MINUTES OF THE MEETING OF THE BAROSSA COUNCIL
held on Tuesday 17 April 2018 commencing at 9.00am in the
Council Chambers, 43-51 Tanunda Road, Nuriootpa

1.1 WELCOME
Mayor Sloane declared the meeting open at 9.00am.

1.2 MEMBERS PRESENT
Mayor Bob Sloane, Crs Michael (Bim) Lange (Deputy Mayor), Mark Grossman, John Angas, Tony Hurn, Richard Miller, Leonie Boothby, Christopher Harms, Dave de Vries, and Margaret Harris

1.3 LEAVE OF ABSENCE
Cr Scotty Milne

1.4 APOLOGIES
Cr Michael Seager

MOVED Cr Grossman that the apology received from Cr Michael Seager be noted.
Seconded Cr Harris  CARRIED 2014-18/1355

1.5 MINUTES OF PREVIOUS COUNCIL MEETINGS

MOVED Cr de Vries that the Minutes of the Council meeting held on Tuesday 20 March 2018 at 9.00am, as circulated, be confirmed as a true and correct record of the proceedings of that meeting.
Seconded Cr Harms  CARRIED 2014-18/1356

MOVED Cr de Vries that the Minutes of the Confidential Council meeting held on Tuesday 20 March 2018 at 10.53am, as circulated, be confirmed as a true and correct record of the proceedings of that meeting.
Seconded Cr Angas  CARRIED 2014-18/1357

1.6 MATTERS ARISING FROM PREVIOUS COUNCIL MEETING
Nil

1.7 NOTICE OF MOTION
Cr Hurn spoke to his Notice of Motion.
MOVED Cr Hurn that Council having reviewed the current verge reinstatement works recently undertaken adjacent footpaths along Schilling Street and Penrice Road, Angaston, and the resulting visual appearance instruct officers to bring a report to the May meeting outlining methodology, cost and timing with a view to implement full verge reinstatement or cover affected areas with “scalps” on Schilling Street and Penrice Road similar to that undertaken along Murray Street, Tanunda.
Seconded Cr de Vries  

CARRIED 2014-18/1358

1.8 QUESTIONS ON NOTICE
Nil

2. MAYOR

2.1 MAYOR’S REPORT

MOVED Cr Hurn that the Mayor’s report be received.
Seconded Cr de Vries  

CARRIED 2014-18/1359

3. COUNCILLOR REPORTS
Nil

4. CONSENSUS AGENDA

5. ADOPTION OF CONSENSUS AGENDA

5.1 ITEMS FOR EXCLUSION FROM THE CONSENSUS AGENDA
Nil

5.2 RECEIPT OF CONSENSUS AGENDA

MOVED Cr Harms that the information items contained in the Consensus Agenda be received and that any recommendations contained therein be adopted.
Seconded Cr Hurn  

CARRIED 2014-18/1360

5.3 DEBATE OF ITEMS EXCLUDED FROM THE CONSENSUS AGENDA
Nil

6. VISITORS TO THE MEETING/ADJOURNMENT OF MEETING

6.1 VISITORS TO THE MEETING
9.30am – Presentation of Youth Grant certificates to Tate Manning, Rhys Cannizzaro, Jeremy Nobes and Koby Rosenzweig.
(Refer Minute Page 2018/122-123)

6.2 ADJOURNMENT OF COUNCIL MEETING
Nil

7. DEBATE AGENDA

7.1. MAYOR DEBATE

7.1.1 ANNUAL PERFORMANCE REVIEW OF CHIEF EXECUTIVE OFFICER (CEO)
E1200
Pursuant to S120(1) of the Local Government Act 1999 Mr Martin McCarthy disclosed a conflict of interest in the matter 7.1.1 – Annual Performance Review of Chief Executive Officer as it relates to his employment review and conditions of employment.
Mr McCarthy advised Council of the conflict of interest and left the meeting at 9.22am.

**MOVED** Cr de Vries that Council undertakes the 2018 annual review of the Chief Executive Officer’s performance and remuneration internally with the assistance of the Human Resource Advisor utilising the current internal survey tool and reporting templates and appoints Mayor Sloane, Deputy Mayor Lange and Councillors Grossman, Hurn and de Vries to the Chief Executive Officer Performance Review Committee.

**Seconded** Cr Hurn

**CARRIED**

### PURPOSE

The annual review of the Chief Executive Officer’s performance is due to commence. A committee is required to be appointed to coordinate the review in accordance with the Contract of Employment.

### REPORT

**Introduction**

The Local Government Act, along with the Chief Executive Officer’s employment contract, requires that the performance of the CEO be regularly assessed at least annually.

**Discussion**

The annual review of the CEO’s performance is now due to commence with the anniversary date being 4 June each year.

For the past four reviews Council has elected to undertake the review process utilising internal expertise and our survey tool rather than outsourcing to a management consultant. The internal process has been supported by internal Human Resource expertise.

As part of the contract of employment with the CEO the Performance Review Committee conducts the review and shall consist of the Mayor, Deputy Mayor and up to three Councillors, or, where agreed with the CEO, additional members.

The Council needs to determine if it will conduct the review internally supported by an officer as it has for the past four years or engage an independent consultant which will require further allocation of budget; the CEO needs to concur with the officer or consultant so appointed. The annual review of the CEO’s remuneration package can be included in this process but in any case must be done within one month of the performance review. I understand the CEO is happy to have both processes undertaken together by the Performance Review Committee.

If the internal process is selected by Council the process commences with a meeting of the committee with the internal support officer to review the survey questions, timeframes and other administrative matters. The process then proceeds to the finalisation of the survey and its distribution to all elected members, staff who report to the CEO and any others that the panel may identify in consultation with the CEO.

A period of two weeks is provided to return the survey. The CEO also undertakes the survey. At the conclusion of the survey the data is collated and compared to the Chief Executive Officer’s views and any areas for discussion are identified, the Panel and the CEO then discuss the results. To complete the performance assessment a report is provided by the CEO against the goals set as part of the annual review, and new targets for the following year are identified.

The conclusion of the process is to collate all the data and present a formal report to Council, normally achieved by the June meeting of Council.

As Mayor I may also provide a summary of the process and performance findings.

### ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

### COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

**Community Plan**

How We Work – Good Governance - Accountable
Legislative Requirements
Chapter 7, Part 1 Local Government Act 1999
Section 107 Local Government Act

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Requires only internal resources if undertaking internal process. There is no budget allocation for
an external review as the prior Council was satisfied with the internal process, if Council wish to
engage an external provider a budget adjustment would be necessary. An estimated cost for
such an external review would be in the order of $8,000.

COMMUNITY CONSULTATION
Consultation is not required under policy or legislative requirements.

Mr McCarthy returned to the meeting at 9.24am.

7.2 EXECUTIVE SERVICES – DEBATE

7.2.1 CHIEF EXECUTIVE OFFICER – DEBATE

7.2.1.1 QUARTERLY UPDATE OF DELEGATIONS REGISTER

B7510

Author: Governance Advisor

MOVED Cr de Vries that:

1) The Council hereby revokes delegations to the Chief Executive Officer of those
powers and functions under the Expiation of Offences Act 1996 contained in
sections 8A(4), 9(2), 9(12), 11(1), 11A(1), 12, 13(1), 13(4), 16(1), 16(6), 16(11), and 18
which are specified in an extract contained in Attachment 1 of this report.

2) In exercise of the power contained in Section 44 of the Local Government Act
1999, the Council hereby delegates to the person occupying the office of
Chief Executive Officer of the Council the powers and functions under the:

- Expiation of Offences Act 1996 at sections 8A(4), 8A(6)a, 11(1), 11A(1), 12, 16(1),
16(6), 16(11), 18 which are specified in an extract contained in Attachment 2 of this report;

- Fines Enforcement and Debt Recovery Act 2017 which are specified in an
extract contained in Attachment 2 of this report.

3) Such powers and functions may be further delegated by the Chief Executive
Officer in accordance with Sections 44 and 101 of the Local Government Act
1999 as the Chief Executive Officer sees fit and in accordance with the
relevant legislation.

4) That the Instruments of Delegation under these Acts be amended in
accordance with this resolution to take effect from 30 April 2018.

Seconded Cr Hurn

CARRIED 2014-18/1362

PURPOSE

Council is asked to delegate those amended and additional powers to the Chief Executive
Officer which are now available under the Expiation of Offences Act 1996 and the new Fines

Background

Council may only exercise those powers and functions which are conferred on it by legislation.
The ways in which Council may exercise its powers and functions are:
• when the Elected Body itself exercises the power or function at a formally constituted meeting; and
• when the legislation enables it, a power or function may be delegated pursuant to an Instrument of Delegation and exercised in the name of a delegate.

Used well, delegations greatly assist Council by enabling the Elected Body to progress with the strategic element of local government and leave the day-to-day operations and administration to the staff who have the relevant expertise and experience to deal with such matters - thus improving effectiveness and efficiency.

Introduction
The Barossa Council’s Delegations Register is reviewed each financial year in accordance with section 44(6) of the Local Government Act 1999, and by way of best practice quarterly, and amended if the Local Government Association’s Quarterly Reviews or urgent updates recommend that amended Instruments of Delegation be immediately adopted.

The review before Council today is an urgent one, on advice from the LGA which confirms that new delegations must be in place by 30 April 2018 to support a new enforcement regime for debt recovery and enforcement actions.

Discussion

Substantive provisions of the Fines Enforcement and Debt Recovery Act 2017 have the effect of renaming the ‘Fines Enforcement and Recovery Officer’ the ‘Chief Recovery Officer’ and implementing a revised regime for the enforcement and recovery of expiation fees not paid by recipients of expiation notices issued by Council and the recovery of fines and costs payable to Council by Order of a Court.

