1.1 WELCOME
Mayor Bim Lange declared the meeting open at 9.00am.

1.2 MEMBERS PRESENT
Mayor Bim Lange, Deputy Mayor, Cr Leonie Boothby, Crs John Angas, Tony Hurn, David Haebich, Don Barrett, Carla Wiese-Smith, Cathy Troup, Richard Miller, Kathryn Schilling, Don Barrett and Russell Johnstone.

1.3 LEAVE OF ABSENCE
Nil

1.4 APOLOGIES FOR ABSENCE
Cr Dave de Vries

MOVED Cr Hurn that Council receive and accept the apology from Cr Dave de Vries.
Seconded Cr Johnstone
CARRIED 2018-22/278

1.5 MINUTES OF PREVIOUS MEETINGS – FOR CONFIRMATION

MOVED Cr Miller that the Minutes of the Council meeting held on Tuesday 20 October 2020 at 9.00am, as circulated, be confirmed as a true and correct record of the proceedings of that meeting.
Seconded Cr Johnstone
CARRIED 2018-22/279

1.6 MATTERS ARISING FROM PREVIOUS MINUTES
Nil

1.7 PETITIONS

PETITION – KALIMNA ROAD – REQUEST TO PROVIDE STORMWATER DRAINAGE AND FOOTPATH

Author: Director, Works and Engineering Services
MOVED Cr Hurn that:

(1) The petition be received and the Director – Works and Engineering Services provide an appropriate response to the author of the petition.

(2) Approve a 2020/2021 second quarter budget adjustment of $30,000 ex GST to deliver the design documents and construction cost estimates.

(3) Council staff include the upgrade of Kalimna Road for consideration by the New Initiative process in the FY21-22 Annual Budget and Business Plan.

Seconded Cr Schilling CARRIED 2018-22/280

PURPOSE
A petition containing 169 signatories has been received requesting stormwater drainage and a footpath to Kalimna Road, Nuriootpa. Refer to petition attached.

REPORT

Background
The received petition requests Council to provide stormwater drainage and footpath along Kalimna Road, Nuriootpa.

Kalimna Road, between Murray Street and Research Road, is a Township/Rural Sealed road and is classified as a Class 4: Local Link road with High/very high social importance. The total length of road segment is approximately 1.15 kilometres.

Kalimna Road connects a number contrasting planning zones between Murray Street and Research Road, including Commercial and Home Industry zones at the western end on the north side and a more predominant Residential zone on the north and south side of the road.

Discussion
An upgrade of Kalimna Road will require new underground stormwater drainage, kerb and gutter, footpath and street scaping (e.g. street trees). This work will increase the allocated Level of Service for the road from a rural sealed road to a township sealed road, typical of residential precincts in the Barossa Council region. Council does not have a road upgrade plan for increasing the Level of Service of existing sealed road assets to a higher level within the same asset group.

Kalimna Road is listed on Council’s footpath infrastructure upgrade plan. There is discontinuity in the footpath connections between the Nuriootpa town centre commercial precinct and the northern Kalimna Road residential precinct (i.e. Falland Avenue). The plan identifies priority for new footpaths to be constructed progressively from the Nuriootpa Town Centre, northwards out to Falland Avenue, with Kalimna Road being the last segment in the proposed staged process. The Kalimna Road section of footpath (including drainage / kerb and gutter) therefore presently has a low construction priority relative to other footpath upgrades identified across the Barossa Council region.

The eastern end of Kalimna Road on the south side (adjacent the Hickinbotham land development) was upgraded with 450 metres of kerb and gutter constructed in 2016.
road was re-sealed between Murray Street and Research Road in 2019, retaining the existing road side drainage swales beyond the new kerb and gutter.

Extensive underground stormwater drainage infrastructure was constructed in 2014 to service future residential land development north of Kalimna Road, including large size underground stormwater drainage pipe from Falland Avenue direct to the North Para River. This work significantly reduces the stormwater runoff directed to the road side drainage channels in Kalimna Road. A development fee will be assigned to all new land division works north of Kalimna Road to assist with recouping the significant costs associated with the stormwater upgrade already performed, which is unallocated in future Council budgets. The realisation of residential development north of Kalimna Road is ongoing, albeit slowly.

Similarly, extensive Community Wastewater Management Scheme (CWMS) infrastructure was constructed in 2013 to reduce the loading on existing infrastructure in Kalimna Road.

**Summary and Conclusion**

Upgrade of the Kalimna Road Level of Service from a rural sealed road to a township sealed road, including footpath, kerb and gutter and underground drainage, has merit in terms of the road being a local connector road for a larger residential, commercial and light industry precinct.

In terms of new footpath infrastructure, Kalimna Road is identified with a lower priority, relative to other planned footpath projects across the Barossa Council region.

Future funding for the upgrade of Kalimna Road could be gained from the fees associated with new land development north of the road. These fees will only be realised as the land developments occur and likely only over an extended period of time.

Due to the long length of road proposed for upgrade (approximately 1.15 kilometres), Council staff recommend that a civil works design, documentation and construction cost estimate process be undertaken for the upgrade of Kalimna Road this current financial year. A proposal for construction of the proposed upgrade works can be considered within the New Initiative process associated with the FY21-22 Annual Budget and Business Plan.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

Attachment 1 – Petition
Attachment 2 – General locality Plan

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

Community Plan

- **Infrastructure**

3.1 Develop and implement sound asset management which delivers sustainable services.

3.7 Ensure infrastructure meets the needs of people and provides for all abilities access.

Legislative Requirements

Nil.
FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
The recommended design, documentation and cost estimate process is proposed be funded by a 2020/2021 second quarter budget adjustment of $30,000 ex GST.

Any future construction work funding is required to be considered as part of the FY21-22 Annual Budget New Initiative process and Business Plan.

The 2019/20 Financial Statements and the Report on Financial Results are included in this agenda and the financial information highlights the net operating and capital expenditure variances to budget. A higher than expected net cash amount was brought forward of $9.2m to 2020/21. It should be noted this cash amount is also a result of: grants received in advance $1.6m, open space subject to restrictions $0.7m, a better than expected net rates debtors balance at year end and the net movements for accounts payable as compared to budget along with numerous incomplete projects, all contributing to the cash balance at year end.

The Budget Update as at 30 September 2020 in this agenda includes proposed Carried Forwards to 2020/21 of $4.6m along with requests for additional expenditure of $665k.

The 2020/21 adopted budget includes a loan amount of $9.7m and the actual loan finance requirement will be reviewed during the financial year.

Financial assessment

At this stage a Due Diligence Level Report has not been completed for this item or any proposed works.
The 2020/21 adopted budget amounts and indicators are used as the base for this financial assessment.

The revised forecast include year to date approved additions not listed in the Budget Update as at 30 September such as the Sub-Regions and Townships Project, Caravan Park Management Services and Community Consultation - Aquatic Services Provision along with this report item (if approved) at $30k a total of $179k, these will be included in the Mid-year Budget Review.

It is proposed that this item is approved it will be funded from the 2019/20 brought forward cash.

<table>
<thead>
<tr>
<th>Item for Budget inclusion:</th>
<th>Stormwater Drainage and Footpath design and construction estimates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Net operating costs (incl depreciation)</td>
<td>$30,000</td>
</tr>
<tr>
<td>Additional project cost (ex GST)</td>
<td>$0</td>
</tr>
<tr>
<td>Grant Income reduced (ex GST)</td>
<td>$0</td>
</tr>
<tr>
<td>Funding required by Council</td>
<td>$30,000</td>
</tr>
<tr>
<td>UDR provided</td>
<td></td>
</tr>
</tbody>
</table>

This project's BAT score – approved by CMT (Cut-off CM reviewed and recommended) Not completed
If approved – a BAR or NI will be included in the: 2020/21 Mid-year Budget Review as at 31 December 2020

Assessment of Key Performance Indicators (KPI) for all changes council has approved and the reports in this Council meeting agenda since the Adopted Budget 2020/21:

<table>
<thead>
<tr>
<th>KPI</th>
<th>Revised forecast</th>
<th>Overall Change since*</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Surplus/(Deficit)</td>
<td>$-326k</td>
<td>Reduced by $560</td>
</tr>
<tr>
<td>(Target: break even position over a five year period)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Operating Surplus Ratio</td>
<td>-0.82%</td>
<td>Budget Surplus to a Deficit</td>
</tr>
<tr>
<td>(Target: -2% to 10%)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net Financial Liabilities (NFL) $</td>
<td>$20,104,879k</td>
<td>Decrease in NFL $908k</td>
</tr>
<tr>
<td>Net Financial Liabilities Ratio</td>
<td>50.5%</td>
<td>Decrease to liabilities ratio 2.6%; minor improvement to the ratio</td>
</tr>
<tr>
<td>(Target: &gt;0 to &lt;100%)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Asset Funding Renewal Ratio</td>
<td>122%</td>
<td>An additional $350k; minor improvement to the ratio</td>
</tr>
<tr>
<td>(Target: &gt;80% to &lt;110%)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Noting that after the addition of this and previously approved projects for 2020/21 - all KPI’s are within the target range set by Council.

Funding for this project will:

☐ Be transferred from existing budget line
☐ Be allocated from next year’s discretionary spend
☑ Be allocated from previous years surplus:
☑ Effect the Council’s end of year results and cash position.

This item is an once-off net operating expenditure in 2020/21 of $30k.

Since Budget adoption 2020/21 the net cash reduction approved by Council for numerous budget amendments in the Budget Update 30 Sept and Council meetings reports for additional expenditure not included with this update, these have been funded from the bright forward cash. The Mid-year Budget Review as at 31 December 2020 will include the actual closing financial and cash position for 2019/20, this report will update the opening cash position for 2020/21 used to fund the additional expenditure.

COMMUNITY CONSULTATION
Nil.

1.8 DEPUTATIONS
Nil

1.9 NOTICE OF MOTION

COUNCILLOR ANGAS – AMENDMENT TO COUNCIL RESOLUTION 2018-22/248 NURIOOTPA POOL B10322

PURPOSE
To debate a notice of motion that seeks to amend part 2 of Council resolution 2018-22/248 put forward by Cr Angas.

MOVED Cr Johnstone that Council amend part 2 of resolution 2018-22/248 to:

That Council undertake further consultation on future aquatic needs in Nuriootpa as informed by further community engagement, noting the Nuriootpa War Memorial Swimming Pool shall permanently close when costs outweigh the community benefits as determined by Council at a future time. At the time the pool is closed Council shall:

a) Decommission the pool with an appropriate budget allocation;

b) Convert the open space area to a public space including community engagement on design option.

Seconded Cr Wiese-Smith
MOVED Cr Johnstone that, pursuant to Regulation 14(b) of the Local Government (Procedures at Meetings) Regulations 2013 that the question be put.

Seconded Cr Miller

The motion was carried and the question was put by the Mayor and

CARRIED 2018-22/281

CARRIED 2018-22/282

REPORT

The notice motion is attached at the Attachment.

The original motion is outlined below.

1. Note the draft Aquatic Strategy 2020-70 and the information provided.

2. Recognising that the Nuriootpa War Memorial Swimming Pool as an asset is at the end of its useful life and is located in a flood zone, permanently closes the pool at the end of the 2020/21 season and
   a) Decommissions the pool with an appropriate budget allocation;
   b) Converts the open space area to a public park.

3. Recognising the currently high subsidy per visit for the Williamstown Pool, over the next two years, Council will explore potential opportunities to generate new revenue streams (in line with opportunities identified in the Williamstown Queen Victoria Jubilee Park Master Plan) that may assist in increasing usage and revenue for the pool and therefore reducing the subsidy per visit.

4. Noting the research results provided in the draft Aquatic Strategy regarding opportunities to provide ‘emerging’ aquatic facilities, that Council explore low capital and operational cost options for future consideration e.g. a Zero Depth Splash Zone at Tolley Reserve Nuriootpa

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Notice of Motion

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work – Good Governance

Corporate Plan

6.1 Ensure that the community has access to information regarding the discussions held and decisions made by Elected Members.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

To be assessed at a future stage as part of engagement.

COMMUNITY CONSULTATION

There is no requirement to undertake any consultation.
1.10 QUESTIONS – WITH OR WITHOUT NOTICE
Nil

2. MAYOR
2.1 MAYOR’S REPORT
Mayor Lange advised that the Grass Roots Photo promotion was incorrectly carried over from a previous report and advised that this would be deleted from the report.

MOVED Cr Angas that the Mayor’s report be received with the exclusion of the Grass Roots Photo Promotion.
Seconded Cr Haebich CARRIED 2018-22/283

3. COUNCILLOR REPORTS
Nil

4. CONSENSUS AGENDA

5. ADOPTION OF CONSENSUS AGENDA

5.1 ITEMS FOR EXCLUSION FROM THE CONSENSUS AGENDA
Cr Wiese-Smith requested that item 4.3.3.1 Tourism Barossa Inc – Annual Report and Associated Documents and item 4.3.3.2 Tourism Barossa Inc – Report on Funding Agreement be adjourned until the presentation by Tourism Barossa has occurred.

MOVED Cr Wiese-Smith that the consensus item 4.3.3.1 Tourism Barossa Inc – Annual Report and Associated Documents and item 4.3.3.2 Tourism Barossa Inc – Report on Funding Agreement be adjourned until after the presentation by Tourism Barossa has occurred.
Seconded Cr Johnstone CARRIED 2018-22/284

5.2 RECEIPT OF CONSENSUS AGENDA

MOVED Cr Johnstone that the information items contained in the Consensus Agenda be received and that any recommendations contained therein be adopted except for item 4.3.3.1 Tourism Barossa Inc – Annual Report and Associated Documents and 4.3.3.2 Tourism Barossa Inc – Report on Funding Agreement.
Seconded Cr Hurn CARRIED 2018-22/285

5.3 DEBATE OF ITEMS EXCLUDED FROM THE CONSENSUS AGENDA
Debate of items excluded from the Consensus agenda - Refer minute page 2020/574.
6. VISITORS TO THE MEETING / ADJOURNMENT OF MEETING

6.1 VISITORS TO THE MEETING

9.34am

9.50am
Tourism Barossa Presentation by Cathy Wills and Jon Durdin (Tourism Barossa) – Refer minute page 2020/574.

6.2 ADJOURNMENT OF COUNCIL MEETING
Refer minute page 2020/573

7. DEBATE AGENDA

7.1 MAYOR – DEBATE
Nil

7.2 EXECUTIVE SERVICES - DEBATE

7.2.1. CHIEF EXECUTIVE OFFICER - DEBATE

7.2.1.1 APPOINTMENT OF DEPUTY MAYOR

B10322

MOVED Cr Wiese-Smith that Council:

(1) Appoint a Deputy Mayor for a period of 12 months (commencing on 27 November 2020 and concluding on 26 November 2021);

(2) Determine that the method of choosing a Deputy Mayor be by an election process by preferential voting system;

(3) Undertake an indicative secret ballot should it be required;

(4) Appoint the Chief Executive Officer to be the returning officer for any ballot;

(5) On completion of the ballot (if required), authorise the returning officer (Chief Executive Officer) to declare the successful candidate of the ballot to the position of Deputy Mayor and require the Council to consider Recommendation 3.

