

ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MARCH 2024
63 MT BARKER ROAD STIRLING

In Attendance

Presiding Member: Acting Mayor Nathan Daniell

Members:

Councillor Adrian Cheater
Councillor Pauline Gill
Councillor Malcolm Herrmann
Councillor Leith Mudge
Councillor Kirsty Parkin
Councillor Louise Pascale
Councillor Melanie Selwood

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Ashley Curtis	Acting Director Corporate Services
Natalie Armstrong	Director Community and Development
David Waters	Director Environment and Infrastructure
Michael Kelledy (Kelledy Jones)	Governance Support
Zoë Gill	Governance and Risk Coordinator
Rebekah Lyons	Minute Secretary
Jody Atkins	Senior Governance and Risk Officer
Tom Portas	Technical Support
Jennifer Blake	Manager Communication and Events
Stephanie Murgatroyd	Events Officer
Chris Jansson	Manager, Open Space
Tom Mason	Strategic and Policy Planner
Sharon Leith	Sustainability Officer
John McArthur	Manager Sustainability and Waste Management
Tim Possingham	Event Organiser, Adelaide Rally

1. COMMENCEMENT

The meeting commenced at 6.30pm

2. OPENING STATEMENT

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kaurna people. They are Custodians of this ancient and beautiful land and so we pay our respects to Elders past, present and emerging. We will care for this country together by ensuring the decisions we make will be guided by the principle that we should never decrease our children's ability to live on this land.

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3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Cr Kirilee Boyd
Cr Chris Grant
Cr Lucy Huxter

3.2 Leave of Absence

Mayor Jan-Claire Wisdom, 13 February 2024 to 14 May 2024, approved by Council at its meeting of 13 February 2024.

Moved Cr Adrian Cheater

S/- Cr Melanie Selwood

79/24

- 1 That a Leave of Absence from all duties of office be granted to Cr Mark Osterstock for Tuesday 26 March.**
- 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

Moved Cr Pauline Gill

S/- Cr Adrian Cheater

80/24

- 3 That a Leave of Absence from all duties of office be granted to Cr Louise Pascale from Friday 5 April to Monday 29 April.**
- 4 That any committee or panel membership currently held by Cr Louise Pascale 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 – 12 March 2024

Moved Cr Malcolm Herrmann

S/- Cr Louise Pascale

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Council resolves that the minutes of the Ordinary Council meeting held on 12 March 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 Material Conflict of Interest, Cr Melanie Selwood – Item 12.2 Bushfire Mitigation Strategy

Under section 75C of the *Local Government Act 1999* Cr Melanie Selwood disclosed a Material (section 75) Conflict of Interest in Item 12.2.

5.2 General Conflict of Interest, Cr Louise Pascale – Item 12.1 Event Proposal – Multi Year Rally Proposal

Under section 75B of the *Local Government Act 1999* Cr Louise Pascale disclosed a General (section 74) Conflict of Interest in Item 12.1.

6. PRESIDING MEMBER'S OPENING REMARKS

The Acting Mayor commented on the recent announcement of the Amy Gillett Bikeway extension project, acknowledging the positive outcome, not only for the local community, but also for the state. Acting Mayor Daniell reported that he has received affirming comments from locals, and from others further abroad.

Acting Mayor Daniell thanked those present in the Gallery for their attendance and requested that the meeting procedures and processes be adhered to by all during proceedings.

7. QUESTIONS ADJOURNED/LYING ON THE TABLE

7.1 Questions Adjourned

Through the Presiding Member, leave of the meeting was sought and granted to bring Item 12.4 forward on the agenda and to reset the debate.

12.4 Road Closure Decision – Unmade public road adjacent 474b Springhead Road Mount Torrens

Adjourned Item 13.3 from 28 November 2023 Council Meeting

**Moved Cr Malcolm Herrmann
S/- Cr Adrian Cheater**

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Council resolves:

