

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

In Attendance:

Presiding Member: Cr Jan-Claire Wisdom

Members:

Councillor	Ward
Councillor Ron Nelson	Manoah
Councillor Ian Bailey Councillor Jan Loveday	Marble Hill
Councillor Kirrilee Boyd Councillor Nathan Daniell Councillor John Kemp	Mt Lofty
Councillor Lynton Vonow Councillor Andrew Stratford	Onkaparinga Valley
Councillor Linda Green Councillor Malcolm Herrmann	Torrens Valley

In Attendance:

Andrew Aitken	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Marc Salver	Director Development & Regulatory Services
David Waters	Director Community & Capacity
Lachlan Miller	Executive Manager Governance & Performance
David Collins	Manager Sustainable Assets
John McArthur	Manager Waste & Emergency Management
Ashley Curtis	Manager Civil Services
Dennis Rainsford	Team Leader Regulatory Services
Renee O'Connor	Sport & Recreation Planner
Steven Watson	Governance & Risk Coordinator
Sharon Leith	Sustainability Officer
Pam Williams	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.31pm.

2. OPENING STATEMENT

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

We understand that we do not inherit the land from our ancestors but borrow it from our children and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children’s ability to live on this land.”

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

3. APOLOGIES/LEAVE OF ABSENCE

3.1. Apology
Nil

3.2. Leave of Absence

Leave of the meeting was granted for the following Leave of Absence:

- Mayor Bill Spragg (14 July to 28 July 2018) approved 26 June 2018

3.3. Absent
Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1. Council Meeting – 26 June 2018

Moved Cr Malcolm Herrmann
S/- Cr Nathan Daniell

158/18

That the minutes of the ordinary meeting held on 26 June 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4.2. Special Council Meeting – 19 June 2018

Moved Cr Linda Green
S/- Cr Ron Nelson

159/18

That the minutes of the special meeting held on 19 June 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

5.1. Perceived Conflict of Interest, Cr Jan Loveday Item 12.1, By-laws

Under Section 75A of the *Local Government Act 1999* Cr Jan Loveday disclosed a Perceived Conflict of Interest in Item 12.1, By-laws, the nature of which is as follows:

- I am on the Dog & Cat Management Board

Cr Jan Loveday intends to participate in discussions and vote.

6. PRESIDING MEMBER'S OPENING REMARKS

The Acting Mayor briefed Council on the LGA Special Meeting re Rate Capping.

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

8.1.1. Skatepark near Lobethal

Moved Cr Lynton Vonow
S/- Cr Andrew Stratford

160/18

Council resolves that the petition signed by 304 signatories, requesting a skate park in the Lobethal area, be received and noted.

Carried Unanimously

8.2. Deputations

Nil

8.3. Public Forum

Tom Doherty, flooding in Woodside

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

9. PRESENTATIONS

Nil

10. QUESTIONS ON NOTICE

10.1. Historic Watering Troughs – Cr Malcolm Herrmann

Which authority owns and is responsible for the repairs and maintenance of historic watering troughs situated near 249 Torrens Valley Road Gumeracha and Mount Bera, Gorge Road Cudlee Creek?

OFFICER'S RESPONSE – David Collins, Manager Sustainable Assets

The watering troughs are located adjacent Gorge Road and Torrens Valley Road within the road reserve. Whilst the roads come under the care and control of the Department for Planning Transport and Infrastructure, the adjacent road reserve and items within the road reserve that are not associated with the traffic function of the road, fall under the care and control of Local Government.

In this instance, the water troughs are not associated with the traffic function of the road, and are the responsibility of the Council.

A search of the State Government State Heritage register and the Council Development Plan does not highlight these water troughs as heritage items. In addition, the water troughs are not on Council's asset registers.

Council subsequently has no maintenance regime in place for these assets as they currently do not have a functional purpose. A Council officer will need to arrange for a subsequent inspection to assess the condition and what, if any, maintenance is required. Given the potential age of the structures, specialist advice may be required to assess and develop a maintenance plan should Council deem that it wishes to maintain these items. Note that there is no current funding allocated in Council's Budget for this inspection or subsequent maintenance.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

10.2. Green Organic Waste – Cr Malcolm Herrmann

For the years 2016/2017 and 2017/2018:

1. How many days at each site were made available to public for Green Organic Waste drop offs?
2. For each site, how many tonnes of Green Organic Waste were received?
3. What was the budgeted amount and what was the actual expenditure?