Seconded Cr Miller CARRIED 2018-22/286

The Mayor called for nominations.

Cr Haebich nominated Cr Johnstone.

The Mayor sought the acceptance of the nomination from Cr Johnstone who accepted.

There being no other nominations no ballot was taken.
Pursuant to S74 of the Local Government Act 1999 Cr Johnstone disclosed a material conflict of interest due to the increased allowance and status of the position of Deputy Mayor, The Barossa Council.

Cr Johnstone advised the meeting of the conflict of interest and left the meeting at 9.14am.

**MOVED** Cr Hurn

(1) That Council, pursuant to Section 51 (3) of the Local Government Act 1999, appoints Cr Johnstone as Deputy Mayor of The Barossa Council.

(2) That Deputy Mayor, Cr Johnstone be appointed to represent Council as Mayor Lange’s Proxy on the Local Government Association, for the period of appointment and the Chief Executive Officer inform the Local Government Association.

**Seconded** Cr Barrett  

**CARRIED 2018-22/287**

**PURPOSE**
Council is asked to appoint a Deputy Mayor for a period determined by Council, but not exceeding 4 years. Council appointed a Deputy Mayor for 12 months at its 19 November 2019 meeting, from 27 November 2019 to 26 November 2020. The appointee will therefore assume the Deputy Mayor role on 27 November 2020.

The Mayor shall call for nominations to the position of Deputy Mayor. Nominations are not required to be seconded.

Subject to receiving more than one nomination.

At the conclusion of the ballot or having only received one nomination.

In the event that Council determines to appoint the new Deputy Mayor as the Mayor’s Proxy to the Local Government Association part 2 of the resolution needs to be enacted.

**REPORT**

**Background**
Section 51(3) of the Local Government Act 1999 provides that a Council may resolve to elect a Deputy Mayor. Further, that the Deputy Mayor will hold office for a term determined by the Council, but for a period not exceeding 4 years.

**Introduction**
The Barossa Council has historically elected a Deputy Mayor for a term of 12 months. The rationale for this has been that shorter terms allow for the option of the Deputy Mayor position being provided as an opportunity to more than one Elected Member, should they be interested in gaining the experience in the role.

The Deputy Mayor is also appointed by virtue of their position in Council committees and external bodies, including the Community Assistance Scheme Committee, established under section 42 of the Local Government Act. It has also been usual practice for the Deputy Mayor to be appointed as the Mayor’s Proxy to the Local Government Association.
Delegates appointed to the Local Government Association are required to attend the Annual General Meeting, and any meetings Ordinary General Meetings and Special General Meetings that may be called. It is recommended that a Proxy be appointed to represent Council in the event that the Mayor is unable to attend a meeting.

At its meeting of 26 November 2018, Council resolved as follows:

**MOVED** Cr Hurn that Mayor Lange and his Proxy Cr Angas be appointed Council’s representatives to the Local Government Association for the life of this Council or until further reviewed and changed.

**Seconded** Cr Johnstone

CARRIED 2018-22/13

It is now necessary for Council to consider whether to appoint a Deputy Mayor (or other Elected Member) as Mayor Lange’s Proxy to the Local Government Association, or to leave the appointment as is.

**Discussion**

There are various ways to undertake the election and appointment of a Deputy Mayor.

- **Option A** - Resolution of Council
- **Option B** - An election process determined by the Council

Option A requires Council to test each nomination by resolution, and only if a resolution is lost (or not seconded) can it proceed to the next nomination.

Option B, which is that which has traditionally been adopted by Council, is to undertake a nomination and secret ballot, conducted by the Chief Executive Officer. In accordance with the updated guidelines this should be undertaken in adjourned Council so that nominees and the Mayor may cast a ballot. Once the result is determined the adjournment ends and the result is confirmed by a formal resolution of the Council.

It should be noted that whilst a ballot is undertaken no conflict of interest arises for the nominees. The Mayor is also provided a ballot due to the fact that they form part of the members of Council pursuant to Section 51(4) of the Act and it is not a question before Council, it is a ballot. Once formal meeting procedures commence again the nominee determined by the ballot by virtue of the provisions of Section 74 of the Act will have a material conflict of interest due to the increased allowance and status of the position and must declare a conflict of interest and leave the meeting before the confirming resolution.

Option B if selected should stipulate if the voting system shall be first past the post or preferential voting utilising a show of hands or a secret ballot. Traditionally Council has undertaken a secret ballot using preferential voting. By way of example:

**Example 1** - First past the post

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Candidate 1</td>
<td>5</td>
</tr>
<tr>
<td>Candidate 2</td>
<td>4</td>
</tr>
<tr>
<td>Candidate 3</td>
<td>3</td>
</tr>
</tbody>
</table>

Candidate 1 has the most votes and would be elected, but with a minority of the votes cast.
Example 2 - A preferential system with the elimination of the candidate with the lowest vote until a preferred candidate is left.

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Candidate 1</td>
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<td>Candidate 2</td>
<td>4</td>
</tr>
<tr>
<td>Candidate 3</td>
<td>3</td>
</tr>
</tbody>
</table>

Candidate 3 is eliminated and those three votes are distributed to the second preference demonstrated on the ballots. Let’s assume candidate 3’s second preferences all went to candidate 2, then the result will be:

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Candidate 1</td>
<td>5</td>
</tr>
<tr>
<td>Candidate 2</td>
<td>7</td>
</tr>
</tbody>
</table>

Candidate 2 would be elected with a majority of the total votes cast on a preferential basis. Traditionally this has been the method chosen by Council.

Further if there is a tied vote it is an established practice under Section 51(8) that lots shall be drawn (by the returning officer) to determine who is excluded from the ballot. This is done by placing the tied nominee’s names on identical pieces of paper, placing them in a receptacle so that no one can see the names on the paper and the returning officer drawing names until only one nominee remains (of those on the tied vote). The name of the candidate/s withdrawn will be the one/s excluded from the ballot.

Nominees should also note that if successful in being elected as the Deputy Mayor, by virtue of the position, the Elected Member will also be a member of the Community Assistance Scheme Committee, established under section 42 of the Local Government Act.

Council must also consider whether or not to appoint the newly appointed Deputy Mayor (or other Elected Member) as the Mayor’s Proxy to the Local Government Association. Council may choose to appoint the newly appointed Deputy Mayor (or other Elected Member), or alternatively, choose not to make a resolution, in which case, Cr Angas will continue to be appointed as the Mayor’s Proxy on the Local Government Association.

**Summary**
Council is now asked to consider appointing a new Deputy Mayor, and whether or not to appoint the new Deputy Mayor as the Mayor’s Proxy on the Local Government Association.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**
Nil

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

**Community Plan**

- How We Work – Good Governance

**Corporate Plan**

6.1 Ensure that the community has access to information regarding the discussions held and decisions made by Elected Members.
6.2 Ensure that Council’s policy and process frameworks are based on principles of sound governance and meet legislative requirements.

**Legislative Requirements**
Local Government Act 1999, Section 51

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**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**
The Deputy Mayor’s remuneration is 1.25 times the remuneration set by the Remuneration Tribunal index for the relevant year, for the 2020-21 period it is $22,625 per annum, paid quarterly in arrears and this is budgeted.

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**COMMUNITY CONSULTATION**
Consultation is not required under policy or legislation.
Cr Johnstone returned to the meeting at 9.15am

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**7.2.1.2 COMMUNITY PLAN AND ADVOCACY STRATEGY – CONSULTATION RESULTS AND FINAL DRAFTS FOR ADOPTION**
B10593

**MOVED** Cr Troup that Council, having completed a review of the Community Plan, undertaken legislated consultation requirements and having reviewed submissions, pursuant to Section 122 of the Local Government Act approves the Community Plan 2020-2040 and Advocacy Strategy 2020-2024 as presented at Attachment 3 and 4.

**Seconded** Cr Johnstone
**CARRIED 2018-22/288**

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**PURPOSE**
The purpose of this report is to table the consultation submissions, summary and revised plans for final adoption.

---

**REPORT**

**Introduction**
Council approved the final drafts from the review of the Community Plan and Advocacy Strategy for Council for community consultation as per the legislative requirements at its September meeting.

**Discussion**
The Community Plan process has followed the project plan as follows:

<table>
<thead>
<tr>
<th>Action</th>
<th>Officer</th>
<th>Target</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Initiation Workshop</td>
<td>CEO</td>
<td>*</td>
<td>Completed</td>
</tr>
<tr>
<td>2. Establish Internal Focus Group</td>
<td>CEO</td>
<td>31 Jan</td>
<td>Completed</td>
</tr>
<tr>
<td>3. Data Update</td>
<td>CEO</td>
<td>14 Feb</td>
<td>Completed</td>
</tr>
<tr>
<td>4. Conduct Internal Engagement</td>
<td>CEO</td>
<td>28 Feb</td>
<td>Completed</td>
</tr>
</tbody>
</table>

---

The Barossa Council 20/67330   Minutes of Council Meeting held on Tuesday 17 November 2020
5. Presentation of initiation workshop, data, internal engagement outcomes and drafting direction - workshop  
CEO  
4 March  
Completed

6. Draft revised Community Plan and conduct internal engagement with Council and focus group  
CEO  
31 March  
Completed

7. Draft revised Corporate Plan and conduct internal engagement with Council and focus group  
CEO  
30 April  
Drafting is advanced

8. Draft community engagement strategy  
CEO  
30 April  
Completed

9. Present draft revised Community Plan and supporting Corporate Plan and engagement strategy for endorsement of Council for community engagement – Council meeting  
CEO  
19 May  
Purpose of this report

10. Conduct community engagement and consultation in July to avoid budget and business plan consultation  
CEO  
31 July  
Purpose of this report

11. Present community engagement and consultation outcomes – workshop  
CEO  
5 Aug  
New target 4 November

12. Final drafting of Community and Corporate Plan including internal engagement with Council and focus group  
CEO  
31 August  
Completed Community Plan and Advocacy Strategy  
As an internal document the Corporate Plan is still under development

13. Present final Community and Corporate Plan for adoption  
CEO  
15 September  
Completed Community Plan and Advocacy Strategy  
As an internal document the Corporate Plan is still under development

The consultation process as outlined in the Public Consultation Policy approved and has been undertaken as summarised below:

1. Providing access to the documents and opportunity to make a submission via email, Your Say Barossa or written correspondence.
2. Publish a notice in the newspapers providing 21 days’ notice to provide comment which will commence on 23 September and close at 5pm 14 October 2020 and provide such notices on social media and the website.

The submission and summation is at Attachment 1.

Marked up proposed plans for review for Councils review are at Attachment 2.

The proposed final Community Plan for Council review and endorsement is at Attachment 3.

The proposed final Advocacy Strategy for Council review and endorsement is at Attachment 4.

**Summary**
The Community Plan and Advocacy Strategy have been reviewed and consulted upon and are now presented for final Council review and endorsement.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

<table>
<thead>
<tr>
<th>Attachment</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Community Consultation Submissions</td>
</tr>
<tr>
<td>2</td>
<td>Marked up proposed plans for review</td>
</tr>
<tr>
<td>3</td>
<td>Community Plan 2020-2040 For Approval</td>
</tr>
<tr>
<td>4</td>
<td>Advocacy Strategy 2020-2024 For Approval</td>
</tr>
<tr>
<td>5</td>
<td>Summary of Consultation</td>
</tr>
</tbody>
</table>

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

**Community Plan**

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

**Legislative Requirements**
Local Government Act 1999, Section 122

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Resources and Financial**
This and remaining components of completing the plan are being supported by internal resources.

**COMMUNITY CONSULTATION**
Undertaken in accordance with the legislative requirements under Councils Public Consultation Policy and as endorsed at Councils ordinary meeting of September 2020.

7.2.1. CHIEF EXECUTIVE OFFICER - DEBATE

7.2.1.3. FUNDING AGREEMENT BETWEEN TOURISM BAROSSA INCORPORATED AND THE BAROSSA COUNCIL

Pursuant to S75 of the Local Government Act 1999 Cr Boothby disclosed an actual conflict of interest due to holding the position of Board Member for Tourism Barossa Incorporated in addition to holding the position of Deputy Mayor, The Barossa Council.

Cr Boothby declared the conflict of interest and left the meeting at 9.17am

MOVED Cr Hurn that Council:

1. Approve the revised Funding Agreement between Tourism Barossa Incorporated and The Barossa Council as presented at the Attachment.

2. Authorise the Mayor and Chief Executive Officer to affix the Council seal and enter into the Funding Agreement between Tourism Barossa Incorporated and The Barossa Council, as amended and presented at the Attachment.

Seconded Cr Miller CARRIED 2018-22/289

PURPOSE

To seek endorsement of the draft Funding Agreement between Tourism Barossa Incorporated and The Barossa Council and provide authority to enter into the agreement with delegation to deal with any minor variations.

REPORT

Background and Introduction
The Barossa Council has a sound and long term commitment to the development of tourism in the Barossa including assisting to fund and therefore partner with the industry through Tourism Barossa Incorporated (TBI).

Discussion
As a key industry stakeholder a new funding agreement has been development with TBI to reflect the ongoing nature of the sector and industry participation in growing tourism and in times of recovery from COVID-19. The agreement has been simplified and reflective of the current situation along with flexibility around industry and brand management going forward through Barossa Australia.

Consultation has been undertaken with TBI.

The agreement is consistent with Councils budget and business plan setting and Corporate and Community planning framework.
Summary and Conclusion
The agreement is now at a level of maturity it can be considered formally by Council and the Board of Barossa Tourism.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Funding Agreement between Tourism Barossa Incorporated and The Barossa Council

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

Business and Employment

5.3 Help build the capacity of the tourism sector and encourage the development of tourist services, including eco and recreational tourism infrastructure.

5.7 Collaborate with industry leaders to ensure informed decision making and Council representation in relation to economic growth, planning and development.

5.13 Support economic development through events.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
All considerations are within existing budget and risk profiles for the organisation.

COMMUNITY CONSULTATION
Consultation and engagement at officer level has taken place to develop the new agreement, there is no requirement for public consultation.