1. That the report be received and noted.
2. The land marked "B" in Preliminary Plan No. 22/0032 (known as the Road Land) be declared surplus to Council's requirements.
3. That the Chief Executive, or his delegate, are authorised to negotiate with the owners of 474b Springhead Road, Mount Torrens for the sale and transfer of the piece marked "B" in Preliminary Plan No. 22/0032 for the sum of \$35,000 plus GST, together with all fees and charges associated with the road closure process.
4. That Council's approval of the sale and transfer of the land be subject to the provision for a statutory easement in favour of Telstra as per their interest in the land, together with a Right of Way for foot traffic access in favour of the owner of the adjacent land, being Allotment 2 in Filed Plan 1336.
5. Subject to agreement from the owners of 474b Springhead Road, Mount Torrens to purchase the Road Land for the sum of \$35,000 plus GST, to make a Road Process Order pursuant to the Roads (Opening & Closing) Act 1991 to close and merge the pieces of land identified as "B" in the Preliminary Plan No. 22/0032 attached to this report with Allotment 24 Deposited Plan 62438 comprised in Certificate of Title Volume 5911 Folio 128.
6. That upon the deposit of the Road Closure, the land will be excluded from the classification of Community Land and not be included in Council's Community Land Register.
7. That the Chief Executive Officer, and Mayor, be authorised to finalise and sign, and seal if necessary, all documentation to close and sell the above portion of closed road pursuant to this resolution.

	Carried Unanimously
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7.2 Questions Lying on the Table

Nil

8. PETITIONS/DEPUTATIONS/PUBLIC FORUM

8.1 Petitions

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8.1.1 Black Snake Road and Lucky Hit Road Birdwood

**Moved Cr Malcolm Herrmann
S/- Cr Pauline Gill**

83/24

Council resolves:

1. **That the petition signed by 38 signatories requesting Council to undertake a review of the vehicle usage of Black Snake Road Birdwood with the objective of improving road safety be received and noted.**
2. **That a new traffic count be carried out to ascertain the current traffic volumes along Black Snake Road, Birdwood and that staff consider any appropriate road signage or other safety measures in light of the outcome.**
3. **That the tree of concern be assessed for stability with appropriate remedial action taken, if required.**
4. **That the CEO advise the principal signatory of the Council's noting of the petition and of any resolutions relating to the matter.**

Carried Unanimously

8.2 Deputations

8.2.1 Separation of Australia Day from the presentation of Civic Awards and/or citizenship ceremonies - Mr John Tate and Mr Mark Neugebauer

MOTION WITHOUT NOTICE

**Moved Cr Pauline Gill
S/-**

Council resolves:

1. **That the CEO undertakes independent community consultation re the community views of holding citizenship ceremonies and presenting civic awards on Australia Day, including how many people attended events and which events they attended.**
2. **That a report be provided to Council with the results of Australia Day events held in January 2024, to include those events held on Australia Day and those held on alternative days.**
3. **That the results of both actions be reported to Council by 23 July 2024.**

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The Acting Mayor did not accept the Motion Without Notice in line with the meeting procedures and in reference to the guiding principles. The Acting Mayor determined that the motion should be dealt with by way of a written motion on notice at the next meeting.

8.2.2 Proposal for the beautification of the Onkaparinga Valley entrance to Lobethal and a review of the history of community advocacy for FABRIK - Lobethal Community Association – Kim Jordan and Peter Stanley

8.3 Public Forum

Through the Presiding Member, leave of the meeting was sought and granted to adjust the time allocation to 4 minutes per presenter during the Public Forum.

Lynton Vonow, Lobethal – Complimented Council on showing leadership and support of Aboriginal citizens by not holding citizenship ceremonies on Australia Day.

Dr Samantha Bateman, Basket Range – Affirming Council's decision to move civic and citizenship ceremonies away from 26 January.

Sebastian Geers, Basket Range – Affirming Council's decision to move civic and citizenship ceremonies away from 26 January.

Craig Jones, Norton Summit - Affirming Council's decision to move civic and citizenship ceremonies away from 26 January.

Paul Mayers, Norton Summit - Affirming Council's decision to move civic and citizenship ceremonies away from 26 January.

9. PRESENTATIONS (by exception)

Nil

10. QUESTIONS ON NOTICE

10.1 State Bike Fund – Cr Melanie Selwood

1. **How many times has the Council accessed the State Bicycle Fund for cycling infrastructure projects?**
2. **For each time we have successfully accessed the State Bicycle Fund, what was the amount received and what was the project?**

Council accessed the Bicycle Fund in 2019-20 for the Amy Gillett Pathway construction (connecting link from Tiers Road to Onkaparinga Valley Road, Woodside - \$48,900) and in 2021-22 for the Stirling - Crafers Bikeway construction (\$50,000).