The provisions also make amendments to the Expiation of Offences Act 1996 which provide new powers for Council to deal with trifling expiation notices in certain circumstances and enable Councils to withdraw expiation notices in circumstances where the Council is of the view that the alleged offender should be excused from the offence on account of a cognitive impairment.

The commencement of these provisions will require Council to revise its delegations under the Expiation of Offences Act 1996 in accordance with the proposed changes outlined in Attachment 1 and make new delegations under the Fines Enforcement and Debt Recovery Act 2017 in accordance with the proposed changes outlined in Attachment 2 to this report.

By way of summary the following changes for the Expiation of Offences Act are:
• Section 8A(4) and (6)a – regarding the review of notices on the ground that the offence is trifling
• Section 11(1) – regarding expiation reminder notices
• Section 11A(1) – regarding expiation enforcement warning notices
• Section 12 – regarding late payment of expiation notices
• Section 16(1), (6) and (11) – regarding withdrawal of expiation notices
• Section 18 – regarding provision of information
• Deleted provisions – regarding Section 9 arrangements as to manner and time of payment
• Section 13 enforcement determinations as these will now be dealt with under the Fines Enforcement and Debt Recovery Act.

Attachment 3 is the LGA’s Table of Delegations Updates which outlines the required changes to powers and functions of its Instruments of Delegations under the Expiations of Offences Act and Fines Enforcement and Debt Recovery Act dated 1 March 2018 with advice that updates should be adopted by Council by 30 April 2018.

Summary and Conclusion
Council is now asked to approve the new and amended powers for delegation to the CEO.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Proposed amendments to Instrument of Delegation under the Expiations of Offences Act 1996

The Barossa Council 18/24090   Minutes of Council Meeting held on Tuesday 17 April 2018
COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

How We Work – Good Governance

Corporate Plan
How we work – Good Governance:
6.2 Ensure that Council’s policy and process frameworks are based on principles of sound governance and meet legislative requirements.

Legislation
Expiation of Offences Act 1996
Fines Enforcement and Debt Recovery Act 2017
Local Government Act 1999: Section 44(6)

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
There are no financial considerations.

Resource
Facilitation of these delegations to the CEO will be undertaken according to officer’s existing duties.

Risk
The risk of having ineffective or invalid delegations is minimised as the delegations being considered have been recommended by Norman Waterhouse Lawyers (which prepared the Instruments for the LGA). It is imperative that delegations are validly made as consequences of ineffective or invalid delegations include:

- the exercise of power may fail – ie the decision made may be liable to being overturned by a court
- the cost of a successful challenge to a decision made without lawful delegation will likely be borne by the Council
- where the unlawful exercise of the power has caused loss or damage the Council may be liable for such loss or damage.

COMMUNITY CONSULTATION

There is no legislative requirement to consult the community in this situation, nor, in officers’ opinions, do the particular circumstances require it as the delegations themselves are based on prescribed LGA templates where there is no option for amendment through community feedback.

For transparency, the community has access to the delegations register on Council’s website so is made aware of the powers of the CEO as delegated by the Council, and also the powers of officers as sub-delegated by the CEO.

7.2.1.2

COMPLAINTS POLICY

B1485

Author: Governance Advisor

MOVED Cr Boothby that Council receives, considers and approves the attached updated Complaints Policy.

Seconded Cr Miller

CARRIED 2014-18/1363

PURPOSE

Council is asked to receive, consider and approve the updated Complaints Policy attached to this report.

Background
Section 270 of the Local Government Act 1999 requires Council to develop and maintain policies, practices and procedures for dealing with complaints about the actions of Council, its Employees or others acting on Council’s behalf.
Council’s current Complaint Handling Policy was approved on 18 June 2013.

**Introduction**
The current Policy is impacted by the new Code of Conduct for Council Employees and accordingly must be updated.

The new Code of Conduct commenced on 2 April 2018 and deals exclusively with the regulation of Employee behaviour with respect to gifts and benefits. It also requires that any complaints regarding an Employee’s breach of the Code should be referred to the complaints policy framework established under section 270 of the Local Government Act ie Council’s Complaint Handling Policy.

While a review of this Policy was initially triggered as a result of the new Code’s requirements, officers took the opportunity to also include provisions advising Council customers that they can make a complaint about any Employee behaviour which falls short of expectations outlined in Council policy - the latter being a gap in the current Complaint Handling Policy.

An updated draft Complaints Policy is provided at **attachment 1**.

**Discussion**
The proposed Policy updates include:

- Streamlining the title of the policy from “Complaint Handling Policy” to simply “Complaints Policy”
- Addition of Council Employees behaviour in the subject matter of what can be complained about via this Policy - see clause 1 Purpose and clause 2 Scope
- Outlining the specific behavioural breaches and how they will be managed in accordance with the Human Resource Management Policy – see clause 5.

**Summary and Conclusion**
Council is now asked to approve the updated Complaints Policy.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**
Attachment 1: Draft Complaints Policy

**COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS**

How We Work – Good Governance

**Corporate Plan**
How we work – Good Governance:

6.2 Ensure that Council’s policy and process frameworks are based on principles of sound governance and meet legislative requirements.

**Legislation**
Local Government Act 1999
Local Government (General) Regulations 2013 – Schedule 2A

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Financial and Resource**
Nil

**Risk Management**
Risk is reduced by the transparency and accountability provisions of the Local Government Act 1999 and the new Code of Conduct for Council Employees (effective from 2 April 2018), which are incorporated into this draft update.

**COMMUNITY CONSULTATION**
No community consultation is required for this Policy as the content is mandated by legislation and facilitated according to internal processes.

7.2.1.3 **NEWCASTLE STREET, ANGASTON - LAND SALE – OFFER OF ASSISTANCE ANGASTON BOWLING CLUB**
B3976
MOVED Cr Hurn that Council accept the offer of $25,000 from the Angaston Bowling Club to install necessary stormwater treatments and thus realise the sale of associated land and to ensure the orderly development of the area by the successful purchaser.
Seconded Cr de Vries CARRIED 2014-18/1364

PURPOSE
Outline the current offer from Angaston Bowling Club (the “Club”) to bring to fruition stormwater treatments for the management of stormwater in and around Newcastle Street Angaston.

REPORT
Prior reports and resolutions of Council have brought the matter of Newcastle Street drainage and land sale to a solution which will deliver improved stormwater management to the general area and allow land to be developed to the benefit of the community whilst allowing the Angaston Bowling Club to realise their vision of a new facility on Valley Road.

As part of the final package of land sale and stormwater treatments Council sought a contribution from the Club. The Club has considered the matter and offered to provide $25,000 to support the necessary work. Presently the draft 2018-19 budget includes the necessary work, and it will soon be tendered out with a view to commencing as early in the new financial year as possible (weather permitting). There is a contingency allocation in the budget and the current offer along with the contingency allowance should see the implementation of the infrastructure within budget parameters (subject to final tender pricing).

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Correspondence from Angaston Bowling Club

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

- Community and Culture
- Infrastructure
- Business and Employment

2.7 Embrace place-making principles when developing community infrastructure and regulate planning and development in public spaces.
2.9 Create places where people want to live and plan for the future in a coordinated, appropriate and proactive manner.
3.1 Develop and implement sound asset management which delivers sustainable services.
5.10 Drive support of economic development through a coordinated local economic development strategy and enabling land use policy.

Legislative Requirements
Real Property Act 1886
Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Risk considerations amount to the realisation of achieving the project within acceptable financial risks which is considered low as it has been designed and costed externally and is in essence shovel ready.

COMMUNITY CONSULTATION
Council has engaged with the Club on various occasions.

VISITORS TO THE MEETING 9.32AM
Mayor Sloane presented Youth Grant Certificates to Tate Manning, Rhys Cannizzaro, Jeremy Nobes and Koby Rosenzweig who each received a Youth Grant of $200.
Tate Manning represented Athletics SA at the Australian All Schools Athletics Championships held in Adelaide in December 2017. Rhys Cannizzaro and Jeremy Nobes represented SA Country Basketball Under 18s at the Australian Country Junior Basketball Cup held in Albury in January 2018. Koby Rosenzweig represented SA Country Basketball Under 14s at the same carnival.

Mayor Sloane congratulated all the recipients on their achievements.

7.2.1.4
TALUNGA PARK AND OLD TALUNGA PARK DRAFT MASTER PLAN – OUTCOME OF COMMUNITY CONSULTATION
B7914

Author: Director, Community Projects

<table>
<thead>
<tr>
<th>MOVED Cr Lange that Council</th>
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<tbody>
<tr>
<td>(1) Receives and notes the report containing the outcome of community consultation on the Draft Concept Plan Design Report for Talunga Park and Old Talunga Park.</td>
</tr>
<tr>
<td>(2) Endorses the Draft Master Plan for Talunga Park and Old Talunga Park (ref: 18/23571) with the addition of reference to drainage requirements being added to Priority #3 for Old Talunga Park and noting that it may be subject to future amendment and budget consideration as required.</td>
</tr>
<tr>
<td>(3) Requires Officers to work with the Working Group and Architects to prioritise, phase and cost the Master Plan to provide data for The Big Project Feasibility Report and provide a future report to Council.</td>
</tr>
<tr>
<td>(4) Requires Officers to provide an update on the outcome of the consultation to people who provided written, formal feedback and where contact information has been provided.</td>
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Seconded Cr Miller

CARRIED 2014-18/1365

PURPOSE
To summarise feedback received from the community following Council’s resolution in February 2018 regarding the draft Talunga Park and Old Talunga Park Master Plan (refer Attachment 1) (the Plan) and provide recommendations for action.