7.2.1 DEBATE AGENDA – CHIEF EXECUTIVE OFFICER

7.2.1.4 ENTERPRISE RISK MANAGEMENT POLICY AND THE ENTERPRISE RISK MANAGEMENT FRAMEWORK
B11249

Authors: Manager Executive Services and Risk Coordinator

MOVED Cr Angas that Council approves the Enterprise Risk Management Policy at Attachment 1, and the draft Enterprise Risk Management Framework at Attachment 2

Seconded Cr Troup CARRIED 2018-22/290

PURPOSE
To consider and approve the Enterprise Risk Management Policy and the Enterprise Risk Management Framework.

REPORT
Council’s current Risk Management Policy was approved in November 2015 and was due for review in 2019. Whilst this Policy referenced the development of a supporting Risk Management Framework, Council has not adopted a Framework to date.

Based on a consistently identified need to balance Council’s orientation towards supporting WHS with a broader enterprise level risk management focus, the Risk team has
facilitated a review of the Risk Management Policy and re-framed Council’s policy position to drive an Enterprise level approach to Risk Management with WHS sitting within this broader umbrella.

The Policy seeks to establish the logic and intent for an Enterprise Risk Management Framework featuring principles, a best practice model and a consistent process for managing risk across all aspects of Council’s business.

The draft Enterprise Risk Management Framework is aligned to the Local Government Risk Services Model Risk Management Framework document but has been customised to reflect the strategic and operational environment of The Barossa Council. On this basis, a balance has been sought between maintaining compatibility with current sector standards and producing guidance for staff that is meaningful, practical and readily understood for application at officer level.

Of particular note, the Framework now provides an opportunity for Council’s administration to adopt a consistent risk assessment methodology, risk appetite and treatment triggers, to clarify roles and responsibilities and to introduce improved maturity in broader enterprise risk management activities (ie the broadening of internal control activity beyond financial systems; more systematic and regular review of Council’s Risk Registers; and the coordination of improvement plans arising from internal and external reviews, risk assessments, strategic planning and organisational performance monitoring).

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

- Attachment 1: Draft Enterprise Risk Management Policy
- Attachment 2: Draft Enterprise Risk Management Framework

**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.

**Legislative Requirements**

Local Government Act 1999

Work Health Safety Act 2012

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

Addressed within the Report.

**COMMUNITY CONSULTATION**

Not required under legislation or Council’s Public Consultation Policy.
7.2.1.5

CORRECTION TO MINUTES OF THE SPECIAL MEETING OF 30 SEPTEMBER 2020
B10322

MOVED Cr Angas that Council pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013 amends part 3 of resolution CO2018-22/30 from the special meeting of the 30 September 2020 to read:

(3) Having considered this matter in confidence under Section 90(2) of the Local Government Act (the Act) pursuant to Section 90(3)(d)(i) and (ii) of the Act being commercial information of a confidential nature (not being a trade secret) the disclosure of which 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 having been determined to be contrary to the public interest, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the minutes, report and attachments other than the minutes relating to the confidentiality order of the Confidential Council Meeting held on 30 September 2020 in relation to Confidential Item Number 3.1.1 and titled 2021 SANFL South Australia Country Football Championships be kept confidential and not available for public inspection until such date as any embargo on the announcement regarding venues for the 2021 SANFL South Australia Country Football Championships is lifted.

Seconded Cr Barrett  

CARRIED 2018-22/291

PURPOSE

The purpose of this report is correct a minor error in the minutes of the special meeting of Council held on 30 September 2020.

REPORT

The special meeting of Council held on 30 September 2020 considered a matter in confidence under Section 90(3)(d) of the Local Government Act – 2021 SANFL South Australia Country Football Championships. As outlined below.

MOVED Cr Angas that Council:

(1) Under the provisions of Section 90(2) of the Local Government Act 1999, make an order that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director Corporate and Community Services, Director Development and Environmental Services, Director Works and Engineering, Manager Community Projects, Communications Officer and the Minute Secretary, in order to consider in confidence, a report relating to Section 90(3) (d) of the Local Government Act 1999 relating to agenda item 3.1.1 2021 SANFL South Australia Country Football Championships being information that must be considered in confidence in order to ensure that Council does not disclose 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.

(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 as the information has been provided to Council as commercial in confidence and Council could be prejudiced if it disclosed this information.

Seconded Cr Hurn

CARRIED 2018-22/255

The resulting confidential resolution holding provisions under Section 91(7) of the Local Government Act referenced Section 90(3)(b). This is incorrect. As the minutes have been approved by Council at the October ordinary meeting the correct requires a formal motion of Council to amend part 3 of resolution CO2018-22/30 as outlined below.

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)(b)(i) and (ii) of the Act being information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct business, or to prejudice the commercial position of the council, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the minutes, report and attachments other than the minutes relating to the confidentiality order of the Confidential Council Meeting held on 30 September 2020 in relation to Confidential Item Number 3.1.1 and titled 2021 SANFL South Australia Country Football Championships, be kept confidential and not available for public inspection until such date as any embargo on the announcement regarding venues for the 2021 SANFL South Australia Country Football Championships is lifted.

Seconded Cr Johnstone

CARRIED CO2018-22/30

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work – Good Governance

Legislative Requirements

Local Government Act 1999, Section 90(3)

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Nil

The Barossa Council 20/67330 Minutes of Council Meeting held on Tuesday 17 November 2020
COMMUNITY CONSULTATION
Nil, none required.

7.2.1 DEBATE AGENDA – CHIEF EXECUTIVE OFFICER

7.2.1.6
2019-20 ANNUAL REPORT
B9858

Author: Communication and Engagement Officers

The Chief Executive Officer informed Council that Cr Schilling had not attended the Accelerate Leadership Program for Women as it was cancelled. The report will be updated accordingly and under the power for the Chief Executive Officer to make non-material amendments and that the acknowledgement of country will be updated under delegated powers proposed in the recommendation.

MOVED Cr Angas that Council adopt the 2019-20 Annual Report for The Barossa Council as presented in the attachment, with any necessary non-material amendments and typography corrections to be made by the Chief Executive Officer.

Seconded Cr Johnstone

CARRIED 2018-22/292

PURPOSE
The Annual Report for the financial year ending 30 June 2020 is presented for adoption by Council.

REPORT

Introduction
The Annual Report is produced by Council to communicate with and be accountable to our community. The report highlights financial and business plan performance and other disclosures as required by legislation.

Discussion
Section 131(1) of the Local Government Act 1999 (the Act) states that:

“A Council must, on or before the 30 November in each year, prepare and adopt an annual report relating to the operations of the Council for the financial year ending on the preceding June.”

If members have drafting changes that are non-material they will be amended by the Chief Executive Officer under the authorisation provided, should Council agree to the recommendation. Other material changes should be highlighted to our Communication and Engagement Officers and tabled at the Council meeting. Please note due to the large file size this document is provided in a low resolution format which may affect the viewing quality of some images and/or graphics.

Summary and Conclusion
The adopted Annual Report provides a snapshot of highlights in the 2019-20 years and will be distributed in accordance with the Act.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Annual Report 2019-20
COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan
Identify Theme/s (utilising the icons)

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

Corporate Plan
6.3 Align operational strategy to strategic objectives and measure organisational performance to demonstrate progress towards achieving goals.

6.9 Provide access to Council’s plans, policies and processes and communicate with the community in plain English.

Legislative Requirements
Local Government Act 1999 Section 131
Local Government (General) Regulations 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
The cost of preparing and producing the report are factored into the existing budget.

COMMUNITY CONSULTATION
Not required.

7.2.1 DEBATE AGENDA – CHIEF EXECUTIVE OFFICER

7.2.1.7
FORWARD GRANT PROGRAM
B9880

The Chief Executive Officer outlined that a new version of the attachment identifying the addition of the State Sport and Recreational Program fund be a target for the Nurioopta Recreation Park Soccer development in addition to the Local Road and Community Infrastructure Program was circulated and is hereby tabled for debate.

MOVED Cr Boothby that Council adopt the Forward Grant Program and authorise the Chief Executive Officer to make necessary submissions in accordance with the target program and where necessary the engagement of contract resources to assist with application processes, subject to quarterly budget reviews.

Seconded Cr Johnstone CARRIED 2018-22/293
PURPOSE
To endorse the update forward grant program applications based on recent stimulus funding and allocation against approved projects.

REPORT
With the announcement of recent stimulus funding it is timely to review the forward grant program that aligns with Council’s Budget and Business Plan and The Big Project Next Phase priorities.

The attached list is a target list based on current plan priorities and known fit for the grant application programs.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Forward Grant Program

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan
- Natural Environment and Built Heritage
- Community and Culture
- Infrastructure
- Health and Wellbeing
- Business and Employment
- How We Work – Good Governance

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
The cost of preparing and producing grant submissions is dependent on the program. Some internal capacity for grant writing is retained however there will be a need to engage short term resources to support the raft of stimulus funding opportunities.

COMMUNITY CONSULTATION
Not required.

VISITORS TO THE MEETING - 9.34AM
Mayor Lange welcomed the Volunteer Service Award recipients to the meeting and thanked them individually for their service. Mayor Lange presented each of the visitors with Volunteer Service Awards and both acknowledged and thanked them for their service and commitment to the community.

ADJOURNMENT OF MEETING – 9.44AM

MOVED Cr Angas that meeting adjourn for a period of 5 minutes.
Seconded Cr Johnstone
CARRIED 2018-22/294
RESUMPTION OF COUNCIL MEETING-9:49AM
The Council meeting resumed at 9.49am

VISITORS TO THE MEETING - 9.49AM
Tourism Barossa presented to Council and discussed its recent activity over the reporting year, the importance of the relationship with The Barossa Council and thank the Council for it’s ongoing support of Tourism, general review and challenges of COVID-19 and the future ahead.

The Mayor thanked Ms Wills and Mr Durdin for their presentation and took questions.

MOVED Cr Hurn that the Council receive and note the presentation of Tourism Barossa.
Seconded Cr Haebich CARRIED 2018-22/295

5.3 DEBATE OF ITEMS EXCLUDED FROM THE CONSENSUS AGENDA

MOVED Cr Wiese-Smith that consensus items 4.3.3.1 Tourism Barossa Inc – Annual Report and Associated Documents and 4.3.3.2 Tourism Barossa Inc – Report on Funding Agreement be received and noted.
Seconded Cr Johnstone CARRIED 2018-22/296

7.2.1.8 REGIONAL DEVELOPMENT AUSTRALIA – BAROSSA LIGHT GAWLER AND ADELAIDE PLAINS (RDA BGLAP) – CONSTITUTIONAL CHANGES CONSULTATION
B6096
Author: Executive and Project Officer

Mr Martin McCarthy declared a conflict pursuant to Section 120(1) of the Local Government Act as he is a member of the Board and the constitution governs among other things the appointment mechanisms to the board and therefore his appointment and thus the benefit or detriment of this process. Mr Martin McCarthy informed the Council of this conflict and remained in the meeting to respond to any questions, but left prior to any debate and the taking of the vote.

Cr Angas sought clarification on the “Memorandum of Broom”.

Mr McCarthy outlined this was in reference to the original meeting that discussion and established the commitment to the Regional Development Australia model achieved through the Memorandum of Broome through a meeting in Broome Australia, but would clarify this in the minutes.

Mr McCarthy removed himself from the chamber at 10.23am.

The response to Cr Angas’ question is confirmed.

MOVED Cr Angas that Council support the changes to the Barossa Light Gawler and Adelaide Plains Constitution noting Council, in a future revision, would like to see alternative arrangements for appointments to the Governance Committee including the appointment of an independent representative.
Seconded Cr Wiese-Smith CARRIED 2018-22/297
PURPOSE
To review the constitutional changes proposed by RDA BGLAP.

REPORT
The RDA Barossa Board has recently reviewed and endorsed changes to its Constitution that will be considered at the Annual General Meeting of the organisation. The changes align with Commonwealth, State and Local Government Association review. An initial version was provided to Council as a consensus item on 15 September 2020.

It is for the Board to determine their adoption, however the changes to the Constitution are presented for Council’s interest and information as a key stakeholder and funder. The attached Memorandum outlines the main changes and Attachment 2 provides the final marked up changes.

The primary changes remain:

1. The appointment of members to the Board including engagement with the Governance Committee;
2. Along with amendment to align to Commonwealth strategic targets; and
3. Modernisation practices via alternative meeting methods such as video.

Prior comments at the 15 September 2020 Council meeting regarding appointment to the Governance Committee made by the Board, remain.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Memorandum from RDA (BGLAP)
Marked up Constitution

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

Business and Employment

5.1 Work closely with State Government, Federal Government and stakeholders to support economic growth, development and job creation.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Nil impact.

COMMUNITY CONSULTATION
Not required.

Mr McCarthy returned to the chamber at 10.23am

7.2.2 DEBATE AGENDA – FINANCE

7.2.2.1 ANNUAL FINANCIAL STATEMENTS 2019/2020 (AS AT 30 JUNE 2020)
B10032
Author: Manager, Financial Services
MOVED Cr Johnstone that:
(1) The Barossa Council Annual Financial Statements 2019/2020 be received, noted and endorsed; and
(2) The Nuriootpa Centennial Park Authority Annual Financial Statements 2019/2020 be received, noted and endorse

Seconded Cr Schilling

CARRIED 2018-22/298

PURPOSE
To present the Annual Financial Statements for the year ended 30 June 2020 to Council.

REPORT
Discussion
The completed Annual Financial Statements for 2019/2020 are provided as Attachment 1.

Council’s external audit has been carried out by Bentleys SA Pty Ltd, returning an unmodified report and no reports to the Minister.

The Mayor and Chief Executive Officer have previously been endorsed to sign the Financial Statements.

Attached for your information, are Nuriootpa Centennial Park Authority Financial Statements. These amounts have been consolidated into The Barossa Council Financial Statements for 2019/2020.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: The Barossa Council Annual Financial Statements 2019/2020
Attachment 2: Nuriootpa Centennial Park Authority Financial Statements 2019/2020

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 Act 1999
Local Government (Financial Management) Regulations 2011
FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
There are no financial or risk management considerations. Refer to the Report on Financial Results within this agenda for an analysis on the results.

At Councils Audit Committee meeting held on 21 October 2020, the financial statements were reviewed with the resolution “the 2019/20 Annual Financial Statements be endorsed and presented to Council for adoption”. The Auditors have provided Opinion(s) on the Financial Statements and internal controls which is included in Attachment 1.

COMMUNITY CONSULTATION
Council’s Annual Financial Statements do not require community consultation. The Statements are public documents, accessible to the community via Council’s website after Council adoption.

7.2.2 DEBATE AGENDA – FINANCE

7.2.2.2 REPORT ON FINANCIAL RESULTS 2019/2020 (AS AT 30 JUNE 2020)

B10032
Author: Manager, Financial Services

MOVED Cr Hurn that:

(1) The Report on Financial Results for 2019/2020 (as at 30 June 2020) be received and the budget adjustments including proposed carried forward requests to 2020/2021 and the budget reserve transfers contained therein, as listed on pages 8 to 18, be approved; and

(2) The 2019/2020 actual reserve transfers contained within this report, be approved

Seconded Cr Schilling

CARRIED 2018-22/299

PURPOSE
The Report on Financial Results for 2019/2020 (as at 30 June 2020) is attached for Council consideration and approval of actual reserve transfers and carried forward adjustments to 2020/2021.

