



ORDINARY COUNCIL MEETING

NOTICE OF MEETING

To: Mayor Jan-Claire Wisdom

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| 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 13 February 2024

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 black ink, appearing to read 'GG', is written over a horizontal line.

Greg Georgopoulos
Chief Executive Officer



ORDINARY COUNCIL MEETING

AGENDA FOR MEETING
Tuesday 13 February 2024
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
- 3.3. Absent

4. MINUTES OF PREVIOUS MEETINGS

Council Meeting – 23 January 2024

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

Special Council Meeting 5 February 2024

That the minutes of the special meeting held on Monday 5 February 2024 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
- 8.2. Deputations
- 8.3. Public Forum

9. PRESENTATIONS (by exception)

- 9.1. Department for Infrastructure and Transport, Crafers Park n Ride Project Update

10. QUESTIONS ON NOTICE

Nil

11. MOTIONS ON NOTICE

- 11.1. Proposed Amendment – Mayor Seeking Legal Advice Policy – Cr Osterstock

12. ADMINISTRATION REPORTS – DECISION ITEMS

- 12.1. Adelaide Hills Woodside Memorial Swimming Centre Feasibility Study Outcomes

Council resolves:

- That the report be received and noted.*
- That Council allocates a further \$350,000 in capital funding towards the Adelaide Hills War Memorial Swimming Centre Splash Park Project in the 2024/2025 financial year, bringing the total budget available for the project to \$750,000, with the nominal funding breakdown as follows:*

| | |
|--|------------------|
| <i>Council general funding</i> | <i>\$150,000</i> |
| <i>Council from Commonwealth LRCIP Phase 3</i> | <i>\$200,000</i> |
| <i>Council from Commonwealth LRCIP Phase 4</i> | <i>\$200,000</i> |
| <i>AHWMSC Inc</i> | <i>\$200,000</i> |
| <i>TOTAL</i> | <i>\$750,000</i> |

- That the Commitment of Council's additional \$350,000 in capital funding towards the Splash Park is conditional a contribution of \$200,000 from the Adelaide Hills War Memorial Swimming Centre Committee.*

4. *That a draft standalone Asset Management Plan be prepared for the Adelaide Hills War Memorial Swimming Centre (AHWMSC).*
5. *That Council discuss the summary report findings and AHWMSC draft Asset Management Plan at a future workshop and consider allocation of additional funding in the Long Term Financial Plan review process to implement other short, medium and long term recommendations coming out of the Adelaide Hills War Memorial Swimming Centre Feasibility Study.*
6. *Note that Administration is currently processing the return of the Adelaide Hills War Memorial Swimming Centre Committee's \$200,000 funding allocation to the Splash Pad Project until a successful tenderer has been selected for the larger \$750,000 Splash Park.*

12.2. CRFF Community Halls Insurance Grant Guidelines Report

Council resolves:

1. *That the report be received and noted.*
2. *That the Council endorse the Building Insurance Grant Guidelines for Community Owned Halls as contained in Appendix 3.*
3. *That the Chief Executive Officer be authorised to make changes to the Guidelines, not affecting the substantive intent and direction, as may be required from time to time, to ensure the issuing of grants remains in line with the intent of the Community and Recreation Facilities Framework.*

12.3. Treasury Policy Report

Council resolves:

1. *That the report on the Treasury Policy be received and noted.*
2. *With an effective date of 1 March 2024, to revoke the 19 January 2020 Treasury Policy and to adopt the 13 February 2024 Treasury Policy as per Appendix 1.*
3. *That the Chief Executive Officer be authorised to make any formatting, nomenclature, or other minor changes to the Policy as per Appendix 1 prior to the date of effect.*

12.4. Debt Recovery Policy Report

Council resolves:

1. *That the report on the Debt Recovery Policy be received and noted.*
2. *With an effective date of 1 March 2024, to revoke the 19 January 2021 Debt Recovery Policy and to adopt the 13 February 2024 Debt Recovery Policy as per Appendix 1.*
3. *That the Chief Executive Officer be authorised to make any formatting, nomenclature, or other minor changes to the Policy as per Appendix 1 prior to the date of effect.*

12.5. Council Resolutions Report (February 2024)

Council resolves:

1. *That the report be received and noted.*
2. *The following completed items be removed from the Action List*

