of the meeting was granted for a short recess.

8:27pm The Council meeting resumed.

19.3 CEO Performance Review Panel Minutes of Meeting – Exclusion of Public

Moved Cr Leith Mudge

S/- Cr Kirrilee Boyd

340/23

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

- Mel Blondell, Red Seed Productivity Strategists
- Tracy Riddle, Kelledy Jones (Governance Lawyer)
- Lincoln Smith, Norman Waterhouse (Employment Relations Lawyer)
- Jody Atkins, A/Governance and Risk Coordinator (Minute Taker)

be excluded from attendance at the meeting for Agenda Item 19.3 CEO Performance Review Panel Minutes of Special Meeting.

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

Section 90(3) (a) and (h) of the Local Government Act, 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);
- (h) 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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19.3.1 CEO Probation Review Process – Confidential Item

Moved Cr Chris Grant
S/- Cr Kirsty Parkin

341/23

Council resolves:

- a) That the minutes of the CEO Performance Review Panel meeting held 12 December 2023 as distributed be received and noted.

Carried

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19.3.2 CEO Probation Review Process – Duration of Confidentiality

Moved Cr Leith Mudge

S/- Cr Chris Grant

342/23

- a) Pursuant to Section 91(7) and (9) of the Local Government Act 1999, having considered Agenda Item 19.3 in confidence under sections 90(2) and 90(3)(a) and (h) of the Local Government Act 1999, the Council resolves that an order be made to retain the Report and related attachments, including the CEO KPI Report, the 360 Degree Survey and the presentation prepared by Red Seed Productivity Strategists, as well as the Minutes in confidence pursuant to section 91(9)(c) of the Local Government Act 1999, with this order to operate in an ongoing manner, to be reviewed every 12 months 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 and reviewed every 12 months
Related Attachments	Until further order and reviewed every 12 months
Minutes	Until further order and reviewed every 12 months
Other (presentation, documents, or similar)	Until further order and reviewed every 12 months

Carried Unanimously

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19.4 CEO Performance Review Panel Recommendation – Exclusion to Public

Moved Cr Nathan Daniell

S/- Cr Malcolm Herrmann

343/23

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

- Mel Blondell, Red Seed Productivity Strategists
- Tracy Riddle, Kelledy Jones Lawyers (Governance advice)
- Lincoln Smith, Norman Waterhouse Lawyers (Employment relations advice)
- Jody Atkins, A/Governance and Risk Coordinator (Minute Secretary)

be excluded from attendance at the meeting for Agenda Item 19.4 Performance Review Panel Recommendations in confidence.

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

Section 90(3) (a) and (h) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is:

- (b) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
- (i) 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 CEO Performance Review Panel Recommendation – Confidential Item

Moved Mayor Wisdom

S/- Cr Chris Grant

344/23

Council resolves:

Decision 1

- 1(a) Having considered the CEO KPI Report, the 360 Degree Survey by Red Seed Productivity Strategists, and noting the review was undertaken at the four-month period, as well as the disparity between Staff and Elected Member feedback, to note that the review has identified areas for improvement.**
- 1(b) That the CEO's employment be confirmed, but that it also be subject to a further review six months from the Council adopting the review process.**
- 1(c) That the review process be developed by the CEO Performance Review Panel and is adopted by Council.**
- 1(d) That Council will provide whatever assistance as is reasonable to support the CEO in his performance, between now and the conclusion of review period.**

Carried Unanimously

19.4.2 Extension of Meeting Time

Moved Cr Nathan Daniell

S/- Cr Leith Mudge

345/23

That the Council meeting be extended to 10.30pm.

Carried

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19.4.3 CEO Performance Review Process – Duration of Confidentiality

Moved Cr Mark Osterstock

S/- Cr Nathan Daniell

346/23

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)(a) 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	Chief Executive Officer to be advised at the conclusion of the meeting and the minutes to be publicly released after the Mayor has advised staff, no later than COB 22 December 2023.
Other (presentation, documents, or similar)	Until further order

Carried Unanimously

10:07pm Cr Kirsty Parkin left the meeting room

10: 08pm Cr Adrian Cheater left the meeting room

10:12pm Cr Parkin returned to the meeting room

10.11pm Adrian Cheater returned to the meeting room

With leave of the meeting item 19.4.2 Decision 2 was deferred to the next Meeting of Council.

Decision 2

In accordance with Section 5.2 of the Mayor Seeking Legal Advice Policy, Council approves the Mayor seeking independent legal advice.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 19 DECEMBER 2023
63 MT BARKER ROAD STIRLING**

20. NEXT ORDINARY MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 23 January 2024 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING

The meeting closed at 10.14pm