

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 9 APRIL 2024
63 MT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Acting Mayor Nathan Daniell

Members:

Councillor Kirrilee Boyd
Councillor Adrian Cheater
Councillor Pauline Gill
Councillor Chris Grant
Councillor Malcolm Herrmann
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
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
Zoë Gill	Governance and Risk Coordinator
Tracy Riddle (Kelledy Jones)	Governance Support
Rebekah Lyons	Minute Secretary
Tom Portas	Technical Support
Rebecca Shepherd	Manager Community Capacity
Jennifer Blake	Manager Communication and Events
Karen Cummings	Manager Property Services

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.

Mayor _____

23 April 2024

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3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Nil

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.

Cr Louise Pascale 5 April 2024 to 29 April 2024, approved by Council at its meeting of 26 March 2024.

Moved Cr Mark Osterstock

S/- Cr Chris Grant

102/24

- 1 That a Leave of Absence from all duties of office be granted to Cr Lucy Huxter from 9 April 2024 to 9 April 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 Kirsty Parkin

S/- Cr Chris Grant

103/24

- 1 That a Leave of Absence from all duties of office be granted to Cr Pauline Gill from 26 April 2024 to 31 May 2024.**
- 2 That any committee or panel membership currently held by Cr Pauline Gill be undertaken by the Deputy during the leave of absence.**

Carried Unanimously

Moved Cr Leith Mudge

S/- Cr Melanie Selwood

104/24

- 1 That a Leave of Absence from all duties of office be granted to Cr Mark Osterstock from 13 April 2024 to 20 April 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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3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1 Council Meeting – 26 March 2024

Moved Cr Malcolm Herrmann

S/- Cr Chris Grant

105/24

Council resolves that the minutes of the Ordinary Council meeting held on 26 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 General Conflict of Interest, Cr Melanie Selwood – Item 11.1 Australia Day Consultation

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 11.1.

5.2 General Conflict of Interest, Cr Mark Osterstock – Item 19.3 CEO Performance Review Process

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

6. PRESIDING MEMBER'S OPENING REMARKS

The Acting Mayor welcomed members of the Gallery, thanking them for attending the Council meeting to express their views and listen to the discussion.

Acting Mayor Daniell reminded Elected Members that a Council Workshop would be held immediately after the close of the Ordinary Meeting.

7. QUESTIONS ADJOURNED/LYING ON THE TABLE

7.1 Questions Adjourned

Nil

7.2 Questions Lying on the Table

Nil

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8. PETITIONS/DEPUTATIONS/PUBLIC FORUM

8.1 Petitions

8.1.1 Maintain Council decision regarding no citizenship ceremonies on 26 January

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

106/24

Council resolves:

- 1. That the petition signed by 116 signatories requesting that Adelaide Hills Council maintain its current decision to move citizenship and awards ceremonies away from January 26 be received and noted.**
- 2. 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 Mt Lofty Sports Club Scoreboard Submission – Chris Illman

8.2.2 Uraidla Reconciliation – Sebastian Geers and Deanne Hanchant-Nichols

8.3 Public Forum

Through the Presiding Member, leave of the meeting was sought and granted to extend the Public Forum to 30 minutes with a time allocation of 3 minutes per person, including questions.

Kathy Burn, Dawsley – Against Council's resolution not to hold citizenship ceremonies on 26 January.

Andrew Nolan, Lobethal - Against Council's resolution not to hold citizenship ceremonies on 26 January.

Edna Tate, Birdwood - Against Council's resolution not to hold citizenship ceremonies on 26 January.

John Tate, Birdwood - Against Council's resolution not to hold citizenship ceremonies on 26 January.

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Karen Spicer, Adelaide Hills – For Council consultation on resolution not to hold citizenship ceremonies on 26 January.

Keith Bennett, Valleys Ward - Against Council's resolution not to hold citizenship ceremonies on 26 January.

7:13pm Cr Adrian Cheater left the meeting room

7:15pm Cr Adrian Cheater returned to the meeting room

Tim Gregg, Stirling - Against Council's resolution not to hold citizenship ceremonies on 26 January.

Catherine Nitschke, Adelaide Hills – Speaking against Item 11.2, First Nations Engagement Framework.

Dylan Russell, Summertown – In support of Council's resolution not to hold citizenship ceremonies on 26 January.

Sally Francis, Mylor - In support of Council's resolution not to hold citizenship ceremonies on 26 January.

Ruth Ambler, Stirling - In support of Council's resolution not to hold citizenship ceremonies on 26 January.