REPORT

Background
At its meeting on the 20 February Council resolved that:

MOVED Cr Seager that Council:

(1) Receives, notes and endorses the draft updated Talunga Park and Old Talunga Park Master Plan (the Plan) dated February 2018 Rev C Ref: 18/9760 and Caravan Park Concept Plan Ref: 18/9816 for community consultation; noting that the Master Plans may be subject to future amendment and budget consideration as required.

(2) Endorses the draft Community Consultation Plan – Talunga Recreation Park and Old Talunga Park Master Plan Ref: 18/8816 to obtain feedback on the Plan for the period 21 February to 23 March 2018 inclusive and requires Officers to bring a further report on the outcomes of the consultation to a future Council Meeting.

(3) Thanks the Mount Pleasant Progress Association Incorporated (Mount Pleasant Inc.) for its work on the ongoing development of the draft plan and the input from other interested stakeholders.

Seconded Cr Hurn

CARRIED 2014-18/1310

The Barossa Council 18/24090 Minutes of Council Meeting held on Tuesday 17 April 2018
The community consultation process ran from the 21 February to the 23 March 2018 inclusive. The Consultation Plan was presented to Council as part of the Agenda Report on the 20 February 2018 and approved at that time. The Consultation Plan is included again for information as Attachment 2. Specific matters relevant to the consultation process are included in the Community Consultation section at the end of this report.

**Discussion**

All written submissions received as at the 23 March 2018 have been included in full within Attachment 3 with the exception of any personal addresses/contact details, which have been removed.

Where a written response, point of clarification or response to a specific question has been provided by Officers direct to the individual within the consultation period this is also included in full in the comment section alongside the related submission.

Where a response was not provided direct to the person during or subsequent to the consultation process (this may have been due to timing, resources or the submission is a statement of opinion only not raising a particular question) this is noted and an Officer comment made to that effect.

A total of 15 formal submissions were received during the consultation process.

A summary of main themes and formal feedback numbers:

<table>
<thead>
<tr>
<th>Theme</th>
<th># comments</th>
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<tbody>
<tr>
<td>Equestrian</td>
<td>8</td>
</tr>
<tr>
<td>Roads footpaths / linkages / access / entrances</td>
<td>4</td>
</tr>
<tr>
<td>Netball / Tennis courts (Old Talunga)</td>
<td>3</td>
</tr>
<tr>
<td>Caravan / camping</td>
<td>2</td>
</tr>
<tr>
<td>Drainage (Old Talunga Park)</td>
<td>2</td>
</tr>
<tr>
<td>Car parking (Old Talunga Park)</td>
<td>2</td>
</tr>
<tr>
<td>Toilets – playground (Talunga Park)</td>
<td>2</td>
</tr>
<tr>
<td>Mural</td>
<td>2</td>
</tr>
</tbody>
</table>

NB this does not equate to number of submissions as some contributors have raised multiple themes.

In addition a record of 33 informal/verbal views were expressed and recorded across the 3 public information sessions held at: the Mount Pleasant Community Dinner (25 February); the drop in open forum session (6 March 4.30 to 7.30pm) and the Mount Pleasant Show (17 March). This informal feedback is summarised in Attachment 4.

Total formal: 15
Total informal: 33 (plus approx 70 attending community dinner) = 103
Overall Total: 48 plus 70 = 118

Comment is provided on the main recurring themes from the feedback received as follows:

<table>
<thead>
<tr>
<th>1. Equestrian upgrades</th>
<th>Officer comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Equestrian investment provides great opportunity for generating use and revenue at</td>
<td>- Forum with equestrian stakeholders produced the idea of flatpack stabling as</td>
</tr>
<tr>
<td>the facility and into Mount Pleasant</td>
<td>a flexible and cost effective way of adapting existing cattle / livestock pens for</td>
</tr>
<tr>
<td>- Talunga Park is seen as a preferred equestrian venue but cost of bringing in temp</td>
<td>use by horses and ponies. Suits both requirements – permanent option is more</td>
</tr>
<tr>
<td>stabling for each event is prohibitive</td>
<td>expensive and requires additional infrastructure. Stabling identified as main</td>
</tr>
<tr>
<td>- Construction of a covered arena – encourage year round use and bring something</td>
<td>disincentive for equestrian groups using the facility</td>
</tr>
<tr>
<td>new to the region</td>
<td>- Equestrian Stakeholders Forum (May 2017) did not raise requirement for covered</td>
</tr>
<tr>
<td>- Safety considerations of access point from stabling to oval</td>
<td>/ indoor arena.</td>
</tr>
<tr>
<td>- Safety considerations of proximity of proposed skate park and possible noise</td>
<td>- Assessment of risks and construction</td>
</tr>
<tr>
<td>issues around horses</td>
<td>requirements will be covered as part</td>
</tr>
<tr>
<td>2. Linkages, access, entrances, roads and footpaths</td>
<td>Officer comments</td>
</tr>
<tr>
<td>---------------------------------------------------</td>
<td>------------------</td>
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<tr>
<td>- Roadways &amp; footpaths get very wet, muddy in winter months – safety issue and often not usable – impact on visitation / first impressions of site</td>
<td>- Large sites and internal road and footpath network gets high traffic – dusty in summer / muddy in winter. General infrastructure works (including drainage to community buildings and raising the level of the caravan park site to accommodate necessary engineering treatments) important to ensure site is clean and functional as a tourism venue.</td>
</tr>
<tr>
<td>- Improve linkages between Talunga Park and Old Talunga Park – excellent idea. Issues of private ownership of land, cost of fencing and safe access.</td>
<td>- Linkages to a potential regional cycling / wine trail may support the development of the associated infrastructure for this funding component/priority.</td>
</tr>
<tr>
<td>- Improved entrance statements – impact on visitors and needs to be relevant to people of the area</td>
<td>- Council has a strong track record of securing private arrangements for trail development.</td>
</tr>
<tr>
<td>- Links to existing main street planning – needs to be implemented.</td>
<td></td>
</tr>
<tr>
<td>- Improve walking and cycling links through the Park and between the Parks is a great idea – people keen on creating more paths around the immediate vicinity of Mount Pleasant – link to golf club.</td>
<td></td>
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</tbody>
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<table>
<thead>
<tr>
<th>3. Tennis / Netball Courts</th>
<th>Officer comments</th>
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</thead>
<tbody>
<tr>
<td>- Mount Pleasant Netball Club been recently created. Need improved courts / lighting for practice to be sustainable. Distance to other sporting facilities. Have needs of the netball club been considered in masterplan?</td>
<td>- Aware of netball club practicing at the facility. Rationale for funding lighting infrastructure when this is not yet for competition. Tennis requirements place less emphasis on lighting as court surface greatest issue for matchday use and supporting the growth of the club.</td>
</tr>
<tr>
<td>- Resurfacing of courts and improved clubroom facilities – no issue with this as a top priority for Old Talunga Park – but when will it be done, must be grants club/council can apply for such as Office of Rec and Sport. Needs to happen.</td>
<td>- Netball is referenced in the draft plan but further needs assessment required.</td>
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<tr>
<td></td>
<td>- Prioritisation of plans in overall feasibility for The Big Project required to assess where grant application/budget status sits.</td>
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<tr>
<th>4. Caravan / camping</th>
<th>Officer comments</th>
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</thead>
<tbody>
<tr>
<td>- I hope you keep the camping area – it’s such a great place to stay</td>
<td>- Opportunity for camping is retained</td>
</tr>
<tr>
<td>- Important to town as a revenue raiser. Camp kitchen seems small, primitive booking system and on site care taker, website, impact of Show on caravan park infrastructure</td>
<td>- Detailed design of caravan park needed to refine requirements and operational support model details.</td>
</tr>
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<tr>
<th>5. Drainage</th>
<th>Officer comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Issues of water flow from higher ground on Totnes House across Old Talunga Park – ongoing problems unless addressed.</td>
<td>- Links to item #2 above. Surface water drainage across both sites problematic and detailed design required to fully assess treatments.</td>
</tr>
</tbody>
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<tr>
<th>6. Car Parking (Old Talunga Park)</th>
<th>Officer comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Flagged by tennis as problematic during busiest periods particularly</td>
<td></td>
</tr>
</tbody>
</table>
Is it an issue that warrants the expense / priority – not aware of incidents having taken place.

due to ad hoc nature of parking practices.
- Assess ongoing impact of opening of MP Men’s Shed. Further data required.

7. Toilets – playground Talunga Park
- Necessary to position additional toilet on Springton side of playground and areas to encourage families to visit and stay.
- Links to poorly positioned entrance gate to playground
- I cannot stress enough that it is essential toilets are placed near the new play area.

Officer comments
- Not raised as an issue during master plan development.
- Closest toilet is up at the pavilion building 50-75m away.

The following modifications have been made to the plan as a result of the feedback received:

<table>
<thead>
<tr>
<th>Talunga Park</th>
<th>Item marked “Cattle Shed”</th>
<th>Changed to “Show Hall”</th>
</tr>
</thead>
<tbody>
<tr>
<td>Old Talunga Park</td>
<td>Priority 1 – Tennis Courts</td>
<td>Reword – “Continue to replace / repair the remaining tennis courts and consider upgrades to lighting to promote and increase use into the future and support the reintroduction of other sports such as netball onto the site.”</td>
</tr>
</tbody>
</table>

Conclusion
At this stage the Master Plan is intentionally conceptual and a basis to get general input to assess what features and approaches are acceptable or not to the broader community before detailed design and feasibility is undertaken.

