



The Barossa Council

MINUTES OF THE MEETING OF THE BAROSSA COUNCIL

held on Tuesday 16 February 2021 commencing at 9.00am in the Council Chambers, 43-51 Tanunda Road, Nuriootpa

1.1 WELCOME

Mayor Bim Lange declared the meeting open at 9.00am.

1.2 MEMBERS PRESENT

Mayor Bim Lange, Crs John Angas, Leonie Boothby, Tony Hurn, David de Vries, David Haebich, Don Barrett, Cathy Troup, Richard Miller, Kathryn Schilling.

1.3 LEAVE OF ABSENCE

Cr Carla Wiese-Smith and Cr Russell Johnstone

1.4 APOLOGIES FOR ABSENCE

Nil

1.5 MINUTES OF PREVIOUS MEETINGS – FOR CONFIRMATION

MOVED Cr Hurn

That the Minutes of the Council meeting held on Wednesday 27 January 2021 at 9.00am, as circulated, be confirmed as a true and correct record of the proceedings of that meeting.

Seconded Cr Miller

CARRIED 2018-22/370

1.6 MATTERS ARISING FROM PREVIOUS MINUTES

The Chief Executive Officer was alerted by Cr Angas that resolution number 2018-22/282 reflected in the Minutes of the Council meeting held on 19 November 2020 has recorded Cr Johnstone as the mover of the motion. This is incorrect as Cr Angas was the mover of the motion, which he put forward in writing for that meeting. The video has been checked and the minutes indeed have recorded the incorrect mover, this can normally be corrected at the following meeting of Council when the minutes are passed, however, as Council has passed the minutes a motion is required to correct state that Cr Angas was the mover of the motion.

MOVED Cr Hurn

That the Minutes of the Council meeting held on Tuesday 19 November 2020 at 9.00am, as circulated, amend Council Resolution No. 2018-22/282 - Nuriootpa Pool, to reflect the correct mover of the motion to Cr Angas.

Seconded Cr Boothby

CARRIED 2018-22/371

1.7 PETITIONS

Nil

1.8 DEPUTATIONS

Nil

1.9 NOTICE OF MOTION

Nil

1.10 QUESTIONS – WITH OR WITHOUT NOTICE

Nil

2. MAYOR

2.1 MAYOR'S REPORT

MOVED Cr de Vries

That the Mayor's report be received.

Seconded Cr Haebich

CARRIED 2018-22/372

3. COUNCILLOR REPORTS

Nil

4. CONSENSUS AGENDA

5. ADOPTION OF CONSENSUS AGENDA

5.1 ITEMS FOR EXCLUSION FROM THE CONSENSUS AGENDA

Nil

5.2 RECEIPT OF CONSENSUS AGENDA

MOVED Cr Angas

That the information items contained in the Consensus Agenda be received and that any recommendations contained therein be adopted.

Seconded Cr Barrett

CARRIED 2018-22/373

5.3 DEBATE OF ITEMS EXCLUDED FROM THE CONSENSUS AGENDA

Nil

6. VISITORS TO THE MEETING / ADJOURNMENT OF MEETING**6.1 VISITORS TO THE MEETING**

Nil

7. DEBATE AGENDA**7.1 MAYOR – DEBATE**

Nil

7.2 EXECUTIVE SERVICES**7.2.1 CHIEF EXECUTIVE OFFICER****7.2.1.1****REQUEST FOR NOMINATION FOR APPOINTMENT TO NURIOOTPA HIGH SCHOOL GOVERNING COUNCIL****B878***Cr Miller nominated Cr Johnston.***MOVED** Cr Miller

That Council nominates Cr Johnstone to the position on the Nuriootpa High School Governing Council for the term of this Council.

Seconded Cr de Vries**CARRIED 2018-22/374****PURPOSE**

The Mayor has received an invitation from the Principal of Nuriootpa High School to have an Elected Member join the Governing Council.

REPORT

The Nuriootpa High School has recently changed its constitution to include community representation and has approached the Mayor and Council to seek the appointment of an Elected Member representative.

This is a great opportunity to continue to build interaction and collaboration with our community as has been achieved through officers supporting activities recently with high school studies at Nuriootpa.

Meetings are on Tuesday evenings from 7pm. Meeting dates for 2021 are:

- 9th February
- 16th March AGM
- 11th May
- 15th June
- 2nd August
- 7th September
- 25th October
- 30th November.

