



## ORDINARY COUNCIL MEETING

### NOTICE OF MEETING

To: Mayor Jan-Claire Wisdom

Councillor Kirrilee Boyd
Councillor Adrian Cheater
Councillor Nathan Daniell
Councillor Pauline Gill
Councillor Chris Grant
Councillor Malcolm Herrmann
Councillor Lucy Huxter
Councillor Leith Mudge
Councillor Mark Osterstock
Councillor Kirsty Parkin
Councillor Louise Pascale
Councillor Melanie Selwood

Notice is given pursuant to the provisions under Section 83 of the *Local Government Act 1999* that the next meeting of the Council will be held on:

**Tuesday 11 April 2023**  
**6.30pm**  
**63 Mt Barker Road Stirling**

A copy of the Agenda for this meeting is supplied under Section 83 of the Act.

Meetings of the Council are open to the public and members of the community are welcome to attend. Public notice of the Agenda for this meeting is supplied under Section 84 of the Act.

A handwritten signature in blue ink, appearing to read 'David Waters', with a long horizontal flourish extending to the right.

**David Waters**  
**Chief Executive Officer**



## ORDINARY COUNCIL MEETING

**AGENDA FOR MEETING**  
**Tuesday 11 April 2023**  
**6.30pm**  
**63 Mt Barker Road Stirling**

### ORDER OF BUSINESS

**1. COMMENCEMENT**

**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.

**3. APOLOGIES/LEAVE OF ABSENCE**

- 3.1. Apology  
Apologies were received from .....
- 3.2. Leave of Absence  
Cr Kirrilee Boyd from 14 April - 25 April 2023, as approved at Council on 28 March 2023.
- 3.3. Absent

**4. MINUTES OF PREVIOUS MEETINGS**

Council Meeting – 28 March 2023  
*That the minutes of the ordinary meeting held on 28 March 2023 as supplied, be confirmed as an accurate record of the proceedings of that meeting.*

**5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL**

**6. MAYOR'S OPENING REMARKS**

**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. Sealed footpath Tolmer Road to Gale Street Woodside

1. *That the petition signed by 84 signatories requesting the sealing of the Tolmer Road Woodside footpath be received and noted.*
2. *Note that the requested works will be considered for inclusion in the Draft 2023-24 Annual Business Plan and Budget.*
3. *That the CEO advise the principal signatory of the Council's noting of the petition and of any resolutions relating to the matter.*

- 8.2. Deputations  
Nil

- 8.3. Public Forum

**9. PRESENTATIONS (by exception)**

Nil

**10. QUESTIONS ON NOTICE**

Nil

**11. MOTIONS ON NOTICE**

- 11.1. Bike Lockers for Personal Use (Cr Melanie Selwood)

1. *the CEO prepare a report for Council's consideration examining installation of bike lockers or cages for public use including:*
  - a. *key locations on council land where bike lockers or bike cages could strategically be placed, taking into consideration public transport stops and cycleways, including but not limited to;*
    - i. *Verdun Junction*
    - ii. *Woodside Main Street*
    - iii. *Balhannah Main Street*
    - iv. *Kayannie Corner (intersection of Woodside Road and Onkaparinga Valley Road)*
    - v. *Aldgate Bus Depot and/or Main Street*
    - vi. *Bridgewater Oval*
    - vii. *Steamroller Park, Stirling*
    - viii. *Uraidla Main Street*
  - b. *the initial installation cost and ongoing maintenance costs of bike lockers and cages*
  - c. *any other implications for Council resources*
2. *The report be presented to Council no later than September 2023*

11.2. Uluru Statement from the Heart and Voice Referendum (Cr Leith Mudge)

1. *Accepts the invitation of the Uluru Statement from the Heart and supports a First Nations Voice to Parliament enshrined in the Australian Constitution.*
2. *Supports a “Yes” vote in the upcoming Federal referendum.*
3. *Welcomes the passage of the First Nations Voice Bill 2023 through State Parliament and assent by Her Excellency the Governor of South Australia.*
4. *Resolves to submit an Item of Business for the Greater Adelaide Region of Council’s consideration for the Local Government Association to support the positions set out in points 1-3 of this motion.*
5. *That the Mayor writes to the Federal Member for Mayo, the State Premier and State Opposition Leader informing them of this resolution.*