9. PRESENTATIONS

Nil

10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

11.1 Australia Day Consultation – Cr Pauline Gill

Under section 75B of the *Local Government Act 1999* Cr Melanie Selwood disclosed a General (section 74) Conflict of Interest in Item 11.1 Australia Day Consultation.

- Due to public comments I have made in the past 24 hours.

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

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Moved Cr Pauline Gill
S/- Cr Malcolm Herrmann

I move:

1. That the CEO undertakes Community Consultation regarding the community's views of presenting Civic Awards on Australia Day;
2. That the Anecdotal feedback in the Officer's response be accepted, with attendance at future Australia Day events to be monitored and reported to Council each year;
3. That First Nation people are consulted in an appropriate way to seek their individual views;
4. The results of Community Consultation be reported to Council by 24th September 2024, with recommendations, if any, for consideration by Council.

The Presiding Member ruled the motion lost.

DIVISION

Cr Pauline Gill called for a division.

The Presiding Member set aside the ruling.

In the affirmative (2)
Councillors Hermann and Gill

In the negative (7)
Councillors Boyd, Cheater, Grant, Parkin, Mudge, Selwood, Osterstock

On the basis of the results of the division, the Acting Mayor declared the motion **Lost**.

8:11pm Cr Pauline Gill left the meeting and did not return.

11.2 First Nations Engagement Framework -Cr Adrian Cheater

Moved Cr Adrian Cheater
S/- Cr Melanie Selwood

I move that Council:

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1. Requests the CEO reports back to Council on the implications of Council engaging the services of an external consultant to investigate options for the Council to appropriately and respectfully engage with First Nations people and representative mechanisms; including consultation with residents who identify as First Nations, including but not limited to Kurna and Peramangk. This investigation should acknowledge and address the confines of western systems of consultation, governance and authority while forming recommendations aligned with generally accepted methodologies for First Nation representation by 30 August 2024.
2. Acknowledges First Nation people as an identified low representation of total population, influenced by historical colonial impacts leading to significant displacement, and the social and economic factors limiting the ability for many First Nation people to live on traditional country.

VARIATION

Through the Presiding Member, with the consent of the Mover and Seconder, leave of the meeting was sought and granted to remove point 2 of the motion:

I move that Council:

1. Requests the CEO reports back to Council on the implications of Council engaging the services of an external consultant to investigate options for the Council to appropriately and respectfully engage with First Nations people and representative mechanisms; including consultation with residents who identify as First Nations, including but not limited to Kurna and Peramangk. This investigation should acknowledge and address the confines of western systems of consultation, governance and authority while forming recommendations aligned with generally accepted methodologies for First Nation representation by 30 August 2024.

Lost

12. OFFICER REPORTS – DECISION ITEMS

12.1 Proposed Disposal of Council Land, Norton Summit

**Moved Cr Malcolm Herrmann
S/- Cr Leith Mudge**

107/24

Council resolves:

1. **That the report be received and noted.**

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2. The land known as Pieces 1 and 2 Filed Plan No. 257220 located off Nicholls Road, Norton Summit and contained in Certificate of Title Volume 6261 Folio 497 be declared surplus to Council's requirements.
2. To dispose of the subject land to the owner of 105 Nicholls Road, Norton Summit for the amount of \$5,000 (plus GST), subject to the owner of 105 Nicholls Road, Norton Summit paying for all costs associated with the settlement and transfer of the land including final survey fees, conveyancing fees, transfer and government changes and any other charges relating to the sale of the land.
3. That upon settlement of the land that Pieces 1 and 2 be merged with the existing Certificate of Title at 105 Nicholls Road, Norton Summit.
4. That the Chief Executive Officer and Mayor be authorised to finalise, sign, and seal (if necessary), all documentation to dispose of the above portion of land pursuant to this resolution.

Carried Unanimously

12.2 Community Energy Upgrades Fund

Moved Cr Mark Osterstock
S/- Cr Adrian Cheater

108/24

Council resolves:

1. That the report be received and noted.
2. To apply for Round 1 of the Community Energy Upgrades Fund (CEUF) for the design and installation of a Building Management System with a total estimated value of \$195,000, with funding comprising:
 - a. \$97,500 from the CEUF
 - b. \$97,500 from Council funds
3. That subject to the application being successful, include the funding in the Council's Annual Business Plan and budget for 2024-25.
4. That the Chief Executive Officer be authorised to finalise the detail of the funding proposal between now and the funding application deadline, and, if necessary, adjust aspects of the application and scope of work to ensure the project can be accommodated within the funding allocation outlined.