The community consultation process received strong interest at the Mount Pleasant Show and Community Dinner. The community was pleased to see Old Talunga Park incorporated into the updated plan.

The overall context of The Big Project was understood and from the verbal feedback received, consistently supported.

The prioritisation of the improvements to the caravan park and the opportunity presented by increased attraction of equestrian focused events and use was also supported. The reduced participation at a local level in AFL was a source of anecdotal regret and disappointment but also acknowledged.

There was significant enthusiasm from the broader tourism; local and regional economic development opportunities presented by improved cycle and walking trail infrastructure linking through the 2 parks if this can eventuate and provide access through Mount Pleasant towards the Warren, Williamstown and the wider Barossa Region.

Modification to Priority #3 of the Old Talunga Park plan to include reference to drainage requirements is recommended (Already included as a priority for Talunga Park – reference Priority #3).

Recommendations
1. The draft Master Plan is adopted with addition of reference to drainage requirements in Priority #3 for Old Talunga Park.
2. Engagement with stakeholders continues.
3. The plan is prioritised, phased and costed to provide data for The Big Project.
   Feasibility Report and Business Case.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1 Talunga Park and Old Talunga Park Masterplan (February 2018 Rev: B PO717 NTS) (Ref: 18/23571)
The Barossa Council 18/24090    Minutes of Council Meeting held on Tuesday 17 April 2018

Attachment 2 Community Consultation Plan – Talunga Park and Old Talunga Park (Ref: 18/8816)
Attachment 3 Summary of Verbatim Formal Submissions Record (Ref: 18/14112)
Attachment 4 Informal Submission Record (Ref: 18/23486)

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

- Natural Environment and Built Heritage
- Community and Culture
- Infrastructure
- Health and Wellbeing
- How We Work – Good Governance

Corporate Plan

1.2 Work toward developing township, streetscapes, entrances and open spaces that are attractive, welcoming and maintained to an agreed level of service
2.6 Provide, promote and support community arts and cultural events, programs, attractions and services.
3.1 Provide regional and local walking and cycling connections between open spaces.
3.2 Ensure Council’s parks, gardens and playgrounds are accessible, relevant and safe and maintained to an agreed level of service.
3.3 Ensure Council’s sporting, recreational and leisure grounds and playing areas and associated programs meet the current need of the community to an agreed level of service.
3.9 Ensure Council facilities and assets are accessible, safe and maintained to an agreed level of service.
3.11 Advocate for the allocation of State and Federal funding to maintain and invest in infrastructure within our region.
4.1 Deliver and promote health and wellbeing initiatives in line with the Public Health Plan
6.4 Ensure that decisions regarding expenditure of Council’s budget are based on an assessment of whole of life cost, risks associated with the activity and advice contained within supporting plans.

Legislative Requirements
Local Government Act 1999
Development Act 1993

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
The concept Master Plan is the first stage in developing a prioritised, phased and costed feasibility plan for Talunga Park and Old Talunga Park as part of The Big Project.

Resource
The project has dedicated Project management resource with input from other officers as required. No current resource comments.

Risk Management
Council undertakes community consultation in accordance with legislative and Public Consultation Policy requirements and within available resources with the objective of obtaining the views of the broader community to support and inform decision making processes. This assists with the management of risks associated with the development of community assets that serve a wide range of different interest groups in the community.

A strategic, corporate risk assessment for The Big Project is relevant to the conceptual planning for each component of that project (Trim Ref: 16/77724). If the Talunga Park and Old Talunga Park master plan progresses to detailed feasibility planning, specific risk management assessments will be included in the Project Scope to underpin the development process.
An ongoing approach that builds confidence and trust that the views of the broader community, residents adjacent the Park and general public realm preservation outcomes are taken account of will sustain support for the initiative.

Others in the community want to see progress and delivery of the concept.

**COMMUNITY CONSULTATION**

Officers implemented in full the approved Talunga Park and Old Talunga Park Community Consultation Plan (Ref: 18/8816, refer Attachment 2).

### 7.2.1.5

**MURRAY RECREATION PARK, EDEN VALLEY DRAFT MASTER PLAN – OUTCOME OF
COMMUNITY CONSULTATION**

**B7915**

Author: Director, Community Projects

**MOVED** Cr de Vries that Council:


2. Endorses the Draft Master Plan for Murray Recreation Park (ref: 18/9936) noting that it may be subject to future amendment and budget consideration as required.

3. Requires Officers to work with the Working Group and Architects to prioritise, phase and cost the Master Plan to provide data for The Big Project Feasibility Report and provide a future report to Council.

4. Requires Offices to provide an update on the outcome of the consultation to People who provided written, formal feedback and where contact information has been provided.

**Seconded** Cr Harms

**CARRIED 2014-18/1366**

**PURPOSE**

To summarise feedback received from the community following Council’s resolution in February 2018 regarding the draft Murray Recreation Park Master Plan (refer attachment 1) (the Plan) and provide recommendations for action.

**REPORT**

**Background**

At its meeting on the 20 February 2018 Council resolved that:

**MOVED** Cr Seager that Council:

1. Receives, notes and endorses the draft Murray Recreation Park Master Plan (the Plan) dated 9 February 2018 ref: 18/9936 for community consultation noting that the Master Plan may be subject to future amendment and budget consideration as required.

2. Endorses the Community Consultation Plan – Murray Recreation Park Master Plan (Ref: 18/9668) to obtain feedback on the Plan for the period 21 February to 23 March inclusive and requires Officers to bring a further report on the outcome of the consultation to a future Council Meeting.

3. Thanks the Murray Recreation Park Volunteer Group for its work on the ongoing development of the draft Plan.

**Seconded** Cr Lange

**CARRIED 2014-18/1314**

The community consultation process ran from the 21 February to the 23 March 2018 inclusive.

The Consultation Plan was presented to Council as part of the Agenda Report on the 20 February 2018 and approved at that time. The Consultation Plan is included again for information as
Attachment 2. Specific matters relevant to the consultation process are included in the Community Consultation section at the end of this report.

Discussion
All written submissions received as at the 23 March 2018 have been included in full within Attachment 3 with the exception of any personal addresses/contact details, which have been removed.

Where a written response, point of clarification or response to a specific question has been provided by Officers direct to the individual within the consultation period this is also included in full in the comment section alongside the related submission.
Where a response was not provided direct to the person during or subsequent to the consultation process (this may have been due to timing, resources or the submission is a statement of opinion only not raising a particular question) this is noted and an Officer comment made to that effect.

A total of 2 formal submissions were received during the consultation process.

A summary of main themes and formal feedback numbers:

<table>
<thead>
<tr>
<th>Theme</th>
<th># comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Consideration of equestrian users</td>
<td>1</td>
</tr>
<tr>
<td>Irrigation of oval</td>
<td>1</td>
</tr>
</tbody>
</table>

In addition a record of 15 informal/verbal views were expressed and recorded across the public information sessions held at: the drop in open forum session (13 March 4.30 to 7.30pm) and the Mount Pleasant Show (17 March). This informal feedback is summarised in Attachment 4 and with the main theme arising being support for the development of a nature play environment as a means of attracting local families and as a stop off point for people travelling through the region. Working Group believe this is highly complementary to the work they are doing to introduce interpretative street art/sculptures along the roadside through the township.

Total formal: 2
Total informal: 15
Overall Total: 17

Comment is provided on the main recurring themes from the feedback received as follows:

### 1. Equestrian Uses
- Ensure equestrian uses including parking of floats and use of trails for equestrian purposes is considered for this facility

#### Officer Comments
- Noted. Consideration of interaction between horses, floats and users of the park and oval users in what is a more constrained site than Talunga Park. Space down at the informal camping overspill area but again risk issues to be taken into account during busier periods in the summer months. Use as park and ride point for horse floats is an option.

### 2. Irrigation of Oval
- Why is only half the oval being irrigated?

#### Officer Comments:
- Cost and sustainability consideration based on the level of use of the oval. Currently cricket club volunteer is hand watering the oval in an area surrounding the wicket. No guarantee this will continue if the volunteer is not able to do it.
- Plan incorporates automatic irrigation for a similar sized section of the oval – subject to review as part of the detailed planning process to determine extent of the scaled approach.
- Cricket club has found it challenging to sustain membership/players in recent years but has experienced more interest...
in the last 12 month period. Future needs/requirements to be kept under review to determine level of service warranted.

**Conclusion**

At this stage the Master Plan is intentionally conceptual and a basis to get general input to assess what features and approaches are acceptable or not to the broader community before detailed design and feasibility is undertaken.

With the limited formal feedback received, reliance on discussions with the Working Group and the conversations with residents at the informal drop in session at Eden Valley Institute on the 13 March are also worthy of note. There was a high degree of agreement to what the Plan provides and the features identified most specifically:

- The use of the natural environment of the Park to generate extra visitors to a creative nature play area across the creek and provide a better attraction for resident families.
- Building on the venue as a popular location for caravan and camping (including the more informal, unpowered options to the south of the oval).
- Generating a community focused, relaxed and informal atmosphere for visitors wanting to experience a simple and natural environment. Inclusion of the fire pit and communal areas seen as providing something more unique to Murray Recreation Park.
- Managing traffic interface between visitors and cricketers during the busies summer months achieved by creating a secondary entrance for cricket and taking that traffic away from the main visitor entrance/access/circulation areas.
- Opportunity to generate additional revenue from the extended, informal camping area to the south of the oval (already in use but relatively ad hoc).
- Opportunity to link the visual appeal of the park to the street/public art sculptures to be funded in Eden Valley as a separate approved funding initiative.