REPORT
Discussion
The Report on Financial Results is prepared following the completion of the Financial Statements. This report provides Council with a final variance report for the actual results as compared to the adopted budget, along with suggested carried forward adjustments to the 2020/2021 financial year.

The report provides information as to the financial position of Council, containing: Executive Summary, Uniform Presentation of Finances, Key Performance Indicators, Financial Statements with Variance Reporting as compared to the original budget and compared to last year actual results.
The report also provides a list of proposed Operating and Capital Budget carried forward adjustments. Many of these adjustments are for projects not completed by 30 June 2020 for various reasons and/or are attached to grant funding/contributions for programs in 2020/2021.

For further analysis, reference should be made to the Annual Financial Statements 2019/2020, attached to Agenda item 7.2.2.1.

The report also includes capital expenditure and new initiatives review.
The following table shows reserve transfers for the year ended 30 June 2020:

<table>
<thead>
<tr>
<th>Reserve Movements during 2019/20</th>
<th>30/6/19 Balance</th>
<th>19/20 (shaded amounts part or all Carried Forward (C/F) to 2021)</th>
<th>30/6/20 Balance</th>
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</tbody>
</table>

The Barossa Council 20/67330 Minutes of Council Meeting held on Tuesday 17 November 2020
COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan

| 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 Act 1999
Local Government (Financial Management) Regulations 2011

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. This report contains budget adjustments for decisions Council has made since the last review and other adjustments to meet financial changes in capital and/or operational areas. The document contains comments and implications for the Long Term Financial Plan as a result of this review.

COMMUNITY CONSULTATION

Community Consultation was part of the original budget adoption process in June 2019, as per legislation.

7.2.2 DEBATE AGENDA – FINANCE

7.2.2.3 BUDGET UPDATE 2020/2021 (AS AT 30 SEPTEMBER 2020)
B9880
Author: Senior Accountant

MOVED Cr Johnstone that the Budget Update for 2020/2021 (as at 30 September 2020) be received and the budget variations including reserve transfers contained therein be adopted.

Seconded Cr Miller

CARRIED 2018-22/300

PURPOSE
The Budget Update for 2020/2021 (as at 30 September 2020) is attached for Council consideration and adoption of budget variations.
REPORT

Discussion
The report provides information as to the financial position of Council, containing budget update reports which include Executive Summary, Uniform Presentation of Finances, Key Performance Indicators, Summary of Operating Budget Variance Adjustments and Summary of Capital Budget Variance Adjustments.

The proposed variances between the Original Budget and this budget update are listed on the operating and capital budget adjustment pages. Please note for reconciliation purposes, from the Original Budget to the first Budget Update, the variances also include a summary of the operating and capital carried forwards – refer to Item 7.2.2.2 in this Agenda.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Budget Update as at 30 September 2020
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 Act 1999 Sect 123 (13)
Local Government (Financial Management) Regulations 2011 Regulation 9 (1)(a)

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Financial
To enable Council to make effective and strategic financial decisions, a Quarterly Budget Review Report is provided. This report contains budget adjustments for decisions Council has made since the last review and other adjustments to meet financial changes in capital and/or operational areas. The document contains comments and implications for the Long Term Financial Plan as a result of this review.

COMMUNITY CONSULTATION
Community Consultation was part of the Original Budget processes and adopted by Council at the meeting 21 July 2020, as per legislation.
7.2.2 DEBATE AGENDA – FINANCE

7.2.2.4 MONTHLY FINANCE REPORT (AS AT 31 OCTOBER 2020)

B411

Author: Senior Accountant

MOVED Cr Wiese-Smith that the Monthly Finance Report as at 31 October 2020 be received and noted.

Seconded Cr Miller CARRIED 2018-22/301

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 October 2020) is attached. The report has been prepared comparing actuals to the Original adopted budget 2020/21.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Monthly Finance Report 31 October 2020

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/July 2020, as per legislation. This report is advising Council of the monthly finance position compared to that budget.

7.2.2 DEBATE AGENDA - FINANCE

7.2.2.5 MINUTES OF AUDIT COMMITTEE MEETINGS AND EXTENSION OF APPOINTMENT OF TWO INDEPENDENT MEMBERS
B10476

MOVED Cr Angas that Council:

(1) having reviewed the Minutes of the Audit Committee meeting held 23 June 2020, adopt the Resolutions contained therein;

(2) having reviewed the draft Minutes of the Audit Committee meeting held 21 October 2020, adopt the Resolutions contained therein;

(3) approve the extension of appointment of Mr Peter Brass and Ms Ellen Ewing as Independent Members of the Audit Committee for a further two year term, expiring on 27 January 2023.

Seconded Cr Miller

CARRIED 2018-22/302

PURPOSE
Council to consider:
• the Minutes of the Audit Committee meetings held 23 June and 21 October 2020
• the extension of appointment of two Independent Members for a further two year term.

REPORT
Discussion

Audit Committee Minutes
The consideration and adoption of recommendations of Council committees requires assessment by Council to ensure compliance with Council obligations under section 6(a) of the Local Government Act.

The Minutes of the Audit Committee meetings held 23 June 2020 (Attachment 1) and 21 October 2020 (Attachment 2) are presented for the consideration and adoption of Council.
Extension of appointment of two Independent Members

Mr Brass and Ms Ewing were appointed to the Audit Committee in January 2019, with the current term expiring on 27 January 2021. They have both advised their wish to extend their appointment for a further 2 year term, subject to Council approval.

The Audit Committee Terms of Reference (clause 3.2.1) states: “Unless otherwise determined by Council, the Independent Members will be appointed for a 2 year term with a right of extension of the appointment by Council”.

Clause 3.8 states “All members of the Committee shall be appointed by Council on the recommendation of the Committee”.

For Members’ information, Mr Ian Swan, Independent Member, was appointed in January 2018 for a 2 year term, followed by a 2 year extension in January 2020, expiring on 27 January 2022. Appointments have been staggered to secure consistency of Independent Members on the Committee.

Summary

- Adoption of the minutes of the Audit Committee meetings held 23 June 2020 and 21 October 2020 is sought.
- The Audit Committee recommends the extension of appointment of Mr Peter Brass and Ms Ellen Ewing as Independent Members of the Audit Committee for a further two year term.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Minutes of the Audit Committee meeting held 23 June 2020
Attachment 2: Minutes of the Audit Committee meeting held 21 October 2020

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

How We Work – Good Governance

Corporate Plan

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

Legislative Requirements

Local Government Act 1999
Local Government (Procedures at Meetings) Regulations 2013

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial

Costs related to advertising for the Independent Members are allowed for in the Budget.

Resource

Managed within existing officer resources.

Risk Management

The consideration and adoption of recommendations of Council committees and adherence to their Terms of Reference is a risk management tool.
## COMMUNITY CONSULTATION

Not required under legislation or Council’s Public Consultation Policy. Audit Committee Meetings are open to the public to attend and Agendas and Minutes are provided on Council’s website.

### 7.3.1 DEBATE AGENDA

#### 7.3.1.1 PROPOSED COMMUNITY CONSULTATION – AQUATIC SERVICES

**B9771**

**MOVED** Cr Haebich that Council:

1. Approves Consultation Pathway 2 (reference 20/65330) and associated demographic data collection in relation to the community consultation – Aquatic Services.
2. Adopts the draft Consultation Communication Plan (20/65237)
3. Approves a 2nd Quarter Budget Adjustment of up to $107,500 ex GST funded from the 2019/20 brought forward cash balance to add to the current amount of $30,000 ex GST in the 2020/21 approved Corporate and Community Services Budget to fund a total budget up to $137,500 ex GST and appoint Wax Designs through the appropriate procurement process.
4. Notes the anticipated timeframe for the Stage 1 process to commence by the end of December 2020 and complete by the end of March 2021 subject to the documentation being ready to release.

**Seconded** Cr Schilling

**CARRIED 2018-22/303**

### PURPOSE

For Council to consider the proposed format of the community consultation process for aquatic services to support the exploration of future opportunities for emerging aquatic facilities in the Council area required in part 4 of the Council resolution of the 15 September 2020.

The purpose of the process is to: Inform, Consult and to a lesser extent Involve the community in this matter (reference Public Participation Spectrum – International Association for Public Participation (IAP2)). Refer Community Consultation section of this report.

The report notes that Officers are aware of a proposed Notice of Motion that will be considered at an early point in the meeting Agenda with direct impact on the content and outcome of this report and have reflected this with alternative documentation and recommendations to enable this matter to be considered without further delay.

### REPORT

**Background**

At its Meeting on the 15 September 2020 Council resolved that:

**MOVED Cr Boothby** that Council:
1. Note the draft Aquatic Strategy 2020-70 and the information provided.

2. Recognising that the Nuriootpa War Memorial Swimming Pool as an asset is at the end of its useful life and is located in a flood zone, permanently closes the pool at the end of the 2020/21 season and a) Decommissions the pool with an appropriate budget allocation; b) Converts the open space area to a public park.

3. Recognising the currently high subsidy per visit for the Williamstown Pool, over the next two years, Council will explore potential opportunities to generate new revenue streams (in line with opportunities identified in the Williamstown Queen Victoria Jubilee Park Master Plan) that may assist in increasing usage and revenue for the pool and therefore reducing the subsidy per visit.

4. Noting the research results provided in the draft Aquatic Strategy regarding opportunities to provide ‘emerging’ aquatic facilities, that Council explore low capital and operational cost options for future consideration e.g. a Zero Depth Splash Zone at Tolley Reserve Nuriootpa.

Seconded Cr de Vries

CARRIED 2018-22/248

Elected Members also had an opportunity for further discussion in relation to this matter at the 4 November 2020 Workshop.

Introduction

Community consultation is an important component of the process to explore the community appetite for the development of future aquatic services. The draft Aquatic Strategy has so far been used to inform Council as to:

- The current aquatic service provision and levels of service in the Council area
- The demographic considerations that may impact on strategy
- The broader trends in the provision of contemporary aquatic facilities

It does not provide feasibility assessments on the different types of aquatic facilities that would also inform Council’s future strategy and the Barossa community has not been consulted on its conclusions or provided with the relative cost implications and the potential impact on rates and other infrastructure funding that a future strategy could have.

Discussion

Structure of consultation process:

<table>
<thead>
<tr>
<th>#</th>
<th>Activity</th>
<th>Stage</th>
<th>Timeframe</th>
<th>Level</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Council wide Ratepayer survey – quantitative and qualitative data collection via mailout (prepaid return postage)</td>
<td>1</td>
<td>Target to commence before the end of 2020 and complete end March 2021</td>
<td>Inform Consult</td>
</tr>
<tr>
<td>2</td>
<td>Resident online feedback opportunities</td>
<td>1</td>
<td>Target to commence before the end of 2020 and</td>
<td>Inform Consult</td>
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</table>
### Invitation to participate in community reference group

<table>
<thead>
<tr>
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<th>complete end March 2021</th>
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<tr>
<td>3</td>
<td>Invitation to participate in community reference group</td>
<td>2</td>
</tr>
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### Community and stakeholder Workshops – exploration of options

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<tbody>
<tr>
<td>4</td>
<td>Community and stakeholder Workshops – exploration of options</td>
<td>2</td>
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</table>

### Periodic reporting to Council

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<tr>
<td>5</td>
<td>Periodic reporting to Council</td>
<td>1,2 and beyond</td>
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### Associated master planning as determined by Council

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<tbody>
<tr>
<td>6</td>
<td>Associated master planning as determined by Council</td>
<td>3</td>
</tr>
</tbody>
</table>

#### 1. Formal consultation Ratepayer survey component.

It is proposed that an initial survey (Stage 1) will be undertaken as part of the Inform and Consult process.

Officers have provided 2 alternative consultation paths/trees for consideration. These give the broad content/sequence of the proposed consultation survey processes. The language of the questions will be refined for clarity with the consultants.

The Pathways are proposed as follows:

**Pathway 1:** (Refer Attachment 1)

Reflects part 2 and 4 of the resolution of the 15 September 2020 Council Meeting ie:

"...2). Recognising that the Nuriootpa War Memorial Swimming Pool as an asset is at the end of its useful life and is located in a flood zone, permanently closes the pool at the end of the 2020/21 season and a) Decommissions the pool with an appropriate budget allocation; b) Converts the open space area to a public park.

4). Noting the research results provided in the draft Aquatic Strategy regarding opportunities to provide ‘emerging’ aquatic facilities, that Council explore low capital and operational cost options for future consideration e.g. a Zero Depth Splash Zone at Tolley Reserve Nuriootpa."

The pathway reaffirms an opening statement that the Nuriootpa War Memorial Swimming Pool (Nuriootpa Pool) will close as a rationale for the structure of the resulting consultation process.

**Pathway 2:** (Refer Attachment 2)

Reflects the potential amendment to part 2 of the resolution of the 15 September 2020 Council Meeting in the event that this amendment is adopted by Council via a Notice of Motion process foreshadowed earlier in the current 17 November 2020 Council Agenda ie:
“That Council undertake further consultation on future aquatic needs in Nuriootpa as informed by further community engagement, noting the Nuriootpa War Memorial Swimming Pool shall permanently close when costs outweigh the community benefits as determined by Council at a future time. At the time the pool is closed Council shall:
   a) Decommission the pool with an appropriate budget allocation;
   b) Converts the open space area to a public space including community engagement on design options.”

This pathway reflects that the Nuriootpa Pool will continue to operate beyond the current 2020/21 season until Council determines otherwise.

Demographic data – Both Pathways
In addition to the questions raised through each Pathway, it is proposed to gather demographic / normative data in relation to respondents and their use of Council’s aquatic facilities to provide context to the consultation process and responses.

This will include a request for generic information such as:
   • Whether people swim
   • What aquatic facilities they use (ie: public and private facilities)
   • How frequently they swim
   • Why they swim (ie: fitness, competition, recreation/fun, social, lap swimming)
   • Their age, gender, location

Again these questions will be refined with the consultants.

Each survey will include a reply paid response and a unique identification for data review and reporting purposes.

Commentary data – Both Pathways
Both pathways will provide opportunity for respondents to provide comments and more information if they wish, to give context and qualitative information to inform the statistical, quantitative data that will be gathered through the survey element of the consultation.

2. Resident feedback opportunities:
Council’s Your Say Barossa portal will provide opportunities primarily for residents not captured by the mail out survey to give feedback and as with other consultation processes, Council will promote the consultation process via the full range of traditional and electronic media options including via our branch office network and prominent community locations.