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Council has developed a Trails and Cycling Routes Management Policy as part of the *Trails and Cycling Routes Management Framework (2021)*, which focuses on existing infrastructure and routes. The implementation of projects within this framework are in their infancy with further exploration of infrastructure projects to occur.

Council currently manages the aforementioned bicycle infrastructure at Woodside and Stirling/Crafers. There are no other Council managed cycle infrastructure projects within the area.

As mentioned in the background provided by Cr Selwood, the funding program is a dollar-for-dollar program requiring capital funding to be equally contributed to the project by Council. Cycle lanes, bikeways and the like can be high-cost projects which are made even more challenging in the Adelaide Hills with the existing road network and limited space for assets. Recent work in this space, that was supported by Council, was in the design phase of the proposed Verdun Interchange Project (Pioneer Women's Trail upgrade and widening of bridge over the Onkaparinga River to accommodate pedestrians and cyclists). That project has now been suspended following the withdrawal of Commonwealth funding.

Council and the Department for Infrastructure and Transport also recently considered the State Bicycle Fund as a potential source of funding for the Amy Gillett Bikeway extension to Birdwood.

Council is currently considering budget allocations for bike storage and parking and other cycling facilities to support cycling in the Adelaide Hills and, should opportunities arise to do so, it is expected that support from the State Bicycle Fund will be sought.

10.2 Media Interaction – Cr Pauline Gill

Is the identity of the person leaking to the media known to the CEO and / or the Deputy Mayor?

The identity of the person who leaked to the media is unknown.

If so, has there been disciplinary action taken against this individual?

No disciplinary action has been taken as the identity of the individual is unknown.

If not, what actions have been taken to identify the person leaking to the media?

The A/Mayor raised the matter with all elected members at the 13 February 2024 Council Meeting and warned against leaking to the media.

If the person is known and no disciplinary action has been taken, why not?

As previously advised the identity of the individual is unknown.

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11. MOTIONS ON NOTICE

11.1 Comprehensive survey on the housing in the Adelaide Hills – Cr Kirsty Parkin

Cr Kirsty Parkin withdrew the motion pending further refinement.

11.2 Investigating the merits of a Community Renewables Program based on the success at City of Mitcham – Acting Mayor Nathan Daniell

Moved Cr Nathan Daniell

S/- Cr Melanie Selwood

84/24

That:

1. The CEO provide a report to Council by 30 June 2024 that investigates collaborating with the City of Mitcham to use their Community Renewables Framework, due diligence and tender results to implement a similar bulk buy and Virtual Power Plant (VPP) program, but tailored to meet the requirements of Adelaide Hills Council and our community.
2. That the CEO request a briefing for Elected Members and relevant staff by the City of Mitcham to understand the community, environmental, and economic benefits achieved from the implementation of their program.
3. That the prior to entering into its next electricity agreement, investigates an innovative 100% Renewable Energy Power Purchase Agreement (PPA) or similar for Council's future energy needs, including the opportunity to integrate a VPP and community batteries.

Carried

11.3 Fire, Wastewater and Animal Management – Cr Adrian Cheater

Moved Cr Adrian Cheater

S/- Cr Melanie Selwood

85/24

I move that Council requests the CEO to provide a report to Council by 31 May 2024 that:

1. **Reviews the Council's Enforcement Policy and provides recommendations for updates.**
2. **Reviews the current educational and enforcement practices, assesses their effectiveness with particular focus on fire prevention, wastewater systems and**

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environmental impacts, animal management and building/planning compliance and provides recommendations for alternate practices (if appropriate).

3. If recommendations are made to consider changes to the Enforcement Policy and/or alternate educational and compliance practices, include detailed information in relation to how that would be delivered, resourced and the financial implications of any recommendations.
4. Investigates the financial and resourcing implications of adding specialised officers for compliance and educational opportunities in the areas of:
 - i. Fire prevention
 - ii. Wastewater and associated environmental impacts
 - iii. Animal management
5. Assumes no reduction in existing compliance officer resourcing and consider the specialised officer roles as additional.

Carried Unanimously

12. OFFICER REPORTS – DECISION ITEMS

Through the Presiding Member, leave of the meeting was sought and granted to bring Item 12.2 forward on the agenda.