For 2018/19:

1. What funds have been provided in the budget?
2. What Green Organic Waste Drop off days are proposed?

OFFICER'S RESPONSE – Aliza Fuller, Waste Management Coordinator

For the years 2016/2017 and 2017/2018:

1. How many days at each site were made available to public for Green Organic Waste drop offs?
2. For each site, how many tonnes of Green Organic Waste were received?
3. What was the budgeted amount and what was the actual expenditure?

2016/2017

Green Organic Drop Off Days	Number of days	Tonnes	Budgeted amount	Actual Amount
Gumeracha	8	156	\$75,000	\$74,390
Woodside	8	219		
Heathfield	14	1402		
TOTAL	30	1777		

The large tonnages of green organic material received for 2016/17 were a result of storms that occurred in late 2016 and early 2017. The tonnages of green organics received during the January/February 2017 collections were high as a direct result of the storm damage and the resident's response to clearing away debris.

2017/2018

Green Organic Drop Off Days	Number of days	Tonnes	Budgeted amount	Actual Amount
Gumeracha	8	52.5	\$65,000	\$54,675
Woodside	7	64		
Heathfield	12	379		
TOTAL	27	495		

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

For 2018/19:

1. What funds have been provided in the budget?
2. What Green Organic Waste Drop off days are proposed?

The budget for Green Organic Drop Off days for 2018/19 is \$65,000.

Planning for the green organic drop off days in 2018/2019 is still underway and therefore dates have not yet been set. It is anticipated the dates will be made public at the end of August 2018 with the first drop off days scheduled in October 2018.

It is intended that the scheduling will be similar to previous years where the days will be scheduled around the bushfire season, weather conditions and large events being held within the Council area and prior to the winter months. Collection days will be provided on weekends as well as providing weekday options for residents. Weekday options have proven to be popular during the 2017/2018 collection period and have been set in response to customer feedback.

11. MOTIONS ON NOTICE

11.1. Stormwater, Henry Street, Woodside

**Moved Cr Malcolm Herrmann
S/- Cr Ian Bailey**

161/18

I move that the CEO provide a report as part of Budget Review 1, on a request to advance proposed expenditure for "Henry Street Stormwater" scheduled for 2019/20 to 2018/19.

Carried Unanimously

7.01pm Cr Malcolm Herrmann left the Chamber

7.01pm Cr Malcolm Herrmann returned to the Chamber

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

11.2. Use of Recycled Material in Capital Works

**Moved Cr Linda Green
S/- Cr John Kemp**

162/18

I move that Council measures, and reports on, the amount of recycled material it uses in Council's Capital works programs.

1st VARIATION, with the leave of the meeting

I move that Council measures, and reports on, the amount and origin of recycled material it uses in Council's Capital works programs.

2nd VARIATION, with the leave of the meeting

I move that Council measures, and reports on, the amount and origin of recycled material it uses in Council's Capital works programs, at least annually.

Carried

11.3. Magarey Road Access

**Moved Cr Malcolm Herrmann
S/- Cr Linda Green**

163/18

That, before the commencement of the bushfire season, the CEO, in consultation with residents and the Bushfire Advisory Committee, provides a report on possibilities to improve access by fire-fighting appliances and other emergency vehicles to properties on Magarey Road, Mount Torrens.

Carried Unanimously

12. OFFICER REPORTS – DECISION ITEMS

Cr Jan Loveday declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.1, By-laws.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

12.1. By-Laws

Cimon Burke, Kelledy Jones Lawyers, was present to respond to questions from Council Members.

Moved Cr Linda Green
S/- Cr Kirrilee Boyd

164/18

1. That the report be received and noted.
2. In exercise of the powers contained in section 246 of the *Local Government Act 1999*, having satisfied the consultation requirements of the Act and having regard to the submissions received from the public, the National Competition Policy Report, the Certificates of Validity provided by the Council's legal practitioner and the comments from the Dog and Cat Management Board in relation to By-laws number 5 and 6, the majority of Council in the presence of at least two thirds of its members, hereby makes and passes the following By-laws as attached and marked as *Appendices 1 to 6* of this report.
3. That the Chief Executive officer be authorised to undertake all steps necessary to finalise the By-law review process and to give effect to the newly adopted By-laws.

Carried Unanimously

Cr Jan Loveday voted FOR the motion.