3. and 4. Reference Groups and Workshops:
Through the survey process, people will have the opportunity to put themselves forward to participate in follow up reference groups and workshops to be coordinated by the consultation consultants to explore feedback and options in more detail and to provide further qualitative information to guide the development process.

5. Reporting to Council:
Will occur periodically through the consultation stages with the first reporting following the completion of Stage 1.
6. Master planning:
   To be determined by Council based on outcomes of Stages 1 and 2.

   It is proposed to appoint Wax Designs to lead the consultation process. They have a track record of delivering complex community consultation processes and will appoint subcontractors to assist with any additional subject matter expertise. The anticipated budget required will be up to $137,500 ex GST (including a 10% contingency). A total of $30,000 ex GST for related consultation costs is already included in the approved Corporate and Community Services 2020/21 Budget. An additional amount of up to $107,500 ex GST is therefore, required.

Summary and Conclusion
- Council has resolved to consult with the Community in a relation to aquatic facilities and services.
- There are 2 proposed Pathways for the consultation process depending on the related Council resolution prevailing at the time this matter is determined.
- A draft Consultation Communication Plan is presented.
- A staged process is envisaged with further reporting to Council at the end of each stage.
- The first stage is proposed to occur between the end of the calendar year and the 31 March 2021.
- Timelines beyond that are to be determined.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Consultation Pathway Version 1 (20/65270)
Attachment 2: Consultation Pathway Version 2 (20/65330)
Attachment 3: Due Diligence Report Level 1 (DDR1) and Bid Analysis Tool (BAT) – Aquatic Consultation costs (20/63943)
Attachment 4: Draft Consultation Communication Plan (20/65237)

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

- Community and Culture
- Infrastructure
- Health and Wellbeing
- How We Work – Good Governance

2.1 Initiate and support activities which encourage participation and pride in the Barossa Council area.
2.2 Support the development of activities that celebrate the history and culture of the Barossa and its people.
3.1 Develop and implement sound asset management which delivers sustainable services.
3.6 Invest in, and advocate for, community facilities that support cultural and community participation.
4.2 Create opportunities for people of all ages and abilities to participate in the community.
4.6 Ensure that community members can participate in cultural, recreational, sporting and learning opportunities.

Legislative Requirements
Local Government Act 1999

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

Financial Management
The 2019/20 Financial Statements and the Report on Financial Results are included in this Agenda and the financial information highlights the net operating and capital expenditure variances to budget. A higher than expected net cash amount was brought forward of $9.2m to 2020/21. It should be noted this cash amount is also a result of: grants received in advance $1.6m, open space subject to restrictions $0.7m, a better than expected net rates debtors balance at year end and the net movements for accounts payable as compared to budget along with numerous incomplete projects, all contributing to the cash balance at year end.

The Budget Update as at 30 September 2020 in this Agenda includes proposed Carried Forwards to 2020/21 of $4.6m along with requests for additional expenditure of $665k.

The 2020/21 adopted budget includes a loan amount of $9.7m and the actual loan finance requirement will be reviewed during the financial year.

Financial assessment
A Due Diligence Level One Report has been completed (refer Attachment 3) with a BAT score of 62.

The 2020/21 adopted budget amounts and indicators are used as the base for this financial assessment.

The revised forecast include year to date approved additions not listed in the Budget Update as at 30 September such as the Sub-Regions and Townships Project and Caravan Park Management Services along with this report item (if approved) at $107.5k a total of $149k; these will be included in the Mid-year Budget Review.

It is proposed that if this item is approved, it will be funded from the 2019/20 brought forward cash.
Resource Management

There is no capacity to manage the consultation process with internal resources alone and while Officers will support the process, the matter will be contracted out to consultants that can manage the end to end process and subcontract components of the work as required.
The financial impacts and considerations of this approach are detailed in the Financial Assessment above and the DDR1 and BAT assessment (refer Attachment 3).

Risk Management
Having a strategic approach to the ongoing delivery of aquatic services in the region was an original outcome of The Big Project with the stated output of an Aquatic Strategy as a risk management tool. The Aquatic Strategy has been completed and remains as a draft but as per the resolution of 15 September 2020, has provided research information to inform the current position of Council.

Community consultation is a further risk management strategy to support Council’s decision making processes in accordance with legislation and policy requirements.

<table>
<thead>
<tr>
<th>COMMUNITY CONSULTATION</th>
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<tbody>
<tr>
<td>Council has determined that it will consult with the community in relation to Pathway Version 1 or Pathway Version 2. This process aligns with the requirements of Council’s Public Consultation Policy that seeks to ensure that Council meets legislative obligations.</td>
</tr>
<tr>
<td>The proposed processes represent an approach that seeks to inform, consult and to a lesser degree, involve the community in planning and decision making processes in relation to this matter. These are the initial 3 of the 5 levels of the internationally recognised Spectrum of Public Participation developed by the International Association of Public Participation (IAP2).</td>
</tr>
<tr>
<td>Inform = provide balanced and objective information to assist with understanding of the matter, opportunities, solutions</td>
</tr>
<tr>
<td>Consult = obtain public feedback on analysis, alternatives, decisions</td>
</tr>
<tr>
<td>Involve = work directly with the public through the process to understand and consider public concerns and aspirations.</td>
</tr>
<tr>
<td>A draft Consultation Communication Process is provided as Attachment 4.</td>
</tr>
</tbody>
</table>

7.3.2 DEBATE AGENDA – MANAGER COMMUNITY PROJECTS

7.3.2.1 COMMUNITY GRANT APPLICATION – MT MCKENZIE HALL INC - COMMUNITY FIRE FIGHTING TANK B3342

<table>
<thead>
<tr>
<th>MOVED Cr Barrett that Council:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Note the situation at Mt. McKenzie regarding an adequate supply of water to assist in any emergency.</td>
</tr>
</tbody>
</table>
| (2) Approve, in addition to the $3,000.00 (ex GST) already granted from the Community Grants budget an additional $11,292.00 (ex GST) from the Community Assets budget for the Mt. McKenzie Hall Inc. ‘Community Fire Fighting Tank Project’.
(3) That payment to the Mt. McKenzie Hall Inc. is subject to confirmation of Planning and Building approval and the project being fully funded.

Seconded Cr Wiese-Smith CARRIED 2018-22/304

**PURPOSE**

Council to consider the recommendation from the Community Assistance Scheme Committee to grant $14,292 (ex GST) to Mt McKenzie Hall Inc towards their “Community Fire Fighting Tank” project.

**REPORT**

**Background**

The Community Assistance Scheme Committee (CASC) has delegation to approve Community Grants up to $3,000 ex GST. Mt McKenzie Hall Inc (the Group) has submitted an application seeking $14,292 (ex GST) for their “Community Fire Fighting Tank” project which is outside of CASC delegation. The Community Assistance Scheme Policy states that all “requests for Council funding/assistance that are outside the Community Assistance Scheme scope and Guidelines will be assessed by the CASC in the first instance. The Application, together with a report and the CASC recommendation will be presented to the next Council Meeting for decision.”

**Introduction**

Mt McKenzie is a small semi rural community, half way between Angaston and Eden Valley. The Mt McKenzie Hall property has been owned by the local Community for 94 years and is managed by Mt McKenzie Hall Inc. Objectives of the organisation include provision of “facilities for all people who identify with the Mount McKenzie community to interact with each other and share ideas” and “at all times be operated for the benefit of community members”. (From Rules of the Mount McKenzie Hall Incorporated)

The Group’s planned major capital expense for 2020 was the installation of a fire fighting water tank. This project can now no longer be funded by the Group due to cancellation of all community fundraising events in response to the COVID-19 pandemic. (In 2019, the Group’s fundraising exceeded $15,000 which was used to upgrade the Hall facilities.)

The Mt McKenzie Hall is one of the last remaining community managed halls in the region. There are 36 properties in the near area of the Hall and an estimated 400 residents in the wider area. There is no mains water connected at Mt McKenzie and also no communal water infrastructure. The Group unanimously agreed that the purchase of a 160kl fire fighting tank would come from funds raised during 2020. The proposed asset would help both the CFS and farm fighting units to protect the local area.

**Discussion**

The Community Grant application submitted by Mt McKenzie Hall Inc for funding towards a community fire fighting tank, was considered by the CASC at its 5 August 2020 meeting. CASC resolved the following:

**MOVED** Mayor Lange that the Community Assistance Scheme Committee:

1) supports in principle, the Mt McKenzie Hall Inc Community Fire Fighting Tank project;

2) defers a decision on the Community Grant Application submitted by Mt McKenzie Hall Inc for funding towards its Community Fire Fighting Tank, project, pending further information on the following:

- access to water to fill the tank (ie where will the water come from)
The Barossa Council
20/67330
Minutes of Council Meeting held on Tuesday 17 November 2020

- whole of life costs of the project
- how ongoing costs will be funded

Seconded Cr Barrett
CARRIED

The Group was advised that CASC deferred its decision on their Community Grant application, pending further information. A copy of their Grant application is provided at Attachment 1 and subsequent further information is provided at Attachment 2.

The Group has sourced quotes from local trades and businesses and provided the following costs (inclusive of GST):

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost (inc GST)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Heritage 160kl tank</td>
<td>13,550</td>
</tr>
<tr>
<td>Quarry materials</td>
<td>753</td>
</tr>
<tr>
<td>Civil site works and prep</td>
<td>2,000</td>
</tr>
<tr>
<td>Materials, 100mm water delivery</td>
<td>200</td>
</tr>
<tr>
<td>Fire pump and electrical installation</td>
<td>719</td>
</tr>
<tr>
<td><strong>TOTAL including GST</strong></td>
<td><strong>$17,222</strong></td>
</tr>
</tbody>
</table>

The Group has indicated it can provide $1,500 of its own funds toward the project.

Water Collection:
Water to fill the 160kl tank will come from rainfall. At the time of installation, 10% of the water capacity will need to be placed to ensure the liner settles and there is sufficient weight to the structure. Eden Valley CFS has agreed to deliver water for this purpose.

Whole of Life Costing:
Heritage water tanks have a 20 year conditional warranty. The Group do not anticipate any significant direct expenses relating to the tank over the service life of a minimum of 20 years. Regular housekeeping and preventative maintenance will ensure that the tank is fit for purpose for the long term. Their proposed preventative maintenance plan and annual cost assumptions are included in Attachment 2. The tank and pump will be covered under the Community Hall’s insurance.

Tank Access:
For water security purposes, the ball valve at the tank will be locked with a CFS supplied universal lock. All CFS appliances in SA have a key to unlock the valve. Mt McKenzie Hall personnel will not have to manage tank access. There will be ample space for various vehicle configurations to access water, ranging from the CFS bulk water truck, local appliances and farm fire fighters of varying design and size.

The second option for water access will be via an electric start fighter/water transfer pump located next to the proposed fire tank. The pump will be securely mounted and caged during the fire season. Access to the unit will be unrestricted during declared catastrophic fire days.

CASC reviewed the application and the further information at its 3 November 2020 meeting and considered Council’s role in this matter. CASC resolved the following:

MOVED Cr Wiese-Smith that the Community Assistance Scheme Committee:
1) supports in principle, the Mt McKenzie Hall Inc “Community Fire Fighting Tank” project;

2) recommends that Council approve $3,000 (ex GST) from the Community Grants budget and $11,292 (ex GST) from the Community Assets budget for the Mt McKenzie Hall Inc “Community Fire Fighting Tank” project, subject to Planning and Building approvals being granted;

3) recommends that payment of the Grant be made to Mt McKenzie Hall Inc on confirmation of Planning and Building approvals and the project being fully funded.

Seconded Cr Barrett
CARRIED

The Group appreciates that the application is for a substantial sum of money and if Council cannot grant the full amount, request that consideration be given for the cost of the supply and installation of the tank. The Group would then concentrate future community fundraising to raise the shortfall. They have not sought other funding sources at this point. The Chair of Mt McKenzie Hall Inc has stated that their application is “critical for our local community”.

Officers briefly investigated other funding sources for this project, given the scale of funding sought and suggested that the Group enquire with Primary Industries and Regions SA (PIRSA) or investigate the Building Better Regions Fund Round 5 that may come out at the end of the year. It is understood that there are currently no Emergency Services Grants open, but this may change coming into summer. Council’s drought support funding program has already been resolved by Council.

Planning and building approval will be required for the project and, as the site is local heritage listed, any development application will be required to be reviewed by Council’s Heritage advisor.

Summary and Conclusion
Mt McKenzie Hall Inc has researched their project well and provided all requested information to the CASC. CASC fully support the project, as the proposed 160kl tank will assist the CFS and farm fighting units to protect the Mt McKenzie area in the case of fire emergency, there being no mains water or communal water infrastructure available.

CASC has delegation to approve Community Grants up to $3,000 (ex GST). This Application is requesting $14,292 (ex GST). CASC recommend that Council fund the full amount, being $3,000 (ex GST) from the Community Grants/Youth Grants budget and $11,292 (ex GST) from the Community Assets budget. It is noted that there is no contingency allowance included in these figures (usually 10%).

Officers have some concern about consistency of approach by Council, in that the request may be considered a New Initiative. Requests from other organisations for funding through the New Initiatives process were not approved, due to no New Initiatives in the 2020/21 financial year.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Community Grant Application and supporting documentation
Attachment 2: Further information provided by Mt McKenzie Hall Inc
Attachment 3: Due Diligence Report (Ref: 20/65087)
Community Plan

- Community and Culture
- Health and Wellbeing

Corporate Plan
2.4 Foster volunteering opportunities that are responsive to the needs of the Community.
2.10 Collaborate with key emergency management stakeholders and provide support for community safety initiatives.
4.14 Plan for public health and security risks associated with climatic changes.
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.

Legislative Requirements
Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
CASC recommend that Council fund the total amount requested by Mt McKenzie Hall Inc, being $3,000 (ex GST) from the Community Grants/Youth Grants budget and $11,292 (ex GST) from the Community Assets budget.

The adopted Budget for the Community Grants and Youth Grants for 2020/21 is $25,500 (ex GST).

<table>
<thead>
<tr>
<th>BUDGET 2020-2021</th>
<th>$ (excl GST)</th>
</tr>
</thead>
<tbody>
<tr>
<td>GRANTS APPROVED TO DATE</td>
<td>$25,500</td>
</tr>
<tr>
<td>FUNDS REMAINING</td>
<td>$ 5,980</td>
</tr>
<tr>
<td></td>
<td>$19,520</td>
</tr>
</tbody>
</table>

Community Grants – Decision Pending
- Eden Valley Tourism & Promotional Group Inc
  - $ 6,300
- Mt McKenzie Hall Inc
  - $14,292
  - $20,592

The Community Assets budget has a current available balance of $40,817 ex GST.