**Recommendations**

1. The draft Master Plan is adopted.
2. Engagement with stakeholders continues through any future detailed design phase.
3. The plan is prioritised, phased and costed to provide data for The Big Project. Feasibility Report and Business Case.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

<table>
<thead>
<tr>
<th>Attachment</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Attachment 1</td>
<td>Murray Recreation Park Master plan (Ref: 18/9936)</td>
</tr>
<tr>
<td>Attachment 2</td>
<td>Community Consultation Plan – Murray Recreation Park Ref: 18/9668</td>
</tr>
<tr>
<td>Attachment 3</td>
<td>Summary of Verbatim Formal Submissions Record (Ref: 18/14113)</td>
</tr>
<tr>
<td>Attachment 4</td>
<td>Informal Submission Record (Ref: 18/23609)</td>
</tr>
</tbody>
</table>

**COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS**

**Community Plan**

- Natural Environment and Built Heritage
- Community and Culture
- Infrastructure
- Health and Wellbeing
- How We Work – Good Governance

**Corporate Plan**

1.2 Work toward developing township, streetscapes, entrances and open spaces that are attractive, welcoming and maintained to an agreed level of service
2.6 Provide, promote and support community arts and cultural events, programs, attractions and services.

3.1 Provide regional and local walking and cycling connections between open spaces.

3.2 Ensure Council’s parks, gardens and playgrounds are accessible, relevant and safe and maintained to an agreed level of service.

3.3 Ensure Council’s sporting, recreational and leisure grounds and playing areas and associated programs meet the current need of the community to an agreed level of service.

3.9 Ensure Council facilities and assets are accessible, safe and maintained to an agreed level of service.

3.11 Advocate for the allocation of State and Federal funding to maintain and invest in infrastructure within our region.

4.1 Deliver and promote health and wellbeing initiatives in line with the Public Health Plan

6.4 Ensure that decisions regarding expenditure of Council’s budget are based on an assessment of whole of life cost, risks associated with the activity and advice contained within supporting plans.

**Legislative Requirements**

Local Government Act 1999
Development Act 1993

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**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Financial**
The concept Master Plan is the first stage in developing a prioritised, phased and costed feasibility plan for Murray Recreation Park as part of The Big Project.

**Resource**
The project has dedicated Project management resource with input from other officers as required. No current resource comments.

**Risk Management**
Council undertakes community consultation in accordance with legislative and Public Consultation Policy requirements and within available resources with the objective of obtaining the views of the broader community to support and inform decision making processes. This assists with the management of risks associated with the development of community assets that serve a wide range of different interest groups in the community.

A strategic, corporate risk assessment for The Big Project is relevant to the conceptual planning for each component of that project (Trim Ref: 16/77724). If the Murray Recreation Park master plan progresses to detailed feasibility planning and implementation, specific risk management assessments will be included in the Project Scope to underpin the development process.

**COMMUNITY CONSULTATION**
Officers implemented in full the approved Murray Recreation Park Community Consultation Plan (Ref: 18/9668, refer Attachment 2).

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**7.3 CORPORATE AND COMMUNITY SERVICES - DEBATE**

**7.3.1 ACTING DIRECTOR CORPORATE AND COMMUNITY SERVICES - DEBATE**

**7.3.1.1 ANGASTON RAILWAY PRECINCT UPGRADE PROJECT – TERMS OF REFERENCE AND PROJECT SCOPE DOCUMENTS**
B6403 18/22411

**MOVED** Cr de Vries that Council

(1) Approves the Draft Terms of Reference of the Angaston Railway Precinct – Station Building Restoration Working Group (HP Content Ref: 18/18517).

(3) Approves the Draft Project Scope for the Angaston Railway Precinct – Station Building Restoration sub-project (HP Content Ref: 18/17407).

(4) Approves the Draft Project Scope for the Angaston Railway Precinct – Playground, Open Space and Civil Works sub-project (HP Content Ref: 18/18542).

Seconded Cr Lange

CARRIED 2014-18/1367

PURPOSE
To provide Council with the draft Terms of Reference and project scope documents in respect of the project Working Groups for consideration.

REPORT

Background and Introduction
Council has been successful in securing grant funding as well as contributing funds towards a $2.3 million upgrade of the Angaston Railway Precinct.

Discussion
There are two distinct sub-projects identified to implement the upgrade, one for the Railway building restoration and the other for the Playground, open space and civil works. To guide, provide governance and drive the implementation of the approved Masterplan, there are also two working groups matching the sub-projects comprising of an Elected Member, Council officers and community representation from the Angaston Railway Precinct Reference Group. Terms of Reference documents that define the role and responsibility of the Working Groups are presented to Council for approval.

1. Angaston Railway Precinct – Station Building Restoration Working Group – Terms of Reference (Attachment 1)

Project scope documents for each sub-project have also been drafted highlighting the high level activity and milestones. More detailed project plans will be kept as the project progresses:

1. Angaston Railway Precinct – Station Building Restoration sub-project Project Scope (Attachment 3)
2. Angaston Railway Precinct – Playground, Open Space and Civil Works sub-project Project Scope (Attachment 4)

Further project activity updates will be included in The Big Project quarterly update report.

Summary and Conclusion
To ensure good governance for a significant community project, the two working groups have been formed. High level project objectives and timelines are documented in the Project Scopes. Council’s support via approval of Terms of Reference and Project Scope documents is requested.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1 Angaston Railway Precinct – Station Building Restoration Working Group – Terms of Reference
Attachment 2 Angaston Railway Precinct – Playground, Open Space and Civil Works Working Group Terms of Reference
Attachment 3 Angaston Railway Precinct – Station Building Restoration sub-project Project Scope
Attachment 4 Angaston Railway Precinct – Playground, Open Space and Civil Works sub-project Project Scope

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

Natural Environment and Built Heritage
Community and Culture - 2.1, 2.3, 2.9.

Infrastructure - 3.6

Health and Wellbeing - 4.2, 4.6

How We Work – Good Governance

Corporate Plan
1.2 work toward developing township, streetscapes, entrances and open spaces that are attractive, welcoming and maintained to an agreed level of service.

2.6 Provide, promote and support community arts and cultural events, programs, attractions and services.

3.1 provide regional and local walking and cycling connections between open spaces.

3.2 ensure Council’s parks, gardens and playgrounds are accessible, relevant and safe and maintained to an agreed level of service.

3.3 Ensure Council’s sporting, recreational and leisure grounds and playing areas and associated programs meet the current need of the community to an agreed level of service.

3.9 Ensure Council facilities and assets are accessible, safe and maintained to an agreed level of service.

3.11 advocate for the allocation of State and Federal funding to maintain and invest in infrastructure within our region.

4.1 Deliver and promote health and wellbeing initiatives in line with the Public Health Plan.

6.4 Ensure that decisions regarding expenditure of Council’s budget are based on an assessment of whole of life cost, risks associated with the activity and advice contained within supporting plans.

Legislative Requirements
Local Government Act 1999
Development Act 1993

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial Management Considerations
The Working Groups will not have any financial delegation. All project delegations will be responsibility of officers.

Resource Considerations
Officers, elected members and community representatives assigned to the Working Groups as defined in the Terms of Reference for each group.

Risk Management Considerations
The governance provided by the Working Groups are a risk mitigation strategy for the success of project delivery on time and in budget.

COMMUNITY CONSULTATION

Community consultation was undertaken on the masterplan during the adoption process completed by Council.

There is community representation on the Working Groups.

A communication strategy will been developed to keep the community updated on the progress of the implementation.

7.3.1.2
B1674
MOVED Cr Angas that Council adopts the proposed fees and charges for admission to The Rex Barossa Aquatic and Fitness Centre, the Nuriootpa War Memorial Swimming Pool and the Williamstown Swimming Pool for the 2018/2019 Financial Year.
Seconded Cr Hurn CARRIED 2014-18/1368

PURPOSE
Council to consider the fees and charges for admission to The Rex Barossa Aquatic and Fitness Centre, the Nuriootpa War Memorial Swimming Pool and the Williamstown Swimming Pool for the 2018/2019 Financial Year.

REPORT
A table of the proposed fees and charges for 2018/19 is attached after some benchmarking reviewed for local providers.

Changes to note are:
- Swimming Lesson fees to increase by 50c from $16.00 to $16.50 for the 1st and 2nd child and $14.85 for the 3rd child
- Added a concession price for 15 visit pool passes at $79.50
- Added an option for 10 visit pool passes with adult ($63.00) and concession ($53.00) prices
- Badminton from $5.00 to $5.50 which includes a coffee

Also included are stadium and pool hire fees.
Nuriootpa Pool and Williamstown Pool entry fees have stayed the same, as they are both well placed in the market on pricing.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Proposed Fees and Charges 2017/18 (HP Content Ref: 18/22715)


COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Financial and Resource and Risk Management Considerations
Financial
To ensure that Council is able to recover its costs in relation to user paid services provided to the community.

COMMUNITY CONSULTATION
Once the fees and charges are adopted by Council, they will be updated and available for the Community to access on Council and the Rex websites.

7.3.2 Finances - Debate

7.3.2.1 Monthly Finance Report (As at 31 March 2018)

Author: Senior Accountant
MOVED Cr Hurn that the Monthly Finance Report as at 31 March 2018 be received and noted.
Seconded Cr de Vries

PURPOSE
The Uniform Presentation of Finances report provides information as to the financial position of Council, including notes on material financial trends and transactions.