The Member will be required to have a Working with Children Check which will be organised through the school.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Community and Culture

- 4.1 Build on a strong sense of community pride with active community groups and individuals participating in local decision making and community building activities.
- 4.2 Continue creating strong and sustainable community networks, and support young people to actively participate in the community and develop the leaders of the future.

Advocacy Plan

Nil

Legislative Requirements

Nil

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There is no financial or resource implications. As a public entity and risk and insurance matters will be managed by the school.

COMMUNITY CONSULTATION

Community engagement is not required or recommended.

7.2.1.2

ELECTRONIC ATTENDANCE AT MEETINGS – SUBMISSION TO THE LGA B11722

MOVED Cr de Vries

That Council:

- (1) Receive and endorse the draft submission to the Local Government Association (LGA) (*Attachment 1*), in response to the LGA's Discussion Paper, 'Electronic Attendance at Council Meetings & Informal Gatherings';
- (2) Direct officers to provide Council's submission (*Attachment 1*) to the LGA.

Seconded Cr Angas

CARRIED 2018-22/375

PURPOSE

To review Council's submission to the Local Government Association (LGA), in response to the LGA's discussion paper, 'Electronic Attendance at Council Meetings & Informal Gatherings'.

REPORTBackground

As part of the Covid-19 response, the Electronic Participation in Council Meetings Notice (No 1) published in the Government Gazette by the Minister on 31 March 2021 allowed for Elected Members to attend Council meetings and Informal Gatherings (Elected Member Workshops) electronically, for the duration of the emergency declarations.

The Notice is due to expire on 31 December 2021, or 28 days after the end of the COVID emergency declarations (whichever occurs first), and following this, electronic attendance at meetings and Informal Gatherings will no longer be possible under the *Local Government Act 1999*.

Introduction

The LGA has indicated that it will commence advocating for amendments to the *Local Government Act 1999* and *Local Government (Procedures at Meetings) Regulations 2013*, to allow Elected Members to attend Council meetings and Informal Gatherings electronically. This would allow electronic attendance at meetings following the expiration of the Notice published by the Minister.

The Local Government Association has issued its Discussion Paper 'Electronic Attendance at Meetings' (Attachment 2), seeking feedback from Councils on these matters by COB, 1 March 2021.

Discussion

Feedback was sought from Elected Members at the Elected Member Workshop held on 3 February 2021, and has now been compiled in a draft submission to the LGA, (Attachment 1), for Council's consideration and endorsement.

Summary and Conclusion

Council is asked to receive and endorse the draft submission to the LGA (Attachment 1).

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – LGA Discussion Paper, 'Electronic Attendance at Council Meetings & Informal Gatherings'

Attachment 2 – Draft submission to the LGA

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTSCommunity 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.

Legislative Requirements

Local Government Act 1999

Local Government (Procedures at Meetings) Regulations 2013

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial, resource and risk management impacts would need to be further considered should legislation change allowing electronic attendance at Council meetings and informal gatherings.

COMMUNITY CONSULTATION

Community consultation is not required.

7.2.1.3

TRAINING AND DEVELOPMENT REQUEST – CR TROUP B9400

Pursuant to S120(1) of the Local Government Act 1999 Cr Troup disclosed an Material Conflict of Interest due to the matter related to her training and development request in Item 7.2.1.3.

Cr Troup advised the meeting of the Conflict of Interest and left the meeting at 9.07am

MOVED Cr Boothby

That Council approve the attendance of Cr Troup at the 2021 Elected Members Forum (Attachment 1).

Seconded Cr Haebich

CARRIED 2018-22/376

Cr Troup returned to the meeting at 9.08am.

PURPOSE

In accordance with Section 80A of the *Local Government Act 1999*, Council has established an Elected Members' Training and Development Policy. This report seeks approval for attendance at the Elected Member full program to be held over three days.

REPORT

Under the Council's Elected Members' Training and Development Policy, where training requests are not within the approved training plan and is not of a local or minor nature, approval from Council must be sought. Cr Troup has sought to attend the 2021 Elected Member Forum Full Program to be held over three days on 17 March, 7 July and 24 November 2021. In accordance with the Elected Members' Training and Development Policy, approval is sought under clause 4.7(iv) of the aforementioned policy.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 - Elected Member Training and Development Form

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan



How We Work – Good Governance

- 6.13 Ensure that Elected Members undertake training and development to assist them in making informed decisions.

Legislative Requirements

Section 80A of the Local Government Act

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Will not impact budget with the Elected Members training budget well under budget and sufficient funds available for the anticipated costs.

COMMUNITY CONSULTATION

Not required or recommended.