12.6. Confidential Items Review (February 2024)

Council resolves:

DECISION 1

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

DECISION 2 – Resolution 85/14 – AHRWMA

3. *Pursuant to Section 91(7) of the Local Government Act 1999, Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(i) of the Act:*
 - *The Report of 22 April 2014, Item No. 18.2.1, AHRWMA, 85/14 remain confidential until the matter is determined and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) relates to information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.*
4. *Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.*

DECISION 3 – Resolution 105/21– Multi Year Road Rally Proposal

5. *Pursuant to Section 91(7) of the Local Government Act 1999, Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(d) of the Act:*
 - *The Report of 25 May 2021, Item No. 18.1.1, Multi Year Road Rally Proposal, 105/21 remain confidential until 14 March 2024 and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) relates to commercial information of a confidential nature (not being a trade secret) the disclosure of which— (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest.*
6. *Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.*

DECISION 4 – Resolution 87/22 – Property Lobethal Road, Lenswood

7. *Pursuant to Section 91(7) of the Local Government Act 1999, Council orders that the following document(s) (or part) shall be kept confidential, being*

document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(a), (h), and (i) of the Act:

- *The Report of 26 April 2022, Item No. 11.1, Property Lobethal Road, Lenswood, 87/22 remain confidential until 14 March 2024 and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) relates to 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 a person; and information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would waive privilege to legal advice received by the Council; and information to be received, discussed or considered in relation to this*
 - *Agenda Item is information relating to actual litigation, or litigation that the council believes on reasonable grounds will take place, involving the council.*
8. *Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.*

DECISION 5 – Resolution 23/22 – South Australian Tourism Commission – Santos TDU

9. *Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter with by the Council on a confidential basis under Sections (90(2) and 90(3)(j) of Act:*
- *The Report of 14 February 2023, Item No. 9.1, South Australian Tourism Commission re Santos Tour Down Under, 23/23 remain confidential until 14 February 2024 and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part of) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and*
 - *would, on balance, be contrary to the public interest.*
10. *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.*

DECISION 6 – Resolution 104/23 – Amy Gillett Bikeway Stage 4 Agreement

11. *Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(j) of the Act:*
- *The report, related attachments, minutes and other (presentation, documents or similar) of 26 April 2023, Item No. 18.1, Amy Gillett Bikeway – Stage 4 Agreement, 104/23, unless previously released, remain confidential until this matter has concluded and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) if released could reasonably be expected to divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or*

official (not being an employee of the council, or a person engaged by the council); and

- *would, on balance, be contrary to the public interest.*
12. *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.*

DECISION 7 – Resolution 183/23 – Appointment of GRFMA Chairperson

13. *Pursuant to Section 90(2) of the Local Government Act 1999, Council orders that the following document(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(a) of the Act:*
- *The report, related attachments, minutes and/or other (presentations, documents or similar) of 27 June 2023, Item No. 18.1, Appointment of GRFMA Chairperson, 181/23, unless previously released, remain confidential until this matter has concluded and that this order be reviewed every twelve (12) months.*
 - *On the grounds that the document(s) (or part) the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
14. *Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.*

13. ADMINISTRATION REPORTS – INFORMATION ITEMS

- 13.1. Annual Investment Performance

Council resolves:

That the report on Investment Performance for 2022-2023 be received and noted.

14. CORRESPONDENCE FOR NOTING

- 14.1 *Adelaide Hills Projects for Tourism – Letter from Hon Zoe Bettison MP*

15. QUESTIONS WITHOUT NOTICE

16. MOTIONS WITHOUT NOTICE

17. REPORTS

- 17.1. Council Member Function or Activity on the Business of Council
- 17.2. Reports of Members/Officers as Council Representatives on External Organisations
- 17.3. CEO Report

18. REPORTS OF COMMITTEES

- 18.1. Council Assessment Panel
Nil

- 18.2. Audit Committee
Nil

- 18.3. Special CEO Performance Review Panel
Nil

- 18.4. Boundary Change Committee
Nil

19. CONFIDENTIAL ITEMS

- 19.1. DEFERRED – Item 19.4 Confidential Council Report – CEO Probation Review Process

20. NEXT MEETING

Tuesday 27 February 2024 6.30pm, 63 Mt Barker Road, Stirling

21. CLOSE MEETING