Carried Unanimously

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12.3 Local Roads Community Infrastructure Program (LRCIP) Phase 3 – Alternate Projects

Moved Cr Chris Grant
S/- Cr Mark Osterstock

109/24

Council resolves:

1. That the report be received and noted.
2. To withdraw Project #4 (Junction Road Stormwater, Balhannah - \$200,000) and Project #5 (ASWMSA Splash Park - \$200,000) from the Approved Works Schedule of Local Roads and Community Infrastructure Program Phase 3.
3. That the following projects be submitted as a Variation to the Phase 3 Approved Works Schedule for consideration by the program delegate as a project for completion by 30 June 2024:
 - a. CCBF Fire Scar Proactive Tree Management - \$250,000
 - b. Accelerated street furniture upgrades - \$75,000
 - c. Fidlers Hill Road sealing - \$75,000
4. That the withdrawn projects from Phase 3 be considered by Council for submission in Phase 4 of the Local Roads and Community Infrastructure Program.
5. That the Chief Executive Officer be authorised to undertake all necessary action, including entering into necessary agreements, to further the Council's resolution and that the Chief Executive Officer be authorised to submit any necessary alternative proposals to ensure the Council can receive and utilise its full LRCIP Phase 3 funding allocation by 30 June 2024.

Carried Unanimously

13. OFFICER REPORTS - INFORMATION ITEMS

Nil

14. CORRESPONDENCE FOR INFORMATION

Nil

15. QUESTIONS WITHOUT NOTICE

Nil

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16. MOTIONS WITHOUT NOTICE

Nil

17. REPORTS

17.1 Council Member Function or Activity on the Business of Council

Cr Malcolm Herrmann

- 28 March 2024 – Official opening of the refurbished Rocking Horse, Gumeracha

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

Cr Malcolm Herrmann

- 5 April 2024 – GRFMA Audit Committee, North Adelaide

17.3 CEO Report

Greg Georgopoulos expressed his appreciation and gratitude to Natalie Armstrong for her commitment and dedication during her service at Adelaide Hills Council.

MOTION WITHOUT NOTICE

Moved Cr Mark Osterstock

S/- Cr Malcolm Herrmann

110/24

Council extends its appreciation and gratitude to Natalie Armstrong for her 8 years of service and commitment to Adelaide Hills Council.

Carried Unanimously

18. REPORTS OF COMMITTEES

18.1 Council Assessment Panel

Nil

18.2 Audit Committee

Nil

18.3 CEO Performance Review Panel

Refer to confidential items

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18.4 Boundary Change Committee

Nil

19. CONFIDENTIAL ITEMS

8:48pm Tracy Riddle left the meeting room

19.1 CEO Performance Review Panel – Special Meeting 28 March 2024 – Exclusion of the Public

Moved Cr Leith Mudge
S/- Cr Chris Grant

111/24

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
- Governance and Risk Coordinator, Zoë Gill
- Director Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- Acting Director Corporate Services, Ashley Curtis
- Governance Support, Tracy Riddle, Kelledy Jones Lawyers
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 19.1: CEO Performance Review Panel – Minutes of Special Meeting 28 March 2024 in confidence.

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

Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

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19.1.1 CEO Performance Review Panel – Special Meeting 28 March 2024 – Confidential Item

Moved Cr Chris Grant

S/- Cr Kirsty Parkin

112/24

Council resolves that the confidential minutes of the CEO Performance Review Panel Special Meeting of 28 March 2024, as supplied, be received and noted.

Carried Unanimously

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19.1.2 CEO Performance Review Panel – Special Meeting 28 March 2024 – Duration of Confidentiality

**Moved Cr Chris Grant
S/- Cr Melanie Selwood**

113/24

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 19.1 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 until further order and be reviewed every twelve months.

Carried Unanimously

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19.2 CEO Setting of KPIs – Exclusion of the Public

Moved Cr Chris Grant

S/- Cr Kirilee Boyd

114/24

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
- Governance and Risk Coordinator, Zoë Gill
- Director Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- Acting Director Corporate Services, Ashley Curtis
- Governance Support, Kelledy Jones Lawyers
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 19.2: 1.CEO Performance Review Panel Report - CEO – Setting of KPIs – Exclusion of the Public 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 the Panel 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

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19.2.1 CEO Setting of KPIs – Confidential Item

Moved Cr Chris Grant
S/- Cr Kirsty Parkin

115/24

Council resolves:

- 1. That the report be received and noted.**
- 2. To endorse and adopt the CEOs KPIs in appendix 1 of the report (Appendix 1).**

Carried Unanimously

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19.3 CEO Performance Review Process 2024/25 – Exclusion of the Public

Moved Cr Malcolm Herrmann
S/- Cr Kirilee Boyd

116/24

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
- Acting Director Corporate Services, Ashley Curtis
- Governance and Risk Coordinator, Zoë Gill
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 19.3: (CEO Performance Review Panel Report – Chief Executive Officer's Performance Review 2024/25) in confidence.