A Due Diligence Report (DDR) in accordance with Council’s Budget and Business Plan Policy and Process has been completed (Attachment 3), which results in a Bid Analysis Score (BAT) of 59.
Risk Management
Adherence to Council's Community Assistance Scheme Policy and Community Grant Guidelines is a risk management tool.

Various Officers have reviewed the Grant Application and proposal.

COMMUNITY CONSULTATION
Community Consultation is not required under legislation or Council Policy but in the case of New Initiatives, would ordinarily occur through the annual draft budget processes.

7.3.2 DEBATE AGENDA – MANAGER COMMUNITY PROJECTS

7.3.2.2
PROPOSED OPENING HOURS 2020/2021 CHRISTMAS/NEW YEAR PERIOD – THE REX BAROSSA AQUATIC AND FITNESS CENTRE AND OUTDOOR POOLS
B10535

MOVED Cr Miller that Council

(1) Approve the following opening hours for the Rex Barossa Aquatic and Fitness Centre over the 2020-2021 Christmas/New Year period:

<table>
<thead>
<tr>
<th>Date</th>
<th>Centre</th>
<th>Creche</th>
<th>Group Fitness</th>
<th>Vacation Care</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monday 14 Dec</td>
<td>6.00am-7.00pm</td>
<td>Open</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Tuesday 15 Dec</td>
<td>6.00am-7.00pm</td>
<td>Open</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Wednesday 16 Dec</td>
<td>6.00am-7.00pm</td>
<td>Open</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Thursday 17 Dec</td>
<td>6.00am-7.00pm</td>
<td>Open</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Friday 18 Dec</td>
<td>6.00am-7.00pm</td>
<td>Open</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Saturday, 19 Dec</td>
<td>8.00am-1.00pm</td>
<td>Closed</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
<tr>
<td>Sunday, 20 Dec</td>
<td>8.00am-1.00pm</td>
<td>Closed</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
<tr>
<td>Monday, 21 Dec</td>
<td>6.00am-7.00pm</td>
<td>Closed</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Tuesday, 22 Dec</td>
<td>6.00am-7.00pm</td>
<td>Closed</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Wednesday, 23 Dec</td>
<td>6.00am-7.00pm</td>
<td>Closed</td>
<td>Revised Timetable</td>
<td>Open</td>
</tr>
<tr>
<td>Thursday, 24 Dec</td>
<td>6.00am-5.00pm</td>
<td>Closed</td>
<td>No Classes</td>
<td>Open</td>
</tr>
<tr>
<td>Friday, 25 Dec</td>
<td>Closed</td>
<td>P/H</td>
<td>Closed</td>
<td>Closed</td>
</tr>
<tr>
<td>Saturday, 26 Dec</td>
<td>8.00am-1.00pm</td>
<td>Closed</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
<tr>
<td>Sunday, 27 Dec</td>
<td>8.00am-1.00pm</td>
<td>Closed</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
<tr>
<td>Monday, 28 Dec</td>
<td>8.00am-9.00pm</td>
<td>P/H</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
<tr>
<td>Tuesday, 29 Dec</td>
<td>6.00am-7.00pm</td>
<td>Revised Timetable</td>
<td>Revised Timetable</td>
<td>Closed</td>
</tr>
<tr>
<td>Wednesday, 30 Dec</td>
<td>6.00am-7.00pm</td>
<td>Revised Timetable</td>
<td>Revised Timetable</td>
<td>Closed</td>
</tr>
<tr>
<td>Thursday, 31 Dec</td>
<td>6.00am-7.00pm</td>
<td>No Classes</td>
<td>Closed</td>
<td>Closed</td>
</tr>
<tr>
<td>Friday, 1 Jan</td>
<td>8.00am-1.00pm</td>
<td>P/H</td>
<td>No Classes</td>
<td>Closed</td>
</tr>
</tbody>
</table>

24/7 members still have access any time

(2) Approve that the Nuriootpa War Memorial Swimming Pool and the Williamstown Swimming Pool will both be closed on Christmas Day 25 December 2020.

Seconded Cr Angas  CARRIED 2018-22/305
Proposed opening hours for the Rex over the 2020-2021 Christmas/New Year period are provided for Council approval.

**REPORT**

The closure dates and times are consistent with previous years and also with the recovery from the COVID-19 period where attendance rates are still low for weekend afternoons. Weekend opening hours will remain unaltered from the normal schedule over the seasonal period.

The crèche will be closed for a full 2 week period.

Limited group fitness timetable is just for the 2020-2021 Christmas/New Year period.

Both outdoor pools at Nuriootpa and Williamstown will only be closed on Christmas Day and not open until 12pm on public holidays (normal opening hours) which is consistent with previous years.

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

Community Plan

- Community and Culture
- Health and Wellbeing
- How We Work – Good Governance

4.6 Ensure that community members can participate in cultural, recreational, sporting and learning opportunities.

4.8 Promote a healthy community through a planned approach to public health.

Legislative Requirements

Local Government Act 1999

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

The proposed operating times aim to balance appropriate service levels for the community to meet seasonal demand, whilst reducing unnecessary staff and other operational overheads.

**COMMUNITY CONSULTATION**

Centre Managers, Belgravia Leisure will notify the community of Rex opening hours over the Christmas/New Year period by the following methods:-

- Local newspaper advertisement
- Website and social media
- Telephone
- Noticeboards in the Centre

**7.3.2 DEBATE AGENDA – MANAGER COMMUNITY PROJECTS**
7.3.2.3
NURIOOTPA WAR MEMORIAL SWIMMING POOL – PILOT OF INCREASED OPERATING SERVICE LEVELS AND ASSOCIATED COST INCREASES FOR SEASON 2020-2021
B4047

MOVED Cr Wiese-Smith that Council:

1. Support the additional opening hours at the Nuriootpa War Memorial Swimming Pool as documented in the report for an additional cost of up to $26,549 ex GST.

2. Support the additional opening hours at the Williamstown Swimming Pool as documented in the report for an additional cost of up to $25,000.

3. Instruct the Chief Executive Officer to complete second quarter budgets adjustments for 2020/21 accordingly as recommendation (1) and (2) supported or otherwise.

4. Communicate and promote the new opening hours via Council’s website and social media.

Seconded Cr Troup

CARRIED 2018-22/306

PURPOSE
For Council to consider increased, consistent and equitable levels of service for the Council’s outdoor aquatic facilities.

REPORT

Background
The Nuriootpa War Memorial Swimming Pool open hours, which have not changed in recent years, are available on Council’s website at https://www.barossa.sa.gov.au/sections/community-cultural-services/community-recreational-facilities/barossa-swimming-pools

General Use
Monday to Friday (morning session): 6am to 10am
Monday to Friday: 3.30pm to 6pm

Weekends:
Saturday 10am to 6pm
Sunday 12 noon to 6pm

School Holidays weekdays:
6am to 10am and 2pm to 7pm

Weather Policy
The pool will open when temperature forecast as predicted by the Bureau of Meteorology on the previous day at 5pm, exceeds 26 Degrees Celsius and stay open (for longer) at the Manager’s discretion if the weather exceeds 34 Degrees Celsius and customer numbers exceed 25 at 5.30 pm.
Public Holidays:
12 noon to 5.00pm (Note: On Public Holidays the pool will only open if the temperature is over 28 Degrees Celsius)

Large group bookings, birthday parties and events by negotiation with Manager

NB: As a result of the weather policy the pool was closed 43 days in the 2019/20 season.

A weather policy is a relatively common tool used by operators (particularly Councils) to assist with the management of outdoor pool opening. Cooler days generally result in reduced attendance and the mechanism enables operators to give casual pool staff certainty around whether they are required to attend for work or not and control operating costs in the event of customers not coming along on colder days.

Based on these opening hours and open days, the actual total wages cost for operating the pool in 2019/2020 was $49,955 and in 2018/2019, $56,227.

Introduction
In the lead up to this year’s swimming season, the Nuriootpa War Memorial Swimming Pool Working Group (NWMSPWG) have provided feedback to Officers that the community find it difficult to determine the opening hours due to the inconsistency and complexity of determining opening based on temperature.

Discussion
The NWMSPWG have requested that Officers consider the following additional opening hours. The requests constitute an increased level of service that can only be approved by Council.

In most cases the following additional hours require two staff, which has been included in the hours and costs where appropriate. Additional wages have been calculated from 1 November 2020 so are an over estimation of the total cost required.

<table>
<thead>
<tr>
<th>NURIOOTPA WAR MEMORIAL SWIMMING POOL</th>
<th>Estimated Additional Wages for season assuming opened everyday</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Morning Sessions</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Monday – Friday 6am-10am</td>
<td></td>
<td>Unchanged</td>
</tr>
<tr>
<td>Saturday 8am – 6pm</td>
<td>$1,120</td>
<td>Feedback is that 10am start too late for lap swimmers</td>
</tr>
<tr>
<td><strong>Afternoon Sessions</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Monday – Friday 3pm – 7pm</td>
<td>210 staff hours (for 2 staff) = $5,880</td>
<td>Feedback is this may encourage additional after school usage.</td>
</tr>
<tr>
<td>School Holidays, weekends and public holidays 12pm – 7pm</td>
<td>120 staff hours (for 2 staff) = $3,360</td>
<td>Extra 2 hours per day Monday to Friday during school holiday period</td>
</tr>
<tr>
<td></td>
<td>24 staff hours (for 2 staff) = $672</td>
<td>Extra 2 hours per weekend through school holiday period</td>
</tr>
<tr>
<td>24 staff hours (for 2 staff) = $672</td>
<td>Extra 2 hours per weekend through non-school holiday period</td>
<td></td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>-------------------------------------------------------------</td>
<td></td>
</tr>
<tr>
<td>444 staff hours = $12,432</td>
<td>Maximum hours based on number of days closed last year. Additional staff costs based on opening every day regardless of temperature for the period 1 November 2020 to 31 March 2021</td>
<td></td>
</tr>
</tbody>
</table>

**Temperature Consideration:**
Removal of temperature restrictions and threshold and open pool 7 days a week

$26,549

**WILLIAMSTOWN SWIMMING POOL**
Should Council look to provide the same additional opening hours for consistency at the Williamstown Pool, it is estimated that the additional cost would be approximately $25,000 ex GST for the season. The removal of the temperature threshold at Williamstown will cost more as that measure is currently 27 degree as opposed to 26 degrees. A full assessment has not been completed for Williamstown and therefore this is an estimate only.

For both pools, it is difficult to determine how these costs would be offset by additional pool income so the figures quoted are estimated worst case scenarios.

Notwithstanding that at its Meeting on the 15 September 2020, Council determined to close the Nuriootpa Pool at the end of the 2020/21 season, it is recommended that the changed service levels be considered as a pilot approach across both outdoor pools to assess the impact of the increased provision. Officers will provide a rolling report on the attendance figures to Elected Members on a fortnightly basis via email and include those statistics in the monthly Council Consensus Agenda during the current season.

**Summary and Conclusion**
To address feedback that there is community confusion around outdoor pool opening hours, the Nuriootpa War Memorial Swimming Pool Working Group have requested additional opening hours and the removal of the temperature constraint. The estimated additional wages cost for this increased level of service is $26,549 ex GST. While many other community outdoor pools operate with a temperature threshold to determine opening/closing periods, it is understood that this can be frustrating for customers, particularly when the actual temperature on any given day exceeds the predicted Bureau of Meteorology temperature and is in excess of 26 degrees but the pool remains closed.

Should Council wish to apply a consistent approach over both outdoor pools, the additional cost for the Williamstown Swimming Pool is approximately $25,000 ex GST. It is recommended that this approach be piloted for the current season. If supported by Council, a second quarter 2020/21 budget adjustment will be required.
COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

- Community and Culture
- Infrastructure
- Health and Wellbeing
- How We Work – Good Governance

2.1 Initiate and support activities which encourage participation and pride in the Barossa Council area.

2.2 Support the development of activities that celebrate the history and culture of the Barossa and its people.

3.1 Develop and implement sound asset management which delivers sustainable services.

3.6 Invest in, and advocate for, community facilities that support cultural and community participation.

4.2 Create opportunities for people of all ages and abilities to participate in the community.

4.6 Ensure that community members can participate in cultural, recreational, sporting and learning opportunities.

Legislative Requirements

Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial

The 2019/20 Financial Statements and the Report on Financial Results are included in this Agenda and the financial information highlights the net operating and capital expenditure variances to budget. A higher than expected net cash amount was brought forward of $9.2m to 2020/21. It should be noted this cash amount is also a result of: grants received in advance $1.6m, open space subject to restrictions $0.7m, a better than expected net rates debtors balance at year end and the net movements for accounts payable as compared to budget along with numerous incomplete projects, all contributing to the cash balance at year end.

The Budget Update as at 30 September 2020 in this Agenda includes proposed Carried Forwards to 2020/21 of $4.6m along with requests for additional expenditure of $665k.

The 2020/21 adopted budget includes a loan amount of $9.7m and the actual loan finance requirement will be reviewed during the financial year.

Financial assessment

A Due Diligence Level One Report has been completed (refer Attachment 1) with a BAT score of 50.
The 2020/21 adopted budget amounts and indicators are used as the base for this financial assessment.

The revised forecast within the table below, include year to date approved additions not listed in the Budget Update as at 30 September such as the Sub-Regions and Townships Project, Caravan Park Management Services, Community Consultation - Aquatic Services Provision and Stormwater Drainage and Footpath design and construction estimates along with this report item (if approved) at $52k a total of $231k, these will be included in the Mid-year Budget Review.

It is proposed that if this item is approved it will be funded from the 2019/20 brought forward cash.