12.2 Adelaide Hills Council Bushfire Mitigation Landscape Strategy

Under section 75C of the *Local Government Act 1999* Cr Melanie Selwood disclosed a Material (section 75) Conflict of Interest in Item 12.2 Bushfire Mitigation Landscape Strategy, the nature of which is as follows:

- My husband works in the bushfire recovery space, particularly related to landscape and tree management.

7:40pm Cr Melanie Selwood left the meeting room.

Moved Cr Leith Mudge
S/- Cr Adrian Cheater

86/24

Council resolves:

1. That the report be received and noted.
2. To adopt the Bushfire Mitigation Landscape Strategy 2024-28 as contained in Appendix 1.

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3. **That the Chief Executive Officer be authorised to make any formatting, nomenclature, or other minor changes to the Strategy prior to publication.**

	Carried Unanimously
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7:44pm Cr Melanie Selwood returned to the meeting room.

12.1 Event Proposal – Multi Year Rally Proposal

7:45pm, through the Presiding Member, leave of the meeting was sought and granted to suspend formal meeting procedures for the purposes of a presentation from Tim Possingham, Event Organiser.

7:55pm the meeting resumed.

Under section 75B of the *Local Government Act 1999* Cr Louise Pascale disclosed a General (section 74) Conflict of Interest in Item 12.1 Event Proposal – Multi Year Rally Proposal, the nature of which is as follows:

- I live on a road that experiences closures from this event.

Cr Louise Pascale remained in the meeting when the item was discussed and participated in the debate. Cr Pascale left the Chamber for the vote on the matter.

8:11pm Cr Louise Pascale left the meeting and did not return.

Moved Cr Malcolm Herrmann

S/- Cr Leith Mudge

87/24

Council resolves:

1. **That the report be received and noted.**
2. **That, in relation to the Multi-Year Agreement Proposal submitted by Massive Events Corp Pty Ltd, Council supports the conduct of the Adelaide Rally within the district for the period of three years 2024 to 2026 and acknowledge that the Chief Executive Officer will use the delegation already provided to him to consider consent for road closures under Section 33(2) of the *Road Traffic Act 1961*.**
3. **That, recognising this decision is a departure from the usual requirements of the *Festival & Events Policy*, Council determines that the reasons applying for the usual requirement for road closures associated with motorsport proposals to be brought to the Council for a formal decision on each occasion are outweighed by the expected benefits to be achieved in providing multi-year support.**

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4. That each year, support for the Adelaide Rally road closures, will be contingent on Massive Events Corp Pty Ltd, to the satisfaction of the Chief Executive Officer:
 - a. Complying with Council's *Festivals and Events Policy – Guideline No. 1 for Competitive Motoring Events*
 - b. Payment of an Application Fee as per the Council's Fees and Charges Register for Temporary Road Closures
 - c. Providing confirmation that affected business owners are aware of the proposed road closures
 - d. Providing written confirmation that the organiser has used reasonable endeavours to address concerns raised by affected residents and that arrangements for egress and regress for those properties can be managed within the event where practicable
 - e. Providing evidence of satisfactory procedures for enabling emergency services access to properties on the event route at all times
 - f. Providing evidence of satisfactory insurance to cover any damage to third party property caused by the event
 - g. Entering into a road repair agreement with Council to cover any rectification works required as a result of damage caused by the event
 - h. Providing written confirmation that advance notice of road closures on the affected roads will be erected at least three weeks prior to the event
 - i. Hosting at least one significant community event within the Adelaide Hills Council region in conjunction with the rally
 - j. Hosting the prima tour lunch within the Adelaide Hills Council region
 - k. Making reasonable endeavours to contract local food and beverage suppliers for event stages within the Adelaide Hills Council district
 - l. That the event continue to support the At Risk Youth Driver Training Program delivered by the Australian Driving Institute in the Adelaide Hills Council region.
5. That, subject to agreeing to the requirements of Item 4 being undertaken, Council provides consent for the organisers to promote the event to sponsors and participants as 'supported by Adelaide Hills Council' for the period 2024 – 2026.

Carried Unanimously

12.1.1 Short Adjournment

**Moved Cr Malcolm Herrmann
S/- Cr Kirsty Parkin**

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That the Council meeting adjourn for a short break.

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	Carried Unanimously
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8:12pm the Council meeting adjourned.
8:22pm the Council meeting resumed.