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

Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Section 90(3)(b) of the *Local Government Act 1999*, information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of 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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19.3.1 CEO Performance Review Process 2024/25 – Confidential Item

Under section 75B of the *Local Government Act 1999* Cr Mark Osterstock disclosed a General (section 74) Conflict of Interest in Item 19.3 CEO Performance Review Process 2024/25.

- Kelledy Jones Lawyers are acting on my behalf regarding a private matter.

Cr Mark Osterstock advised the meeting his private interest would not result in him acting in a manner contrary to his public duty and intended to remain in the meeting when the item is discussed, and to participate in the debate and vote on the matter.

**Moved Cr Chris Grant
S/- Cr Kirsty Parkin**

117/24

Council resolves:

- 1. That the report be received and noted.**
- 2. That it is noted that the CEO Performance Review Panel assessed the quotes on a number of criteria, including:**
 - a. Price**
 - b. Responsiveness of service**
 - c. Operational knowledge of Council business**
 - d. Perceived or real conflicts of interest**
- 3. That Michael Kelledy from Kelledy Jones Lawyers be appointed as the appropriate Qualified Independent Person for the CEO Performance Review process.**

Carried Unanimously

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19.3.2 CEO Performance Review Process 2024/25 – Duration of Confidentiality

Moved Cr Malcolm Herrmann

S/- Cr Chris Grant

118/24

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) and (b) 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	28 March 2027
Related Attachments	28 March 2027
Minutes	28 March 2027
Other (presentation, documents, or similar)	28 March 2027

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

Carried Unanimously

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19.4 CEO Development Plan – Exclusion of the Public

Moved Cr Leith Mudge
S/- Cr Chris Grant

119/24

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
- Governance and Risk Coordinator, Zoë Gill
- Director Community and Development, Natalie Armstrong
- Director Environment and Infrastructure, David Waters
- Acting Director Corporate Services, Ashley Curtis
- Governance Support, Kelledy Jones Lawyers
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 19.4 (CEO Performance Review Panel report – Chief Executive Officer's Development Plan 2024) in confidence.

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

Section 90(3) (a) of the Local Government Act 1999, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

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19.4.1 CEO Development Plan – Confidential Item

**Moved Cr Kirsty Parkin
S/- Cr Chris Grant**

120/24

Council resolves:

- 1. That the report be received and noted.**
- 2. That the Chief Executive Officer's Development Plan 2024 be adopted.**

Carried Unanimously

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19.4.2 CEO Development Plan – Duration of Confidentiality

Moved Cr Chris Grant

S/- Cr Mark Osterstock

121/24

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

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	4 April 2027
Related Attachments	4 April 2027
Minutes	4 April 2027
Other (presentation, documents, or similar)	4 April 2027

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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**19.5 Appointment of the Gawler River Floodplain Management Authority Chairperson –
Exclusion of the Public**

Moved Cr Mark Osterstock
S/- Cr Kirsty Parkin

122/24

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
- Acting Director Corporate Services, Ashley Curtis
- Director Community & Development, Natalie Armstrong
- Director Environment & Infrastructure, David Waters
- Governance & Risk Coordinator, Zoe Gill
- Governance Support, Kelledy Jones Lawyers
- Minute Secretary, Rebekah Lyons
- IT Support,

be excluded from attendance at the meeting for Agenda Item 19.5: Appointment of Gawler River Floodplain Management Authority Chairperson in confidence.

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

Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

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19.5.1 Appointment of the Gawler River Floodplain Management Authority Chairperson – Confidential Item

9:05pm Tracy Riddle returned to the meeting room.

**Moved Cr Malcolm Herrmann
S/- Cr Mark Osterstock**

123/24

Council resolves:

- 1. That the report on the Gawler River Floodplain Management Authority Chairperson Appointment be received and noted.**
- 2. To endorse the recommendation of the Gawler River Floodplain Management Authority Board for the appointment of Mr Lino Di Lernia for a three-year term effective from 18 April 2024.**

Carried Unanimously

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**19.5.2 Appointment of the Gawler River Floodplain Management Authority Chairperson –
Duration of Confidentiality**

Moved Cr Mark Osterstock
S/- Cr Chris Grant

124/24

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

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	until the appointment has been confirmed
Related Attachments	until the appointment has been confirmed
Minutes	until the appointment has been confirmed
Other (presentation, documents, or similar)	N/A

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 9 APRIL 2024
63 MT BARKER ROAD STIRLING**

20. NEXT ORDINARY MEETING

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

21. CLOSE MEETING

The meeting closed at 9:07pm