### Item for Budget inclusion:

<table>
<thead>
<tr>
<th>Item for Budget inclusion:</th>
<th>Nuriootpa War Memorial and Williamstown Swimming Pool - additional opening hours</th>
</tr>
</thead>
<tbody>
<tr>
<td>Net operating costs (incl depreciation)</td>
<td>$51,549</td>
</tr>
<tr>
<td>Additional project cost (ex GST)</td>
<td>$0</td>
</tr>
<tr>
<td>Grant Income reduced (ex GST)</td>
<td>$0</td>
</tr>
<tr>
<td>Funding required by Council</td>
<td>$51,549</td>
</tr>
<tr>
<td>DDR provided</td>
<td></td>
</tr>
<tr>
<td>This projects BAT score – approved by CMT (Cut-off)</td>
<td>50</td>
</tr>
<tr>
<td>CMT reviewed and recommended</td>
<td></td>
</tr>
<tr>
<td>If approved – a BAR or NI will be included in the:</td>
<td>2020/21 Mid-year Budget Review as at 31 December 2020</td>
</tr>
<tr>
<td>Assessment of Key Performance Indicators (KPI) for all changes council has approved and the reports in this Council meeting agenda since the Adopted Budget 2020/21*.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>KPI</th>
<th>Revised forecast</th>
<th>Overall Change since*</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Surplus/(Deficit) (Target: break even position over a five year period)</td>
<td>-$377k</td>
<td>Reduced by $611</td>
</tr>
<tr>
<td>Operating Surplus Ratio (Target: -2% to 10%)</td>
<td>-0.95%</td>
<td>Budget Surplus to an expected Deficit</td>
</tr>
<tr>
<td>Net Financial Liabilities (NFL) S</td>
<td>$20,564,428k</td>
<td>Decrease in NFL $857k</td>
</tr>
<tr>
<td>Net Financial Liabilities Ratio (Target: &gt;0 to &lt;100%)</td>
<td>50.6%</td>
<td>Decrease to liabilities ratio 2.3%; minor improvement to the ratio</td>
</tr>
<tr>
<td>Asset Funding Renewal Ratio (Target: &gt;80% to &lt;110%)</td>
<td>122%</td>
<td>An additional $350k; minor improvement to the ratio</td>
</tr>
</tbody>
</table>
Noting that after the addition of this and previously approved projects for 2020/21 - all KPI's are within the target range set by Council.

Funding for this project will:

- ☑ Be transferred from existing budget line:
- ☑ Be allocated from next years discretionary spend:
- ☑ Be allocated from previous years surplus:
- ☑ Effect the Council's end of year results and cash position.

**This item is an once-off net operating expenditure in 2020/21 of $52k.**

Since Budget adoption 2020/21 the net cash reduction approved by Council for numerous budget amendments in the Budget Update 30 Sept and Council meetings reports for additional expenditure not included with this update, these have been funded from the brought forward The Mid-year Budget Review as at 31 December 2020 will include the actual closing financial and cash position for 2019/20, this report will update the opening cash position for 2020/21 used to fund the additional expenditure.

**Resource Management**
Belgravia Leisure as operators of the pools, have notified Officers that they have the capacity to provide qualified staff with additional hours.

**Risk Management**
The main risk in not supporting the additional hours is reputational. Leaving the opening hours as currently approved will continue to be questioned in the community with regard to the opportunity for consistent community access to the pool and therefore, the perceived reduction in usage potential.

**COMMUNITY CONSULTATION**
No formal community consultation is required under the Local Government Act 1999 or Council Public Consultation Policy. However, feedback since the 15 September 2020 decision to close the Nuriootpa War Memorial Swimming Pool at the close of the 2020-2021 season has triggered community and Nuriootpa War Memorial Swimming Pool Working Group feedback to review opening hours, highlighting that the current weather policy has a detrimental impact on the opportunity for pool attendance, a major driver of the determination to close the pool.

**7.3.2 DEBATE AGENDA – MANAGER COMMUNITY PROJECTS**

**7.3.2.4 THE BIG PROJECT – LYNDOCH RECREATION PARK – DESIGN AND COSTING**

**B4047**

**MOVED** Cr Haebich that Council:

1. Receive and endorse the detailed design plans for the Lyndoch Recreation Park element of The Big Project.

2. Support the reprioritisation of the Community Pavilion component of the design based on feedback from the project team stakeholders at their meeting on 29 October 2020, to allow for the project budget to be applied to the sporting infrastructure elements of the detailed design plans.
(3) Approve that the Community Pavilion will not be implemented during this phase of the Lyndoch Recreation Park project; however, that it will remain as a The Big Project requirement to be prioritised in the future.

(4) Require the Chief Executive Officer to continue to progress the plans to a construction ready stage to enable agile and effective grant application opportunities as they arise.

Seconded Cr Boothby

CARRIED 2018-22/307

PURPOSE
To provide Council with an update on the detailed design works for Lyndoch Recreation Park.

REPORT
Background
At its 20 August 2019 meeting, Council approved the prioritisation of The Big Project elements, which included Lyndoch Recreation Park as part of the Southern Barossa Hub. For background, the Masterplan; Prioritisation Summary, Needs Analysis and Demographic Assessment and Financial Modelling – Extract for Lyndoch Recreation Park is provided at Attachment 1.

Introduction
Since that time, Officers have worked with representatives of the Lyndoch sporting and community clubs including Barossa District Football and Netball Club, Lyndoch Cricket Club, Lyndoch Tennis Club, Lyndoch Bowling Club, Barossa Pigeon Racing Club and the Lyndoch and Districts Little Athletics Centre. The detailed requirements and design has been completed and costed.

Some Masterplan elements are currently being implemented: 100 LUX (with provision for 300 LUX) oval lighting, reinstatement of turf cricket pitch and surrounds and new cricket practice nets.

Please note, throughout this report and attachments, all values are quoted excluding GST.

Discussion
The detailed design plans, as designed by landscape architects Environarc Pty Ltd for the Lyndoch Recreation Park, include the following elements:

- New 200 seat community pavilion
- Upgraded commercial kitchen, bar and cold room facilities
- Refreshed clubroom and extended viewing areas
- New change rooms to accommodate football, cricket, tennis and netball
- Relocation of club and community storage sheds
- Improved internal roadways with some semi-formalised car parking
- Refreshed tennis / netball clubroom with improved kitchen and canteen facility
- Increased court footprint to allow for minimum code runoff areas
- Relocation of playground

The design plans are provided at Attachment 2.
The plans have also been independently costed by Chris Sale Consulting with the Elemental Cost Estimate report provided at Attachment 3.

The project budget as adopted by Council at the 20 August 2019 meeting is $5,389,364. From this and as part of the successful Office of Recreation, Sport and Racing Grassroots Round 3 grant, $380,000, has been applied to the implementation of the oval lights, cricket turf pitch and surrounds, and cricket practice nets. The remaining budget is then $5,009,364.

The initial project cost from the Cost Estimate is $8,698,000, resulting in an over budget amount of $3,688,636.

A value management exercise was undertaken to review the scope. Firstly, officers assessed opportunity to identify areas that could be scaled back. These identified areas included savings in community pavilion, clubroom, change rooms (based on known Nuriootpa Centennial Park change room build), deletion of netball/tennis change rooms, various external works such as tiered seating, volume of internal roadways, perimeter fencing, under seating rainwater harvesting tanks.

A further meeting was held with key stakeholders to discuss the value management process and officer’s identified suggestions. The clear priority from all stakeholders, including sporting clubs and the community representatives from the Southern Barossa Alliance (SBA), was that the sporting infrastructure should be prioritised over the community pavilion. It was the view of the SBA representatives that unless a 200 seat facility was implemented, that the value from that investment would be compromised. All representatives were supportive of this approach but also want to ensure that the community pavilion is reprioritised but not deleted as a future community requirement and prioritised in a later phase of The Big Project.

The value of the saving represented by phasing out the community pavilion (less the allowance for the bar and cool room which would still be required) is $1,671,610.

Other items identified as savings are itemised below:

<table>
<thead>
<tr>
<th>Community Pavilion Savings</th>
<th>1,741,610</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Re-prioritise requirement and phase out of current implementation.</td>
<td></td>
</tr>
<tr>
<td>- Keep cost for cool room and bar</td>
<td>-70,000</td>
</tr>
<tr>
<td>Community Pavilion Total SAVINGS</td>
<td>1,671,610</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Existing Clubroom Savings</th>
<th>72,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Removal of Existing Gables</td>
<td>30,000</td>
</tr>
<tr>
<td>- Acoustic Ceilings</td>
<td>2,000</td>
</tr>
<tr>
<td>- Reduce Kitchen Allowance</td>
<td>40,000</td>
</tr>
<tr>
<td>Existing Clubroom Total SAVINGS</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Change Rooms (Football / Cricket) Savings</th>
<th>275,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Changeroom as per Nuriootpa Design</td>
<td></td>
</tr>
<tr>
<td>Change Rooms (Football / Cricket) Total SAVINGS</td>
<td>275,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Change Rooms (Tennis / Netball) Savings</th>
<th>450,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Changeroom as per Nuriootpa Design - 2 of and kitchen only</td>
<td></td>
</tr>
</tbody>
</table>
Further detail on costing and value management elements and calculations is provided in the spreadsheet at Attachment 4.

The stakeholders have requested that this proposal be put to Council to support the requirements of the Southern Barossa community that will accommodate 40% of the Barossa’s population residing in the area by 2036. The subregion also has a higher than average proportion of young families, which has demand and use implications for open space, recreation and sporting facilities and service provision in the future.

Summary and Conclusion
Detailed design plans for the Lyndoch Recreation Park component of The Big Project have progressed. The initial costing of the plans was significantly over budget at $8,698,000 ex GST.

A value management process was completed by officers and key stakeholders, with the recommendation being that the community pavilion element of the build be reprioritised and the highest priority be placed on the sporting infrastructure requirements. The community pavilion is still a requirement of the Southern Barossa region and it is recommended that this element of the project remain in The Big Project plans for the future.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: The Big Project Prioritisation and Financial Modelling - The Next Phase - Extract for Lyndoch Recreation Park from 20 August 2019 Council Meeting (Ref: 20/64571)
Attachment 2: Lyndoch Recreation Park - Site and Design Plans - Clubroom and Change rooms – Draft (Ref: 20/6238)
Attachment 3: Lyndoch Recreation Park – Elemental Cost Estimate (Ref: 20/18395)
2.1 Initiate and support activities which encourage participation and pride in the Barossa Council area.

2.8 Provide opportunities for the community to participate in local decision-making.

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.

3.6 Invest in, and advocate for, community facilities that support cultural and community participation.

4.2 Create opportunities for people of all ages and abilities to participate in the community.

4.4 Support sporting, recreational and community clubs and organisations to grow and be sustainable.

4.6 Ensure that community members can participate in cultural, recreational, sporting and learning opportunities.

4.8 Promote a healthy community through a planned approach to public health.

4.9 Design our future developments and facilities to support active lifestyles and community health and wellbeing.

5.1 Work closely with State Government, Federal Government and stakeholders to support economic growth, development and job creation.

Legislative Requirements
Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial Management
At its meeting on 20 August 2019, Council resolved:

MOVED Cr Johnstone

(1) That Council having considered, reviewed and analysed The Big Project masterplans, community needs and benefits as gathered through the master planning and community engagement processes over the past 33 months, financial modelling and ability to fund projects, economic development opportunities, third party and grant funding alignment endorse the “Target Next
Phase Priorities and Associated Analysis – August 2019” document as presented at the Attachment.

(2) That Council noting that current 2019-20 financial year programs being the Angaston Railway Station masterplan implementation, Tanunda Recreational Park acceleration works, Nuriootpa Centennial Park multi-use change rooms and Old Talunga Recreation Park tennis/netball upgrades are approved projects that are below the thresholds of the Prudential Management Policy under to Section 48(aa1) of the Local Government Act for a full independent prudential report proceed as budgeted.

(3) That Council noting that the “Target Next Phase Priorities and Associated Analysis – August 2019” include some projects that are above the expenditure threshold for a full independent prudential management report as contemplated by the Prudential Management Policy under to Section 48(aa1) of the Local Government Act undertake the required full prudential management report as outlined by Clause 4.3 of the policy on the remaining projects in totality and that the Chief Executive Officer proceed to engage an independent consultant to undertake the work.

(4) That Council acknowledge that the target plan will be adjusted and revised depending on the availability and success of grant applications, annual funding allocations, changing community need, and resourcing needs to deliver this aspirational target plan.

(5) That the Mayor release a public statement relative to this resolution of Council.

Seconded Cr Angas CARRIED 2018-22/281

Resource Management
Resources as already allocated to The Big Project, and specifically Lyndoch Recreation Park, are sufficient to continue to the planning, stakeholder management, procurement and implementation phases of this project.

Risk Management
Like all projects, ongoing relationship management is important in mitigating risk of misinformation and potential reputational risk. Officers are continuing to keep the stakeholders [club and user group representation] informed of progress and involved in the development of recommendations which are provided in this report.

COMMUNITY CONSULTATION
Extensive community consultation has been completed throughout The Big Project project lifecycle. Ongoing project updates have been provided to clubs and user groups through their allocated project team representation.

7.5.1 DEBATE AGENDA – DEVELOPMENT SERVICES REPORT
7.5.1.1
DRAFT DEVELOPMENT PLAN CONSENT DELEGATION POLICY – DEVELOPMENT ACT
B6746

MOVED Cr Boothby that Council receives, considers and adopts the draft Development Plan Consent Delegation Policy at Attachment 1.

Seconded Cr Angas

CARRIED 2018-22/308

PURPOSE
To receive, consider and adopt draft Development Plan Consent Delegation Policy.

REPORT

Background
Council’s Development Plan Consent Delegation Policy (“Delegation Policy”) sets out conditions and limitations with respect to powers Council has delegated to the Barossa Assessment Panel under the Development Act 1993.

Introduction
Updates to the Council’s Development Plan Consent Delegation Policy (“Delegation Policy”) are proposed in the draft Delegation Policy at Attachment 1.

Discussion
The updates to the Delegation Policy align the conditions and limitations delegated under the Development Act to the Barossa Assessment Panel, with the intention of the Planning, Development and Infrastructure Act that bestows powers and functions to a number of relevant authorities that are able to make decisions regarding planning consent, as shown below.
Under the new system, an Assessment Panel will consider performance assessed applications that have undergone public notification, similar to applications undergone the current Category 2 or 3 public notification under the Development Act.

The proposed update of the Delegation Policy seeks to replicate the new system, by reducing the types of application referred to the Assessment Panel to when an application has undergone Category 2 or 3 public notification. The key difference being that an application will only be referred if a representor has indicated that they wish to be heard by the panel or that the Assessment Manager determines that it should be referred, otherwise it will be considered under sub-delegation.

The key impact of the update is that the Assessment Panel will only deal with applications that have been notified and a representor wishes to be heard.

It should be noted that the references to the Planning, Development and Infrastructure Act 2016 ("PDI Act") have been removed from the Delegation Policy because the PDI Act confers powers directly to the relevant authority (including the Panel), which the relevant authority can then delegate directly, without the need for Council to delegate these powers to the relevant authority in the first place. This means that any conditions and limitations can be included directly in the Instrument of Delegation under the PDI Act by the Panel.
Summary and Conclusion
Council is asked to receive, consider and adopt the draft Development Plan Consent Delegation Policy.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1 – Draft Development Plan Consent Delegation Policy (17/58755*)

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

Corporate Plan
6.2 Ensure that Council’s policy and process frameworks are based on principles of sound governance and meet legislative requirements.
6.10 Embed a culture of continuous improvement across Council, with tools, processes and systems being used to achieve business efficiencies and customer service improvements.

Legislative Requirements
Planning, Development and Infrastructure Act 2016
Development Act 1993

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
There are no identified financial implications associated with the update of the Delegations Policy.