12.2. Volunteer Management Policy

7.53pm Cr Lynton Vonow left the Chamber
7.56pm Cr Lynton Vonow returned to the Chamber

Moved Cr Andrew Stratford
S/- Cr Jan Loveday

165/18

Council resolves:

1. That the report be received and noted.
2. With an effective date of 7 August 2018, to revoke the 25 August 2014 Volunteers Policy and to approve the Volunteer Management Policy as contained in Appendix 1, with a change in nomenclature to the Volunteer Engagement Policy.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

12.3. Cities Power Partnership Membership Application

Moved Cr Kirrilee Boyd 166/18
S/- Cr Ron Nelson

Council resolves:

1. That the report be received and noted
2. That Council resolves to proceed with the application for Cities Power Partnership membership and that the Mayor be authorised to sign the letter on behalf of Council.

Carried Unanimously

12.4. Road Widening - Edward Avenue, Crafers

Moved Cr Malcolm Herrmann 167/18
S/- Cr John Kemp

Council resolves:

1. That the report be received and noted
2. To purchase the area of land, being 45m², identified in red on the plan attached as Appendix 1 ("Land") from Zara Marina Parent and Guy Damien Parent for the consideration of \$9,500 (excl GST) plus all reasonable costs to vest the Land as public road.
3. That the Mayor and CEO be authorised to sign all necessary documentation to effect this resolution.

Carried Unanimously

12.5. Street Lighting Policy Review

Moved Cr Ron Nelson 168/18
S/- Cr Jan Loveday

Council resolves:

1. That the report be received and noted
2. With an effective date of 7 August 2018, to revoke the 28 July 2015 Street Lighting Policy and to adopt the 7 August 2018 Street Lighting Policy in Appendix 1.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

12.6. Flags & Tributes Policy

Moved Cr John Kemp
S/- Cr Jan Loveday

169/18

Council resolves:

1. That the report be received and noted.
2. That with an effective date of 7 August 2018 to revoke the 14 July 2015 Flags Policy and adopt the Flags Policy contained in Appendix 1.
3. That with an effective date of 7 August 2018 to revoke the 14 July 2015 Tributes for Commemorative Services Policy and adopt the Tributes for Commemorative Services Policy contained in Appendix 2.

Carried Unanimously

12.7. Review of Physical Models for Major Development Policy

Moved Cr John Kemp
S/- Cr Linda Green

170/18

Council resolves:

1. That the report be received and noted
2. With an effective date of 7 August 2018, to revoke the 14 July 2015 Policy for Provision of Physical Models or other Visual Representation Tools for Major Development Proposals which require Public Notification, and adopt the Policy for Provision of Physical Models or other Visual Representation Tools for Major Development Proposals which require Public Notification, as contained in Appendix 1 of this report.

Carried Unanimously

8.48pm With Leave of the Meeting, a short adjournment was granted.

9.02pm The meeting resumed.

9.02pm Cr Loveday left the Chamber during the adjournment, and did not return.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

12.8. Council Member Training & Development Policy

Moved Cr John Kemp
S/- Cr Linda Green

171/18

Council resolves:

- 1. That the report be received and noted**
- 2. With an effective date of 7 August 2018, to revoke the 8 September 2015 Council Member Training and Development Policy and to adopt the Council Member Training and Development Policy, as contained in Appendix 1.**

Carried Unanimously

12.9. Status Report – Council Resolutions Update

Moved Cr Malcolm Herrmann
S/- Cr Lynton Vonow

172/18

Council resolves:

- 1. The Council Action List be received and noted**
- 2. The following completed items be removed from the Action List:**

Date	Meeting	No	Heading
27/09/2016	Ordinary Council	183/16	MON Undergrounding Power in Gumeracha
28/03/2017	Ordinary Council	71/17	Celebrating 20 Years of AHC
12/12/2017	Ordinary Council	301b/17	Determination of Time and Place of Council Meetings, Workshop Sessions, Professional Development Sessions & Community Forums in 2018
20/02/2018	Audit Committee	AC18/15	Internal Audit Actions Implementation - Release of Confidentiality Order
27/02/2018	Ordinary Council	32/18	AHBTC Plan of Division & Divestment

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

27/03/2018	Ordinary Council	67/18	Revocation of Community Land - Lobethal Retirement Village
24/04/2018	Ordinary Council	93/18	Draft 2018/19 Fees & Charges
22/05/2018	Ordinary Council	108/18	Supporting Volunteers in Community Groups and Organisations
19/06/2018	Special Council	127/18	Revocation of Community Land - Lobethal Retirement Village
19/06/2018	Special Council	128/18	Corporate Planning & Reporting Framework
19/06/2018	Special Council	129/18	Gawler River Floodplain Management Authority - Northern Floodway Project
26/06/2018	Ordinary Council	137/18	Draft Annual Business Plan 2018 2019 Community Consultation Outcomes
26/06/2018	Ordinary Council	139/18	Enforcement Policy
26/06/2018	Ordinary Council	140/18	Review of Confidential Items Register
26/06/2018	Ordinary Council	141/18	CEO Performance Targets
26/06/2018	Ordinary Council	143/18	Delegations