11.3. Illegal Native Vegetation Clearance (Cr Nathan Daniell)

1. *Condemns the unapproved and excessive clearance of remnant native vegetation at 104 Mount Lofty Road, Crafers.*
2. *Reaffirms its unwavering commitment to protecting and restoring the Adelaide Hills natural environment.*
3. *Requests the Mayor write to the Minister for Climate, Environment and Water, Hon Dr Susan Close MP to request:*
  - a. *The Native Vegetation Act 1991 be amended to increase penalties associated with the illegal clearance of native vegetation;*
  - b. *The budget allocated to the Native Vegetation Council be increased to enable appropriate resources to be allocated to compliance and enforcement*
4. *Requests the CEO review legislative options available to strengthen Council’s compliance and enforcement efforts in preventing and addressing illegal clearance of native vegetation. That as part of this review:*
  - a. *A workshop be conducted with elected members.*
  - b. *A report be provided to Council by 30 June 2023 including options that would improve Council’s ability to ensure prevention, compliance, and enforcement, associated with the illegal clearance of native vegetation.*
5. *Requests the CEO investigate any scope for the inclusion of additional Council owned properties to be assessed for suitability to be encumbered by a Heritage Agreement for the additional protection of native vegetation on that land. That as part of this investigation:*
  - a. *A workshop be conducted with elected members (at the same time as 4(a) above).*

**12. ADMINISTRATION REPORTS – DECISION ITEMS**

12.1. Records & Information Management Policy and Procedure

1. *That the report be received and noted.*
2. *With an effective date of 26 April 2023, to revoke the 22 September 2020 'Records Information Management Policy' (Appendix 1) and to adopt the new 'Records Information Management Policy' as contained in Appendix 2.*
3. *With an effective date of 26 April 2023, to revoke the 22 September 2020 'Records & Information Management for Council Members Procedure' (Appendix 3) and to adopt the updated 'Records Information Management for Council Members Procedure' as contained in Appendix 4.*
4. *That the Chief Executive Officer, or delegate, be authorised to make any formatting, nomenclature or other minor changes to the policy and the procedure prior to the date of effect.*

12.2. Status Report – Council Resolutions Update

*Refer to Agenda*

**13. ADMINISTRATION REPORTS – INFORMATION ITEMS**

13.1. Policy Register Review

**14. QUESTIONS WITHOUT NOTICE**

**15. MOTIONS WITHOUT NOTICE**

**16. REPORTS**

16.1. Council Member Function or Activity on the Business of Council

16.2. Reports of Members/Officers as Council Representatives on External Organisations

16.3. CEO Report

**17. REPORTS OF COMMITTEES**

17.1. Council Assessment Panel  
*Nil*

17.2. Audit Committee  
*Nil*

17.3. CEO Performance Review Panel – 23 March 2023  
*That the minutes of the CEOPRP meeting held on 23 March 2023 as supplied, be received and noted.*

17.3.1. CEO Performance Review Panel Recommendations to Council

1. *That the report be received and noted.*
2. *To not conduct the 2023 Annual CEO Performance Review and Remuneration Review due to the timing of the substantive CEO recruitment process*
3. *To note that the CEO Performance Review Panel has resolved to adopt the Expanded Quarterly Performance Review & Development Process (EQPRDP).*

17.4. Boundary Change Committee  
*Nil*

**18. CONFIDENTIAL ITEMS**

- 18.1. Audit Committee Independent Member Appointment

**19. NEXT MEETING**

**Note change of date:** Wednesday 26 April 2023, 6.30pm, 63 Mt Barker Road, Stirling

**20. CLOSE MEETING**

## Council Meeting & Workshops 2023

DATE	TYPE	LOCATION	MINUTE TAKER
<b>APRIL 2023</b>			
Wed 12 April	CAP	Stirling	Karen Savage
Mon 17 April	Audit	Stirling	TBA
Tues 18 April	Professional Development	Stirling	N/A
Wed 26 April *moved from ANZAC Day	Council	Stirling	Pam Williams
<b>MAY 2023</b>			
Mon 1 May	Workshop	Woodside	N/A
Tues 9 May	Council	Stirling	Pam Williams
Wed 10 May	CAP	Stirling	Karen Savage
Mon 15 May	Audit	Stirling	TBA
Tues 16 May	Professional Development	Stirling	N/A
Tues 23 May	Council	Stirling	Pam Williams
<b>JUNE 2023</b>			
Mon 5 June	Workshop	Woodside	N/A
Tues 13 June	Council	Stirling	Pam Williams
Wed 14 June	CAP	Stirling	Karen Savage
Mon 19 June	Special Audit	Stirling	TBA
Tues 20 June	Professional Development	Stirling	N/A
Tues 27 June	Council	Stirling	Pam Williams