REPORT
Discussion
The Monthly Finance Report (as at 31 March 2018) is attached. The report has been prepared comparing actuals to the Original adopted 2017/18 Budget and incorporating the adopted Revised Budgets for September and December.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Monthly Finance Report 31 March 2018
Policy
Budget & Business Plan and Review Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Corporate Plan
How We Work – Good Governance

6.2 Ensure that Council’s policy and process frameworks are based on principles of sound governance and meet legislative requirements.
6.3 Align operational strategy to strategic objectives and measure organisational performance to demonstrate progress towards achieving our goals.
6.4 Ensure that decisions regarding expenditure of Council’s budget are based on an assessment of whole of life costs, risks associated with the activity and advice contained within supporting plans.
6.9 Provide access to Council’s plans, policies and processes and communicate with the community in plain English.
6.16 Provide contemporary internal administrative and business support services in accordance with mandated legislative standards and good practice principles.

Legislative Requirements
Local Government (Financial Management) Regulations 2011 - Reg 9(1)(b)
LGA Information paper no. 25 – Monitoring Council Budget Performance

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Financial
To enable Council to make effective and strategic financial decisions, a regular up to date high level financial report is provided.

COMMUNITY CONSULTATION
Community Consultation was part of the original budget adoption process in June 2017, as per legislation. This report is advising Council of the monthly finance position compared to that budget.

7.3.3 MANAGER COMMUNITY AND CULTURE

7.3.3.1 DISABILITY ACCESS AND INCLUSION PLAN
B3253
The Barossa Council 18/24090    Minutes of Council Meeting held on Tuesday 17 April 2018

Author: Collaborative Project Officer

MOVED Cr de Vries that:

(1) Council approves the final Barossa, Light and Lower North Regional Disability Access and Inclusion Plan.

(2) Council approves that the draft of The Barossa Council Disability Access and Inclusion Action Plan be released for public consultation.

(3) Officers to submit a further report to Council should any submissions be received.

(4) Should no submissions be received from the public by the conclusion of the public consultation period, Council approves the final draft of The Barossa Council Disability Access and Inclusion Action Plan.

Seconded Cr Angas  CARRIED 2014-18/1370

PURPOSE
This report seeks Council approval of the final regional Barossa, Light and Lower North Regional Disability Access and Inclusion Plan (Attachment 1) and endorsement to release the draft of The Barossa Council Disability Access and Inclusion Action Plan (Attachment 2) (which is part two of the Barossa, Light and Lower North Regional Disability Access and Inclusion Plan) for public consultation during April-May 2018 in accordance with Council’s Public Consultation Policy.

REPORT

Background
This report addresses the Resolution by Council on 19 December 2017 (2014-18/1279):

MOVED Cr Seager that Council:

(1) Approves that the draft Barossa, Light and Lower North Regional Disability Access and Inclusion Plan be released for public consultation during January and February 2018.

(1) Requires the draft The Barossa Council Action Plan be presented to a future Council meeting for consideration.

(2) Requires the final draft of the Disability Access and Inclusion Plan and Action Plan be presented to a future Council meeting for consideration.

Seconded Cr Harris  CARRIED 2014-18/1279

As reported in the 19 December 2017 report to Council, the development of the Barossa, Light and Lower North Regional Disability Access and Inclusion Plan (the Regional Plan) was initiated through the Barossa, Light and Lower Northern Region Public Health and Wellbeing Plan.

The report also described the regional process of developing the Regional Plan that commenced in 2015 and led to the final draft that was released for public consultation by each Council late 2017 and early 2018. The draft is now ready for final endorsement by each Council.

In addition to the Regional Plan, each Council also developed a detailed action plan relevant to each specific local government area. The draft Barossa Council Action Plan (Action Plan) is now ready for public consultation.

Discussion
Regional Plan
Access for people with a disability is a legislative requirement under the National Disability Discrimination Act 1992 (the Act). The Act makes it unlawful to discriminate against a person with a disability. Whilst the Act does not specifically require Council to develop a Disability Access and Inclusion Plan (DAIP), there are significant benefits of having an action plan in place, as it provides a vehicle to address legislative requirements under Section 61 of the Act, whilst also supporting The Barossa Council’s Community Plan.

At a State Government level, the preparation of a DAIP is also voluntary; however, a new Disability Inclusion Act will require by law that each council prepares a DAIP. Through developing the Regional Plan, the region is well prepared for the new legislation which aims to promote the
inclusion of South Australians with a disability in the community, improve access to services, support their rights and assist them to reach their potential as equal citizens.

The Regional Plan went out for public consultation in each Council area at different times during late 2017 and early 2018. Minimal feedback was received overall. No feedback was forthcoming from The Barossa Council area. At a final meeting of the Regional DAIP Project Team it was agreed that instead of including each Council’s Action Plan as part of the Regional DAIP, they would each be a separate document. The necessary amendments to the Regional DAIP were made to accommodate this.

The document is now ready for final endorsement by each Council, after which it will be lodged with the Australian Human Rights Commission by consultancy firm EnvironArc Pty Ltd as per the contractual arrangement with the four Councils. This will voluntarily fulfill the requirements of section 67 of the Disability Discrimination Act 1992 and add the Regional DAIP to the Register of Disability Discrimination Action Plans.

Action Plan

The Action Plan embraces the Community Plan’s value of “A commitment to our community, embracing a culture of mutual respect, inclusion, safety and security”. It supports a number of strategies identified under the five themes of the Community Plan and will provide a range of actions and deliverables across the five functional areas of Council.


1) Abilities, not disabilities
2) Fundamental rights for all
3) Genuine dialogue and participation
4) Improving access and inclusion for all
5) Prudent utilisation of resources
6) The benefits of working across sectors
7) Universal design
8) Prudent utilisation of resources
9) The benefits of working across sectors
10) Universal design

Importantly, the Action Plan will seek and encourage focus on opportunities to implement deliverables within existing budget allocations, new initiatives and grant funding. The recent upgrading of the 24/7 access door at the Rex is an example of principle four and demonstrates that achieving access and inclusion need not be costly, but rather requires an ‘inclusive lens’ be applied to all Council activities.

The Action Plan has been developed with feedback from Council’s Corporate Management Team and Organisational Management Group. Notably it has also been reviewed by the recently formed Disability Action and Inclusion Advisory Group (established as per the Council resolution on 17 October 2017), comprised of:

- People with disability
- Carers
- Local disability service providers
- The Local Area Coordinator (LAC) responsible for delivering the NDIS in the region
- Council staff

The Action Plan identifies a number of opportunities for input from the Advisory Group who, through their lived experience of disability, are well placed to apply that inclusive lens. The Advisory Group is also keen to be involved in facilitating community response to the Action Plan during the public consultation period.

Conclusion

Finalisation of the Regional Plan to address disability access and inclusion issues demonstrates Council’s commitment to working collaboratively with its neighbours through building on the work of the Barossa Light and Lower North Regional Public Health and Wellbeing Plan.
The Barossa Council Action Plan will complement the Regional Plan and will provide the vehicle through which Council can fulfil legislative requirements whilst demonstrating values of the Community Plan that acknowledges that disability is a natural part of human diversity and that people with disability are to be included in all aspects of life.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

Attachment 1: Final Draft Barossa, Light and Lower North Regional Disability Access and Inclusion Plan

**COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS**

**Community Plan**
The Regional DAIP, will have an impact on all themes within the Community Plan as a Whole of Council approach will need to be adopted for it to be effective.

- Natural Environment and Built Heritage
- Community and Culture
- Infrastructure
- Health and Wellbeing
- Business and Employment
- How We Work – Good Governance

**Corporate Plan**
2.3 Contribute to creating strong and sustainable community networks
3.7 Ensure infrastructure meets the needs of people with and provides for all abilities access.
4.2 Create opportunities for people of all ages and ability to participate in the community.
4.5 Advocate for and encourage services and resources that ensure equity and support for disadvantaged, disabled and at risk members of the community.

**Legislative Requirements**
Disability Discrimination Act 1992
Disability Inclusion Bill
Local Government Act 1999

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**
As approved by Council on 17 October 2017, the Disability Access Review Committee (DARC) reserve fund of $15,222 was to be renamed DAIP Funds and be made available to the new Disability Access & Inclusion Advisory Group to be used for the implementation of the Regional Disability Access and Inclusion Plan until they are exhausted. Any future expenditure for the plan’s implementation will be progressed through the normal new initiative budget process.

**COMMUNITY CONSULTATION**
To date the consultation process has involved:
- Seeking feedback and input from Council’s Corporate Management Team and Organisational Management Group
- Seeking feedback from the Disability Access & Inclusion Advisory Group.

Once the Action Plan is approved for public consultation this will involve the following in line with Councils Public Consultation Policy:
- Advert in local paper
- Promotion on Council’s website
- Promotion via social media
The Barossa Council 18/24090    Minutes of Council Meeting held on Tuesday 17 April 2018

- Direct communication to the Barossa Community Services Network, White Dog Mental Health Group, the NDIS Local Area Coordinator, sporting clubs, service clubs, Seniors Collaborative Action Project, community organisations, youth and volunteer networks.
- Direct communication to groups and individuals that participated in the DAIP survey and/or community workshops.
- Direct communication to all staff.
- Other engagement activities organised by the Disability Access & Inclusion Advisory Group.