The update may reduce the number of applications that are considered by the Assessment Panel under the Development Act, potentially reducing the overall timeframe for assessment for the majority of merit/non-complying based applications.

The update brings the process to be in line with the intent of the PDI Act and operation of the Planning and Design Code. However, the full extent of the new system and level of assessment and processing required remains uncertain at this point in time.

Bringing the Assessment Panel in line with the intent of the PDI Act, while assessing applications under the Development Act will provide a period of transition between the two systems. Current communication is that Phase 3 Code councils are likely to commence operating with the new system by the end of the first quarter of 2021.

COMMUNITY CONSULTATION
Community consultation is not legislatively required.

7.5.1 DEBATE AGENDA – DEVELOPMENT SERVICES REPORT

7.5.1.2 PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT – DRAFT POLICIES
B11223
MOVED Cr Johnstone that Council:

(1) Receives, considers and adopts the draft Accredited Professionals Notification Policy as attached at Attachment 1.

(2) Receives the Accredited Professionals Notification Process at Attachment 2, noting that the Process is subject to approval by the Chief Executive Officer.

Seconded Cr Hurn CARRIED 2018-22/309

PURPOSE
To receive, consider and adopt the draft Accredited Professionals Notification Policy; and to receive the Accredited Professionals Notification Process.

REPORT

Background
The Planning, Development and Infrastructure Act 2016 (the “Act”) establishes a Professional Accreditation Scheme that requires officers and Barossa Assessment Panel members to hold and maintain certain prescribed qualifications and skills in order to carry out certain powers and functions under the Act.

Introduction
The Local Government Association (LGA) has recommended that councils adopt an Accredited Professionals Notification Policy (draft at Attachment 1) requiring those who hold, or are required to hold accreditation levels to notify Council:

- upon receiving accreditation;
- of any renewals; and
- of Notifiable Events, which are defined in the draft Policy at Attachment 1.

Discussion
A draft Policy has been prepared and is presented at Attachment 1. The Policy sets out the responsibilities of Accredited Professionals, including:

- taking all steps to maintain accreditation in accordance with the Act and Planning Development and Infrastructure (Accredited Professionals) Regulations 2019 (the “Regulations”);
- ensuring completion of continuing professional development under the Regulations;
- acting in accordance with the Accredited Professionals Scheme Code of Conduct, adopted by the Minister under Schedule 3 of the Act when carrying out functions and duties as an Accredited Professional.

The Policy also requires Accredited Professionals to notify Council of their accreditation, renewal or a Notifiable Event occurring.

A Process that supports the draft Policy is set out at Attachment 2, and is subject to approval by the Chief Executive Officer.

Summary and Conclusion
Council is asked to receive, consider and adopt the draft Accredited Professionals Notification Policy; and to receive the Accredited Professionals Notification Process.
ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1 – Draft Accredited Professionals Policy (CD/20/64)
Attachment 2 – Draft Accredited Professionals Process (CD/20/125)

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

- Business and Employment
- How We Work – Good Governance

Corporate Plan
5.2 Support industry accreditation and reward programs.
6.12 Ensure that our people (workers including employees, volunteers and contractors) have the skills, resources and understanding of organisational processes to do their job.

Legislative Requirements
Planning, Development and Infrastructure Act 2016
Planning Development and Infrastructure (Accredited Professionals) Regulations 2019

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Financial and Resource
Budget allocation has been made for professional membership and ongoing professional development, and may be subject to further allocation once the full impact of the scheme is understood.

Risk Management
Risk is mitigated by ensuring that officers have an appropriate level of accreditation, and by establishing clear notification requirements. The draft Policy and Process are based on the LGA model policy, which was developed by Norman Waterhouse Lawyers.

COMMUNITY CONSULTATION
Community consultation is not legislatively required.

7.5.2 DEBATE AGENDA – ENVIRONMENTAL SERVICES REPORT

7.5.2.1 CONSIDERATION AND ADOPTION OF COMMITTEE RESOLUTIONS – BAROSSA BUSHGARDENS B9068

Author: Director, Development and Environmental Services

MOVED Cr Hurn that Council:

(1) Receive and note the Minutes of the Barossa Bushgardens S41 Committee Meeting held on 14 October 2020.
(2) Endorse the Wholesale and Retail Sales Process – The Barossa Bushgardens for adoption, as recommended by the Committee (Item 13.4).

Seconded Cr Schilling CARRIED 2018-22/310

The Barossa Council 20/67330 Minutes of Council Meeting held on Tuesday 17 November 2020
PURPOSE
The Minutes of Council Section 41 Committees are presented for consideration and adoption of Council.

REPORT
The consideration and adoption of recommendations of Council Committees to Council requires assessment by Council to ensure compliance with Council obligations under section 6(a) of the Local Government Act. The relevant Minutes received in the past month are hereby presented for Council adoption.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Minutes - Barossa Bushgardens S41 Committee Meeting held 14 October 2020.
Attachment 2 - Draft Wholesale and Retail Sales Process – The Barossa Bushgardens

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan
Natural Environment and Built Heritage

Corporate Plan
Natural Environment and Built Heritage
1.1 Collaborate with relevant authorities to ensure a regional and holistic approach in the management of natural resources.
1.2 Support native eco systems that support native flora and fauna.
1.3 Ensure environmental and agricultural sustainability and historic significance of the region is retained.

Legislative Requirements
Local Government Act and Regulations
Development Act and Regulations

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Identified within the body of the Minutes, and is included within the endorsed Council Budget.

COMMUNITY CONSULTATION
Not required by Council.

7.5.3. DEBATE AGENDA – HEALTH SERVICES REPORT

7.5.3.1 REGIONAL PUBLIC HEALTH AND WELLBEING PLAN – BIENNIAL PROGRESS REPORT
B2316

Author: Director Development and Environmental Services
MOVED Cr Angas that Council adopts the progress report 2018-2020 on the Barossa, Light and Lower Northern Region Public Health and Wellbeing Plan and in association with the regional partners submits the final report to the Chief Public Health Officer as required by Section 52(1) of the South Australian Public Health Act 2011.

Seconded Cr Troup  CARRIED 2018-22/311

PURPOSE

To seek Council’s endorsement of a progress report on the implementation of the Regional Public Health Plan to the Chief Public Health Officer as required by Section 52 of the South Australian Public Health Act 2011.

REPORT

Background
The South Australian Public Health Act 2011 (the Act) aims to provide a modernised, flexible legislative framework, to ensure South Australia better responds to new public health challenges as well as traditional hazards. Under Section 51 of the Act Council is required to develop a Public Health Plan to protect, improve and promote community health and wellbeing.

The Minister for Health and Ageing formally approved regional collaboration to develop a Health and Wellbeing Plan on 18 December 2013. The Barossa, Light, Gawler and Mallala (Adelaide Plains) Councils subsequently worked together to develop and implement a Regional Public Health and Wellbeing Plan for the region.

Introduction
Section 52 of the Act requires councils to report to the Chief Public Health Officer on Regional Public Health Plans every two years. The report must contain a comprehensive assessment of the extent to which, during the reporting period, the council has progressed implementing its Plan. The reporting is intended to assist in building a shared understanding of council achievements in implementing their plans, with a focus on local priorities, key strategies and actions.

The reporting cycle is on a two yearly basis ending on 30 June this year. The report is for the period 1 July 2018 - 30 June 2020.

The report must be provided to the Chief Public Health Officer prior to 30 September.

Due to COVID-19, Councils were provided an extension to submit the report by 30 December 2020.

Discussion
In order to facilitate progress of the report the Regional Public Health Working Group enlisted the services of Healthy Environ Pty Ltd to coordinate the progress report on behalf of the four participant Councils.

A copy of the report is provided in Attachment 1.

This report represents the final full progress report on the current Regional Public Health Plan, as the plan is currently being review and a new Plan is to be prepared.

Summary and Conclusion
The South Australian Public Health Act 2011 requires Councils to report every two years to the Chief Public Health Officer on the implementation of Regional Public Health Plans. The latest Regional Public Health and Wellbeing Plan Progress Report is due to be submitted by 30 December 2020.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – Regional Public Health and Wellbeing Plan Biennial Progress Report

Regional Public Health and Wellbeing Plan

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

- Community and Culture
- Health and Wellbeing
- How We Work – Good Governance

Corporate Plan

2.12 Contribute to a safer community

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

4.14 Plan for public health and security risks associated with climatic changes

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

Legislative Requirements
Secton 52, South Australian Public Health Act 2011.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Nil.

COMMUNITY CONSULTATION

Internal communication has occurred with relevant Council officers representing all the Directorates.

The Project Working Group has conducted external consultation with relevant staff across all regional councils.
8.1 CHIEF EXECUTIVE OFFICER

8.1.1 COVID-19 RECOVERY GRANT PROGRAM

The matter of the agenda item being confidential information of clubs and businesses including financial and personal details of a commercial nature therefore pursuant to Section 90(3)(a) and (d)(i) and (ii) of the Local Government Act 1999 (“the Act”) being information that must be considered in confidence in order to ensure that disclosure of sensitive financial and personal information.

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 public 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 contrary to the public interest are that:

- the disclosure of certain information that would prevent the efficient and effective governance of the Council or committee;
- the disclosure of private information of an individual or club or commercial organisation that could be unfair or harmful;
- could result in damage to third parties or the flow of information for future grant programs that Council operates due to loss of confidence in Council in managing confidential personal and commercial information.

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

Moved Cr Johnstone that Council:

1. Under the provisions of Section 90(2) of the Local Government Act 1999, make an order that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director Corporate and Community Services, Director Development and Environmental Services, Director Works and Engineering, Information and Technology Officer, Executive and Project Support Officer, and the Minute Secretary, in order to consider in confidence a report relating to agenda item 8.1.1 ‘COVID-19 Recovery Grant Program’ being information that must be considered in confidence in order to ensure that the Council does not disclose information that is considered confidential under the following provisions of the Local Government Act:

   i) Section 90(3)(a) being information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);

   or
ii) 90(3)(d)(i) and (ii) being commercial information of a confidential nature (not being a trade secret) the disclosure of which 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 would, on balance, be contrary to the public interest;

(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 avoid disclosure of certain information that would prevent the efficient and effective governance of the Council or committee; disclosure of private information of an individual or club or commercial organisation that could be unfair or harmful or; could result in damage to third parties or the flow of information for future grant programs that Council operates due to loss of confidence in Council in managing confidential personal and commercial information.

Seconded Cr Boothby

CARRIED CO2018-22/312

RESUMPTION OF OPEN COUNCIL MEETING – 11.17AM

In the matter 8.1 – Covid-19 Recovery Grant Program:

Moved Cr Angas that Council:

1. Confidential Resolution

2. Having considered this matter in confidence under Section 90(2) and 90(3)(a) and 90(3)(d)(i) and (ii) of the Local Government Act 1999, makes an order pursuant to Section 91(7), that all application documents and attachments of this report to the Confidential Council Meeting held on 17 November 2020 in relation to item COVID-19 Recovery Grant Program be kept confidential and not available for public inspection until and authorise the Chief Executive Officer to review and revoke the order, noting the Chief Executive Officer will release to the public, under this order, notice of those applicants that received grants.

Seconded Cr Johnstone

CARRIED CO2018-22/33

8.2.1
BAROSSA ASSESSMENT PANEL – TERMS OF REFERENCE AND OPERATING AND MEETING PROCEDURES
B10670

The matter of the agenda item being a Report regarding the Barossa Assessment Panel – Terms of Reference and Operating and Meeting Procedures and pursuant to Section 90(3)(h) of the Local Government Act 1999 (“the Act”) being information that must be considered in confidence in order to ensure that Council maintains legal professional privilege.

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 contrary to the public interest are that Council has been provided with legal advice in regard to the operations of the council assessment panel. The matter has been requested to be kept confidential until such dates as the Terms of Reference and Operating and Meeting Procedures have been formally adopted by both the Council and the Barossa Assessment Panel respectively.

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 Boothby 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, Corporate and Community Services, Director Development and Environmental Services, Director Works and Engineering Services, Manager Development Services, Executive and Project Support Officer, and the Minute Secretary, in order to consider in confidence a report relating to Section 90(3)(h) of the Local Government Act 1999 being information that must be considered in confidence in order to ensure that Council maintains legal professional privilege; 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 as Council has been provided with legal advice regarding the operations of the council assessment panel.

Seconded Cr Miller CARRIED CO2018-22/313

RESUMPTION OF OPEN COUNCIL MEETING – 11.19AM

In the matter 8.2 – Barossa Assessment Panel – Terms of Reference and Operating and Meeting Procedures:

Moved Cr Boothby that Council:

(1) Confidential Resolution

(2) Confidential Resolution

(3) Confidential Resolution

(4) Having considered this matter in confidence under Section 90(2) of the Local Government Act (the Act) pursuant to Section 90(3)(h) of the Act being legal advice, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the agenda and all documents in relation to Confidential Item 7.1.1 of
the Council Meeting held 17 November 2020 and titled Barossa Assessment Panel – Terms of Reference and Operating and Meeting Procedures be kept confidential and not available for public inspection until such dates as the Terms of Reference and Operating and Meeting Procedures have been formally adopted by both the Council and the Barossa Assessment Panel respectively.

Seconded Cr Johnstone  CARRIED CO2018-22/34

RESUMPTION OF OPEN COUNCIL MEETING – 11.20AM

9. URGENT OTHER BUSINESS

9.1 REQUEST – LEAVE OF ABSENCE – CR Hurn
Pursuant to S73 of the Local Government Act 1999 Cr Hurn disclosed a material conflict of interest in the matter 9.1 – Request - Leave of Absence – Cr Hurn as he is seeking a leave of absence which would result in a direct personal benefit (or loss) depending on whether such leave is granted.

Cr Hurn advised Council of the conflict of interest and left the meeting at 11.20am.

MOVED Cr Miller that Cr Hurn be granted Leave of Absence from 13th December 2020 to 20 December 2020 inclusive.

Seconded Cr Haebich  CARRIED 2018-22/314

Cr Hurn returned to the meeting at 11.21am.

9.2 GENETICALLY MODIFIED CROPS – MINISTERIAL DECISION – CR Angas

MOVED Cr Angas that Council note the decision of Minister Basham circulated by the Director, Development and Environmental Services to reject our application for a Genetically Modified free Barossa Council and the Mayor write to the Minister outlining our disappointment with the decision, process and costs and resources incurred by local government and that Council continue to work with adjoining Councils and BGWA to address legislative mechanisms to achieve an alternative approach that is not based on Council boundaries.

Seconded Cr Hurn  CARRIED 2018-22/315

10. NEXT MEETING

Tuesday 15 December 2020 at 9.00am.

11. CLOSURE OF MEETING
Mayor Lange declared the meeting closed at 11.31am.

Confirmed at Council Meeting on 15 December 2020