Carried Unanimously

13. OFFICER REPORTS – INFORMATION ITEMS

13.1. Sport & Recreation Masterplans Status Report

Moved Cr Ian Bailey
S/- Cr Lynton Vonow

173/18

Council resolves that the report be received and noted.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

13.2. Sport & Recreation Strategy Progress Report

Moved Cr Ian Bailey
S/- Cr John Kemp

174/18

Council resolves that the report be received and noted.

Carried Unanimously

13.3. Climate Change Adaptation Plan Status Report

Moved Cr John Kemp
S/- Cr Linda Green

175/18

Council resolves that the report be received and noted.

Carried Unanimously

14. MISCELLANEOUS ITEMS

Nil

15. QUESTIONS WITHOUT NOTICE

Nil

16. MOTIONS WITHOUT NOTICE

Having taken into account the Guiding Principles, the Acting Mayor accepted the following Motion Without Notice.

16.1. Mobile Skate Ramp

Moved Cr Andrew Stratford
S/- Cr Malcolm Herrmann

176/18

That the Council considers placing the mobile skate ramp in Lobethal, along with any other requests, at the conclusion of its time in Birdwood.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

17. REPORTS

17.1. Council Member Activities

Cr Jan-Claire Wisdom, Acting Mayor, advised Council of a new Bridge Club in Stirling, the opening of the new Church of Epiphany Hall at Crafers, the LGA Special Meeting 13 July and the launch of the Koala Centre of Excellence.

Cr Jan-Claire Wisdom

- 29 June, Meeting with LGA re public libraries, Adelaide
- 29 June, Farewell for LGA member, Adelaide
- 29 June, Rotary Club of Stirling dinner, Stirling
- 5 July, Hills Bridge Club launch, Stirling
- 6 July, Opening of new hall at Church of the Epiphany, Crafers
- 7 July, Lions Club East Torrens lunch, Kensington
- 11 July, MLGG lunch, Hallett Cove
- 11 July, World Heritage PSG presentation, Stirling
- 13 July, launch of Koala Centre of Excellence, Adelaide Oval
- 19 July, Meals on Wheels AGM, Lobethal

Media

- 27 June, Hills Radio 88.9FM radio chat segment on Disability and employment
- 7 July, Article for Weekender Herald on 'A disability service - for those more than capable'

Cr Malcolm Herrmann

- 29 June, meeting with John Gardner MP and Richard Harvey MP, Cudlee Creek
- 12 July, Residents Association meeting, Kersbrook

Cr Kirrilee Boyd

- 16 July, Adelaide Hills Climate Action Group - Federal Candidates "Meet the Candidates Forum"

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

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

Cr Malcolm Herrmann

- 5 July, Gawler River Flood Management Authority, Gawler

Cr Jan-Claire Wisdom

- 13 June, Special Meeting Local Government Association SA (LGASA) Board, Adelaide
- 22 June, Southern and Hills LGA (SHLGA) Board meeting
- 4 July, LGA SA Special Board Meeting, Adelaide
- 13 July, LGA SA Special General Meeting, Adelaide
- 16 July, SLSA, Adelaide
- 19 July, LGA SA Board Meeting, Adelaide

17.3. CEO Report

Andrew Aitken, CEO, provided Council with a verbal Corporate Update.

- Footpath construction Lobethal, Bridgewater
- Drainage works Aldgate, Crafers, Uraidla
- System integration
- WHS Safety video
- Zone Emergency Management Committee
- Welcome to new Director Arts & Heritage Hub

18. REPORTS OF COMMITTEES

18.1. Council Assessment Panel – 11 July, 2018

Moved Cr John Kemp
S/- Cr Ian Bailey

177/18

That the minutes of the Council Assessment Panel meeting of 11 July, 2018 as distributed, be received and noted.

Carried Unanimously

18.2. Strategic Planning & Development Policy Committee

Nil

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 24 JULY 2018
63 MT BARKER ROAD STIRLING**

18.3. Audit Committee
Nil

18.4. CEO Performance Review Panel
Nil

19. CONFIDENTIAL ITEMS
Nil

20. NEXT MEETING
The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 28 August 2018 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING
The meeting closed at 9.58pm.