7.4 WORKS AND ENGINEERING SERVICES – DEBATE
Nil

7.5 DEVELOPMENT AND ENVIRONMENTAL SERVICES – DEBATE

7.5.1 DEVELOPMENT SERVICES – DEBATE
Nil

7.5.2. ENVIRONMENTAL SERVICES - DEBATE

7.5.2.1 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY (GRFMA) – NOTICE OF BUSINESS PLAN 2018–2021 AND DRAFT BUDGET 2018–2019

B7490

MOVED Cr Boothby that Council endorse the draft Gawler River Floodplain Management Authority Business Plan 2018–2021 and the draft Budget 2018-2019 as circulated to the Constituent Councils.
Seconded Cr Lange CARRIED 2014-18/1371

PURPOSE
The attached documents have been circulated for consideration and approval by Constituent Councils in accordance with Clause 11.2.3 of the Charter for the Gawler River Floodplain Management Authority.

REPORT

Background
The Gawler River Floodplain Management Authority (GRFMA) is established as a regional subsidiary pursuant to section 43 and Schedule 2 of the Local Government Act 1999 to co-ordinate the construction, operation and maintenance of flood mitigation infrastructure for the Gawler River.

Constituent Councils are City of Playford, Adelaide Plains Council, Town of Gawler, the Barossa Council, Light Reginal Council, and Adelaide Hills Council.

Introduction
The Executive Officer of the GRFMA has written to the Constituent Councils regarding the draft GRFMA Business Plan 2018-2021 and Draft 2018/19 Budget (Attachment 1).

The GRFMA must submitted in draft form the Business Plan and Draft Budget to each Constituent Council before 31 March for approval of its contribution for the year.

Both the draft Business Plan and Budget were reviewed at the 15 February 2018 GRFMA Board Meeting and the 26 March 2018 meeting of the GRFMA Audit Committee.

The documentation was received on 27 March 2018, and are now presented for endorsement.

Discussion

BUSINESS PLAN 2018-2021:
The Business Plan has undergone a major rewrite giving the plan a more contemporary look and feel. To note, the majority of the historical information has been removed in order to focus on what actions/work priorities are proposed by the Authority.

The draft Business Plan is provided in Attachment 2.
In recent years, the GRFMA has focussed on the outcomes of the Gawler River 2016 Flood Review. Page 6 of the Plan outlines the Work Priorities for 2018-2021.

**DRAFT BUDGET 2017-2018:**
A baseline budget revenue has been prepared based on a 2.5% increase to council subscription. For The Barossa Council that is an increase from $11,747 to $13,329 in the baseline budget.

The draft budget is provided in Attachment 3. As owner and manager of the Bruce Eastwick Flood Mitigation Dam, the GRFMA is required to ensure that the Dam is inspected periodically. Following a recent inspection by Newman Engineering Pty Ltd, a number of recommendations were presented to the GRFMA. A key recommendation was that a detailed consequence assessment be undertaken. The recommendations have been reviewed and prioritised (Attachment 4). $150,000 of the $162,000 estimated cost has been factored into the draft budget.

The GRFMA also noted ongoing discussions with the State and Federal Government regarding the capital cost and funding requirements for the proposed $27 million in flood mitigation initiatives (Northern Floodways) as recommended in the 2016 Gawler River Flood Review Report.

It was agreed that costings related to this proposal will not be included in the 2018/19 GRFMA Budget considerations.

Also, attached for general information is the GRFMA Balance Sheet for the period ended 28 February 2018 (Attachment 5).

**REVIEW OF THE CHARTER**
As Council is aware, the Adelaide Plains Council had resolved to withdraw from the GRFMA, pending Ministerial approval. The former Minister for Local Government advised the GRFMA in February of his determination not to approve the withdrawal on the basis that a review of the Charter would go part way to addressing the concerns raised by the Adelaide Plains Council.

The financial contribution of the constituent councils will be a major consideration of the review, but will not impact on the budget for 2018-19.

**Summary and Conclusion**
The draft Business Plan 2018-2021 and Budget 2018-2019 have been circulated for consideration and approval by Constituent Councils in accordance with the GRFMA Charter.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

| Attachment 1: | Letter from Executive Officer |
| Attachment 2: | Gawler River Floodplain Management Authority Business Plan 2017 – 2020 |
| Attachment 3: | Gawler River Floodplain Management Authority Draft Budget 2018 -2019 |
| Attachment 4: | Bruce Eastick North Para Flood Mitigation Dam Maintenance and Operation Requirements (February 2018) |
| Attachment 5: | Balance Sheet to February 2018 |

**COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS**

**Community Plan**
- Natural Environment and Built Heritage
- Infrastructure
- Health and Wellbeing
- How We Work – Good Governance

**Corporate Plan**
1.12 Build and maintain relationships with other levels of government to ensure development strategies are responsive to regional needs and issues.
3.11 Advocate for the allocation of State and Federal funding to maintain and invest in infrastructure within our region.
4.15 Plan for and where appropriate support response to extreme weather events or disasters in the region.
6.17 Advocate for The Barossa Council and its community, our region or local government in South Australia through direct action, representation on or collaboration with local, regional or State bodies.

Legislative Requirements
Local Government Act 1999

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

Financial Management
As indicated in the Business Plan, the scope of the GRFMA annual Budget and operations is small in comparison to the extensive undertakings by constituent councils.

Principally the budget revenue is sourced from predetermined ‘formulae based’ financial contributions by the six constituent councils, opportunistic funding applications and some interest from financial institutions. Recently any shortfalls in income (over expenditure) have been met from reserves. The financial contributions are listed on page 5 of the Business Plan.

Risk Management
The GRFMA and Constituent Councils have a level of responsibility to act on dealing with known potential flood risks. The GRFMA needs to be seen to be moving forward in seeking to address flood measures in a strategic and financially sustainable manner.

**COMMUNITY CONSULTATION**

The GRFMA Charter requires that the Business Plan and Draft Budget are circulated to the Constituent Councils seeking support prior to their adoption. There is not an obligation or need for community consultation in relation to this matter.

7.5.3 **HEALTH SERVICES – DEBATE**

Nil

7.5.4 **REGULATORY SERVICES – DEBATE**

Nil

7.5.5. **WASTE SERVICES - DEBATE**

7.5.5.1 **WASTE SERVICE CHARGES 2018-19**

Author: Director, Development and Environmental Services

MOVED Cr de Vries that Council note the proposed Waste Service Charges that will be formally presented to Council as part of the Annual Fees and Charges register and further budget deliberations.

Seconded Cr Harris

CARRIED 2014-18/1372

**PURPOSE**

To inform Council of the proposed service charges for the new waste management contract commencing 1 July 2018.

**REPORT**

Background
Adelaide Plains, Light Regional, Mid Murray and Barossa Councils have collectively engaged Solo Resource Recovery to undertake the waste collection service commencing on 1 July 2018.
The new contract will provide a significant overall saving to the councils over the life of the new agreement.

As part of the waste management services, a new Waste Management Policy has been prepared to reflect the new service. Consultation on the policy closes on 13 April 2018.

**Introduction**

A Waste Service Charge is set each financial year having consideration for the direct management, organisational overheads and direct service costs for providing the waste management service to ratepayers.

Council’s standard waste service will consist of a 140 litre Waste (Landfill) bin collected weekly, a 240 litre recycling bin collected fortnightly and an optional 240 litre Green Organic bin collected fortnightly.

**Discussion**

In determining the Waste Service Charge for 2018-19, consideration has been given to bringing the green organic services under the overall waste management service.

There are three ‘Standard’, two ‘Special Circumstances’ service types proposed to cover the range of services, as follows:

<table>
<thead>
<tr>
<th>SERVICE TYPE</th>
<th>ANNUAL SERVICE CHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Current</td>
</tr>
<tr>
<td>General (Landfill)</td>
<td></td>
</tr>
<tr>
<td>Standard 140L</td>
<td>$127.80</td>
</tr>
<tr>
<td>Special 240L – Family/Medical Only</td>
<td>$127.80</td>
</tr>
<tr>
<td>Special 240L – Commercial Only</td>
<td>$174.20</td>
</tr>
<tr>
<td>Recycling</td>
<td></td>
</tr>
<tr>
<td>Standard 240L</td>
<td>$51.40</td>
</tr>
<tr>
<td>Green Organic</td>
<td></td>
</tr>
<tr>
<td>Standard 240L</td>
<td>$68.00*</td>
</tr>
</tbody>
</table>

* Currently not a Council service.

Further details of the waste service options is provided in Attachment 1.

Additional waste services are available upon application and subject to additional fees, as per the proposed fee. Property owners may apply for a Special Circumstance upgrade from the standard General (Landfill) service provision for large families or those with medical conditions or for commercial premises.

Property owners who apply for an Additional/Special Circumstance waste service will need to reapply each year to retain the service. Property owners may also apply to cancel an additional/special waste service throughout the year and adjustments are made accordingly.

A pro rata for new bin services will be provided as follows.