*Meetings are subject to change, please check agendas for times and venues. All meetings (except Council Member Professional Development) are open to the public.*

# Conflict of Interest Disclosure Form

**CONFLICTS MUST BE DECLARED VERBALLY DURING MEETINGS**

Date: \_\_\_\_\_

**Meeting Name (please tick one)**

- |                              |                          |                           |                          |
|------------------------------|--------------------------|---------------------------|--------------------------|
| Ordinary Council             | <input type="checkbox"/> | Audit Committee           | <input type="checkbox"/> |
| Special Council              | <input type="checkbox"/> | Boundary Change Committee | <input type="checkbox"/> |
| CEO Performance Review Panel | <input type="checkbox"/> | Other: _____              | <input type="checkbox"/> |

**Item No**                      **Item Name:**  
 \_\_\_\_\_

(Only one conflict of interest entry per form)

I, Mayor / Cr \_\_\_\_\_ have identified a conflict of interest as:

**GENERAL**

**MATERIAL**

**GENERAL**

In considering a General Conflict of Interest (COI), an impartial, fair-minded person might consider that the Council Member’s private interests might result in the Member acting in a manner that is contrary to their public duty.

**MATERIAL**

In considering a Material Conflict of Interest (COI), a member of a council has a material conflict of interest in a matter to be discussed at a meeting of the council if a class of persons as defined in s75(1)(a-l) in the Act would gain a benefit, or suffer a loss, (whether directly or indirectly and whether of a personal or pecuniary nature) depending on the outcome of the consideration of the matter at the meeting.

**The nature of my conflict of interest is as follows:**

(Describe the nature of the interest, including whether the interest is direct or indirect and personal or pecuniary)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**I intend to deal with my conflict of interest in the following transparent and accountable way:**

- I intend to **stay** in the meeting (please complete details below)
- I intend to **stay** in the meeting as exempt under s75A (please complete details below)
- I intend to **leave** the meeting (*mandatory if you intend to declare a Material conflict of interest*)

**The reason I intend to stay in the meeting and consider this matter is as follows:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(This section must be completed and ensure sufficient detail is recorded of the specific circumstances of your interest.)

**Office use only: Council Member voted FOR / AGAINST the motion.**



## 8. DEPUTATIONS

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*For full details, see Code of Practice for Meeting Procedures on [www.ahc.sa.gov.au](http://www.ahc.sa.gov.au)*

1. A request to make a deputation should be made by submitting a Deputation Request Form, (available on Council's website and at Service and Community Centres) to the CEO seven clear days prior to the Council meeting for inclusion in the agenda.
2. Each deputation is to be no longer than ten (10) minutes, excluding questions from Members.
3. Deputations will be limited to a maximum of two per meeting.
4. In determining whether a deputation is allowed, the following considerations will be taken into account:
  - the number of deputations that have already been granted for the meeting
  - the subject matter of the proposed deputation
  - relevance to the Council agenda nominated – and if not, relevance to the Council's powers or purpose
  - the integrity of the request (i.e. whether it is considered to be frivolous and/or vexatious)
  - the size and extent of the agenda for the particular meeting and
  - the number of times the deputee has addressed Council (either in a deputation or public forum) on the subject matter or a similar subject matter.

### 8.3 PUBLIC FORUM

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*For full details, see Code of Practice for Meeting Procedures on [www.ahc.sa.gov.au](http://www.ahc.sa.gov.au)*

1. The public may be permitted to address or ask questions of the Council on a relevant and/or timely topic.
2. The Presiding Member will determine if an answer is to be provided.
3. People wishing to speak in the public forum must advise the Presiding Member of their intention at the beginning of this section of the meeting.
4. Each presentation in the Public Forum is to be no longer than five (5) minutes (including questions), except with leave from the Council.
5. The total time allocation for the Public Forum will be ten (10) minutes, except with leave from the Council.
6. If a large number of presentations have been requested, with leave from the Council, the time allocation of five (5) minutes may be reduced.
7. Any comments that may amount to a criticism of individual Council Members or staff must not be made. As identified in the Deputation Conduct section above, the normal laws of defamation will apply to statements made during the Public Forum.
8. Members may ask questions of all persons appearing relating to the subject of their presentation.