12.2 Adelaide Hills Council Bushfire Mitigation Landscape Strategy

This item was considered earlier in the meeting.

12.3 Statewide Bushfire Hazards Code Amendment – Adelaide Hills Council Submission

**Moved Cr Leith Mudge
S/- Cr Kirsty Parkin**

89/24

Council resolves:

1. **That the submission (as contained in *Appendix 1*) on the draft State-wide Bushfire Hazards Overlay Code Amendment, be endorsed and forwarded to the South Australian Planning Commission.**
2. **That the Chief Executive Officer be authorised to make any necessary minor amendments to finalise the submission, providing the changes do not affect the intent of the submission.**

	Carried Unanimously
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12.4 Road Closure Decision – Unmade public road adjacent 474b Springhead Road Mount Torrens

This item was considered earlier in the meeting.

13. OFFICER REPORTS - INFORMATION ITEMS

Nil

14. CORRESPONDENCE FOR INFORMATION

14.1 Correspondence from Paul De Ionno, Director, Minerals Regulation, Department for Energy and Mining regarding Hanson Construction Materials Pty Ltd White Rock Quarry

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

90/24

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Council resolves that the correspondence is received and noted.

	Carried Unanimously
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14.2 Board of Stirling Hospital update

**Moved Cr Leith Mudge
S/-Cr Adrian Cheater**

91/24

Council resolves that the correspondence is received and noted.

	Carried Unanimously
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15. QUESTIONS WITHOUT NOTICE

Nil

16. MOTIONS WITHOUT NOTICE

Nil

17. REPORTS

17.1 Council Member Function or Activity on the Business of Council

Acting Mayor Nathan Daniell

28 February – Stirling Community Forum at Stirling
 1 March – Mount Torrens Park Dinner at Mount Torrens
 3 March – Discover Play Bikeway at Woodside, Charleston, and Mount Torrens
 4 March – International Women’s Day video at Stirling
 4 March – Meeting with Independent Member of CEOPRP at Stirling
 6 March – Tourism Australia networking meeting at Hahndorf
 15 March – Mount Lofty Districts Historical Society AGM at Stirling
 17 March – The Courier re Amy Gillett Bikeway announcement at Mount Torrens
 17 March – Uraidla Sustainability Fair at Uraidla
 18 March – National Volunteer Week video at Stirling
 20 March – Radio interview with ABC Drive re Amy Gillett Announcement
 20 March – CAP Independent Member Selection Panel Interviews at Stirling
 21 March – CEOPRP Committee meeting at Stirling
 22 March – Filming with ABC for Amy Gillett Bikeway announcement at Mount Torrens
 23 March – Harmony Day Picnic at Gumeracha
 24 March – Woodforde Community Picnic at Woodforde

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Cr Louise Pascale

- 24 March – Inaugural Woodforde Community Picnic at Hamilton Hill

Cr Melanie Selwood

- 17 March – Uraidla Sustainability Fair
- 22 March – Meeting with The Food Embassy

Cr Malcolm Herrmann

- 1 March – Mt Torrens Memorial Park
- 3 March – Discover, Play, Bikeway at Mt Torrens, Charleston and Woodside
- 9 March – Funeral of the late Peter Ancell, Councillor of the former DC of Gumeracha
- 13 March – Meeting with Birdwood Hall Committee
- 18 March – Final meeting Torrens Valley Celebrations Committee (Coolamon) Gumeracha
- 23 March – Harmony Day Gumeracha

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

Cr Malcolm Herrmann

- 7 March – Special Meeting GRFMA (Zoom)

17.3 CEO Report

Greg Georgopoulos, CEO, provided Council with a verbal update regarding the current focus on organisational budget matters and planning for 2025.

18. REPORTS OF COMMITTEES

18.1 Council Assessment Panel

Moved Cr Kirsty Parkin

S/- Cr Leith Mudge

92/24

Council resolves that the minutes of the Council Assessment Panel meeting held on Wednesday 13 March 2024, as distributed, be received and noted.