<table>
<thead>
<tr>
<th>MONTH</th>
<th>140L General (Landfill)</th>
<th>240L General (Landfill)</th>
<th>240L Recycling</th>
<th>240L Green Organic</th>
</tr>
</thead>
<tbody>
<tr>
<td>July</td>
<td>$106.00</td>
<td>$133.00</td>
<td>$50.00</td>
<td>$59.00</td>
</tr>
<tr>
<td>August</td>
<td>$96.00</td>
<td>$121.00</td>
<td>$45.00</td>
<td>$53.00</td>
</tr>
<tr>
<td>September</td>
<td>$87.00</td>
<td>$109.00</td>
<td>$40.00</td>
<td>$47.00</td>
</tr>
<tr>
<td>October</td>
<td>$77.00</td>
<td>$97.00</td>
<td>$35.00</td>
<td>$41.00</td>
</tr>
<tr>
<td>November</td>
<td>$67.00</td>
<td>$85.00</td>
<td>$30.00</td>
<td>$35.00</td>
</tr>
<tr>
<td>December</td>
<td>$58.00</td>
<td>$73.00</td>
<td>$25.00</td>
<td>$30.00</td>
</tr>
<tr>
<td>January</td>
<td>$48.00</td>
<td>$60.00</td>
<td>$20.00</td>
<td>$24.00</td>
</tr>
<tr>
<td>February</td>
<td>$39.00</td>
<td>$48.00</td>
<td>$15.00</td>
<td>$18.00</td>
</tr>
<tr>
<td>March</td>
<td>$29.00</td>
<td>$36.00</td>
<td>$10.00</td>
<td>$12.00</td>
</tr>
<tr>
<td>April</td>
<td>$19.00</td>
<td>$24.00</td>
<td>Nil</td>
<td>Nil</td>
</tr>
<tr>
<td>May</td>
<td>$10.00</td>
<td>$12.00</td>
<td>Nil</td>
<td>Nil</td>
</tr>
<tr>
<td>June</td>
<td>Nil</td>
<td>Nil</td>
<td>Nil</td>
<td>Nil</td>
</tr>
</tbody>
</table>

The pro rata fees have been rounded to the nearest dollar.
The final Waste Service Charges to be considered by Council may be subject to minor changes. This includes some selected costs that are outside of Council’s control (i.e. Waste Disposal Levy) which are passed on directly to Council.

**Summary and Conclusion**
Service charges for the new waste management contract have been prepared taking into consideration the direct management, organisational overheads and direct service costs for providing the service. These charges will be considered as part of further budgetary deliberations.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**
Attachment 1 – Waste Service Charges

**COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS**

**Community Plan**
- Health and Wellbeing
- Business and Employment

**Corporate Plan**
4.9 Provide residents kerbside waste collection and recycling services that reduce waste disposed to landfill.
4.10 Facilitate access to hard and green waste facilities and associated recycling opportunities that reduce waste disposed to landfill and support the environment.
5.6 Implement purchasing initiatives that generate savings or reduce expenditure growth and grow the capacity of local suppliers to obtain Council contracts.

**Legislative Requirements**
- Local Government Act 1999
- Environment Protection Act 1993
- Green Industries SA Act 2004

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Financial Management**
Council may require co-payment or fee-for-service, pursuant to Section 155 of the Local Government Act 1999, for provision of:
- enhanced waste and recycling services;
- waste and recycling services to rate exempt or rebated premises;
- replacement of stolen or damaged bins; and
- temporary services to commercial premises that become ineligible as they exceed the capacity of Council’s Commercial Waste Management Service and need to transition to private commercial services.

Service charges will be set by Council through the Fees and Charges Schedule, and be levied as a separate fee on rate notices.

A service charge will be levied on all Service Entitled Properties within the Designated Waste Collection Area and along the Approved Collection Route with a dwelling, whether permanently occupied or not, and regardless of whether the service is required or utilised.

**Risk Management**
Nil.

**COMMUNITY CONSULTATION**
Nil
8. **CONFIDENTIAL MATTER – 9.44AM**

8.1 Nil

8.2 WORKS AND ENGINEERING SERVICES – CONFIDENTIAL – 9.44AM

8.2.1 TENDER – FOOTPATH UPGRADE 2017-2018

B7654 18/22088

The matter of the agenda item being a tender to carry out works pursuant to Section 90(3)(k) of the Local Government Act 1999 (“the Act”) being information that must be considered in confidence in order to ensure that commercial in confidence information is not divulged and Council does not disclose information which may prejudice the outcome of the tender or future tenders.

There is strong public interest in enabling members of the public to observe Council’s transparent and informed decision-making. This helps to ensure accountability, maintain transparency of public expenditure, facilitate participation, assist public awareness and allow for the scrutiny of information. Attendance at a Council meeting is one means of satisfying this interest. The public will only be excluded from a Council meeting when the need for confidentiality pursuant to Section 90(2) of the Act outweighs the public interest of open decision making.

In this matter, the reasons that receipt, consideration or discussion of the information or matter in a meeting open to the public would be contract to the public interest are that:-

- The disclosure would unreasonably expose commercial in confidence information provided by tenderers through the tender process and the Council report, attachments, and associated document; and
- The disclosure would give an unfair advantage to a person with whom Council proposes to do business.

On balance, the above reasons which support the need for confidentiality pursuant to Section 90(2) of the Act outweigh the factors in favour of the public interest of open decision making.

**MOVED** Cr de Vries that Council:

1. Under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director Community Projects, Director Development and Environmental Services, Director Works and Engineering Services, Acting Director Corporate and Community Services and the Minute Secretary, in order to consider in confidence a report relating to Section 90(3)(k) of the Local Government Act 1999 relating to the receiving, reviewing and assessing of tenders for Footpath Upgrades 2017-2018 being information that must be considered in confidence in order to ensure that Council does not disclose information relating to tenders for the supply of goods, the provision of services or the carrying out of works; and

2. Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential to prevent the unreasonable exposure of commercial in confidence information provided by tenderers through the tender process and the Council report, attachments and associated documents and to prevent an unfair advantage to a person with whom Council proposes to do business.

**Seconded** Cr Hurn  

**CARRIED 2014-18/1373**
RESUMPTION OF OPEN COUNCIL MEETING – 9.51AM
The open meeting of Council resumed at 9.51am.

In the matter 8.2.1 – Tender – Footpath Upgrade 2017-2018:

MOVED Cr de Vries that Council:
(1) Confidential resolution
(2) Confidential resolution
(3) Having considered this matter in confidence under Section 90(2) of the Local Government Act (the Act) pursuant to Section 90(3)(k) of the Act being information related to the assessment of tenders for the supply of works and it not being in the public interest to release commercial information concerning pricing and company information so as to maintain competitive procurement practices, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the minutes, report, attachments and associated documents in relation to Confidential Item 8.2.1 of the Council Meeting held 17 April 2018 and titled Tender – Footpath Upgrades 2017-2018 other than the minutes relating to this confidentiality order be kept confidential and not available for public inspection, and upon execution of contract the minutes may be released and that the Chief Executive Officer be delegated the power to review and revoke this order.

Seconded Cr Angas  
CARRIED CO2014/18-75

9. REPRESENTATIVES ON COUNCIL COMMITTEES - REPORTS
Nil

10. OTHER BUSINESS

10.1 LEAVE OF ABSENCE – CR HARRIS

MOVED Cr Lange that Cr Harris be granted Leave of Absence from Thursday 19 April 2018 to Friday 15 June 2018 inclusive.

Seconded Cr de Vries  
CARRIED 2014-18/1374

11. NEXT MEETING
Tuesday 15 May 2018 at 9.00am

12. CLOSURE OF MEETING
Mayor Sloane declared the meeting closed at 9.53am.

Confirmed at Council Meeting – Tuesday 15 May 2018

Date:........................................ Mayor:...................................
CONFIDENTIAL MINUTES
OF THE MEETING OF THE BAROSSA COUNCIL
held pursuant to the provisions of Section 90(2) of the Local Government
Act 1999 on
Tuesday 17 April 2018 commencing at 9.44am

MEMBERS PRESENT
Mayor Sloane, Crs Michael (Bim) Lange, Deputy Mayor, Mark Grossman,
Margaret Harris, John Angas, Leonie Boothby, Christopher Harms, Richard Miller,
Tony Hurn and Dave de Vries

OFFICERS PRESENT
Mr Martin McCarthy, Chief Executive Officer, Mr Matt Elding, Director Works and
Engineering Services, Mr Gary Mavrinac, Director Development and
Environmental Services, Mrs Joanne Thomas, Director Community Projects, Mrs
Rebecca Tappert, Acting Director Corporate and Community Services and Ms
Lorraine Walsh, Executive Assistant

LEAVE OF ABSENCE
Cr Milne

APOLOGIES
Cr Seager

8.2.1
TENDER – FOOTPATH UPGRADES 2017-2018
B7654 18/22094

Author: Manager Operations

MOVED Cr de Vries that Council:

(1) Approves the awarding of the tender for Footpath Upgrades 2017-2018 to
Nova Group Services Pty Ltd for $893,187.50 (exclusive of GST) and
authorises the Director Works and Engineering Services to execute the
contract.

(2) Approves the delegation of powers necessary under the Local
Government Act to award and execute the Provision of Footpath
Upgrades 2017-2018 contract, to the Director Works and Engineering
Services, Matthew Elding.

(3) Having considered this matter in confidence under Section 90(2) of the
Local Government Act (the Act) pursuant to Section 90(3)(k) of the Act
being information related to the assessment of tenders for the supply of
works and it not being in the public interest to release commercial
information concerning pricing and company information so as to
maintain competitive procurement practices, makes an order pursuant to
Section 91(7) of the Local Government Act 1999, that the minutes, report,
attachments and associated documents in relation to Confidential Item
<table>
<thead>
<tr>
<th>8.2.1 of the Council Meeting held 17 April 2018 and titled Tender – Footpath Upgrades 2017-2018 other than the minutes relating to this confidentiality order be kept confidential and not available for public inspection, and upon execution of contract the minutes may be released and that the Chief Executive Officer be delegated the power to review and revoke this order.</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Seconded</strong> Cr Angas <strong>CARRIED CO2014/18-75</strong></td>
</tr>
</tbody>
</table>

**CLOSURE OF CONFIDENTIAL MEETING**

There being no further business the confidential meeting closed at 9.51am.

Confirmed at Council meeting Tuesday 15 May 2018

Date: ............................................. Mayor: ..............................................