Carried Unanimously

18.2 Audit Committee

Nil

18.3 CEO Performance Review Panel – 21 March 2024

Refer to Item 19.3

Mayor _____

9 April 2024

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18.4 Boundary Change Committee

Nil

19. CONFIDENTIAL ITEMS

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19.1 Ashton Landfill – Exclusion of the Public

Moved Cr Adrian Cheater

S/- Cr Kirsty Parkin

93/24

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**
- **Acting Director Corporate Services, Ashley Curtis**
- **Director Community & Development, Natalie Armstrong**
- **Minute Secretary, Rebekah Lyons**
- **Zoë Gill, Governance and Risk Coordinator**
- **Governance Advice, Michael Kelledy, Kelledy Jones Lawyers**
- **Manager Sustainability Waste and Emergency Management, John McArthur**
- **Ashton Landfill Project Officer, Meridee Jensen**
- **Sustainability Officer, Sharon Leith**

be excluded from attendance at the meeting for Agenda Item 19.1: (Ashton Landfill) 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) and 90(3)(h) 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 (living or dead) and 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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19.1.1 Ashton Landfill – Confidential Item

Carried Unanimously

Mayor _____

9 April 2024

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19.1.2 Ashton Landfill – Duration of Confidentiality

Moved Cr Kirsty Parkin
S/- Cr Leith Mudge

95/24

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)(a) and 90(3)(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	26 March 2027
Related Attachments	26 March 2027
Minutes	26 March 2027
Other	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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19.2 Trans Tasman Energy Group – Exclusion of the Public

**Moved Cr Adrian Cheater
S/- Cr Kirsty Parkin**

96/24

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**
- **A/Director Corporate Services, Ashley Curtis**
- **Director Community & Development, Natalie Armstrong**
- **Governance and Risk Coordinator, Zoë Gill**
- **Governance Legal Support, Michael Kelledy, Kelledy Jones Lawyers**
- **Minute Secretary, Rebekah Lyons**
- **IT Support Officer, Tom Portas**

be excluded from attendance at the meeting for Agenda Item 19.2: (Trans Tasman Energy Group) 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)(i)(h) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information relating to legal advice the disclosure of which could reasonably be expected to prejudice future legal proceedings.

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 Trans Tasman Energy Group – Confidential Item

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19.2.2 Trans Tasman Energy Group – Duration of Confidentiality

Moved Cr Adrian Cheater
S/- Cr Pauline Gill

98/24

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council's decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 19.2 in confidence under sections 90(2) and 90(3)(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 that the report, related attachments and the minutes of Council and the discussion and considerations of the subject matter be retained in confidence in accordance with the Duration of Confidentiality Table below:

Item	Duration of Confidentiality
	NB: Item to be reviewed every 12 months if not released
Report	26 March 2025 or until legal release date
Related Attachments	26 March 2025 or until legal release date
Minutes	26 March 2025 or until legal release date

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

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MARCH 2024
63 MT BARKER ROAD STIRLING**

**19.3 Special CEO Performance Review Panel Committee Minutes of Meeting 21 March 2024 –
Exclusion of the Public**

**Moved Cr Kirsty Parkin
S/- Cr Leith Mudge**

99/24

**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 Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- A/Director Corporate Services, Ashley Curtis
- Governance Legal Support, Michael Kelledy, Kelledy Jones Lawyers
- Governance and Risk Coordinator, Dr Zoë Gill
- Minute Taker, Rebekah Lyons
- Information Technology, Tom Portas

**be excluded from attendance at the meeting for Agenda Item 19.3: Special CEO
Performance Review Panel Committee Minutes of Meeting 21 March 2024**

**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 (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

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MARCH 2024
63 MT BARKER ROAD STIRLING**

19.3.1 Special CEO Performance Review Panel Committee Minutes of Meeting 21 March 2024 – Confidential Item

**Moved Cr Kirsty Parkin
S/- Cr Adrian Cheater**

100/24

Council resolves that the confidential minutes of the CEO PRP Committee meeting held on 21 March 2024 as supplied, be received and noted.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MARCH 2024
63 MT BARKER ROAD STIRLING**

**19.3.2 Special CEO Performance Review Panel Committee Minutes of Meeting 21 March 2024–
Duration of Confidentiality**

**Moved Cr Adrian Cheater
S/- Cr Pauline Gill**

101/24

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council's decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 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 that the report, related attachments and the minutes of Committee and the discussion and considerations of the subject matter be retained in confidence for 12 months.

	Carried Unanimously
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**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MARCH 2024
63 MT BARKER ROAD STIRLING**

20. NEXT ORDINARY MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 9 April 2024 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING

8:54pm the meeting closed.