7.2.2 FINANCE**7.2.2.1****MONTHLY FINANCE REPORT (AS AT 31 JANUARY 2021)****B411****MOVED** Cr Boothby

That the Monthly Finance Report as at 31 January 2021 be received and noted.

Seconded Cr de Vries**CARRIED 2018-22/377****PURPOSE**

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

REPORTDiscussion

The Monthly Finance Report (as at 31 January 2021) is *Attached*. The report has been prepared comparing actuals to the Original adopted budget 2020/21 incorporating the Revised Budget for September.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Monthly Finance Report 31 January 2021

Policy

Budget & Business Plan and Review Policy

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTSCorporate 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.

7.2.2.2

MID – YEAR BUDGET REVIEW (AS AT 31 DECEMBER 2020) B9880

The Chief Executive Office informed Council that the adjustment for work on the autonomous vehicle project anticipated Council's decision and needs to be reduced from \$50,000 to \$15,000.

MOVED Cr Schilling

That the Mid-year Budget Review for 2020/21 (as at 31 December 2020) be received and the budget variations, noting the adjustment for the autonomous vehicle project shall be reduced to \$15,000, including reserve transfers contained therein be adopted.

Seconded Cr Miller

CARRIED 2018-22/378

PURPOSE

The Mid-year Budget Review for 2020/21 (as at 31 December 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, Summary of Capital Budget Variance Adjustments and the Financial Statements.

The proposed variances between the Original Budget/September Budget Review Adopted Budget adjustments and this budget update are listed on the operating and capital budget adjustment pages. The report also includes details of new initiatives and capital expenditure adjustments.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Mid-year Budget Review 2020/21 as at 31 December 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 adoption process in June/July 2020, as per legislation.

7.3 CORPORATE AND COMMUNITY SERVICES

7.3.1 DIRECTOR CORPORATE AND COMMUNITY SERVICES

7.3.1.1

LIBRARY SERVICES – CHANGE OF SERVICE LEVEL TO FACILITATE STAFF TRAINING AND DEVELOPMENT AND TEAM MEETINGS

B4835

MOVED Cr de Vries

That Council:

- (1) Approves the periodic closure of its branch Libraries at Nuriootpa, Tanunda, Lyndoch, Angaston and Mount Pleasant for up to 4 hours on up to 4 separate days per annum to enable staff training, development and whole of team meetings to occur during working hours.
- (2) Requires advance public notification of these dates/times at least 7 working days prior to each occurrence via in-branch notices and Council's website/social media.
- (3) Notes that school holidays and busiest periods of operation will be avoided for training/meeting sessions.

Seconded Cr Troup

CARRIED 2018-22/379

PURPOSE

For Council to consider a small change of service level to the opening hours of its 5 branch Library services to enable periodic staff training, development and all team meetings to occur.

REPORT

Background

The Council currently employs 19 full and part time Library Services officers across its 5 branch Libraries. Traditionally, training and development and all team meetings have only occurred outside of branch opening hours.

Introduction

In order to develop and sustain a professional, informed and contemporary Library service for the Barossa community, it is important to undertake periodic and regular training of Library staff. Officers are expected to undertake professional development and Council is committed to ongoing training and development for all its staff.

Team meetings are an important aspect of developing and maintaining a constructive culture and a connected and cohesive working environment that fosters positive workplace health and wellbeing.

Discussion

Expecting staff to undertake training in their own time is no longer reasonable and it is time to bring the Library team in step with other areas of the Council administrative staff who undertake the great majority of their training and team meetings during working hours.

It is proposed that up to 4 sessions per annum for up to 4 hours on each occasion (to include travel time) will be scheduled. This allows for quarterly training. School holidays and high customer demand times will be avoided.

The Libraries are branch offices, not a Principal Office as defined under the Local Government Act 1999 and therefore, public notices are not required; however, signs will be posted clearly at all branches to provide advance notice of closure times at least 7 working days prior to each event and included on Council website/social media.

Summary and Conclusion

- Proposed that a change of service level to enable staff training and team meetings to occur during work hours up to 4 times per annum be adopted.
- Customers will be advised in advance of closures via in branch and website notification processes.
- School holidays and high demand periods will be avoided.
- This will bring the Library staff training and development approach in line with other administrative staff.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

None

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Health and Wellbeing



How We Work – Good Governance

Legislative Requirements

Local Government Act 1999

Work Health and Safety Act 2012

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial and Resources

There is no additional financial impact but the reduction in up to 16 direct service hours per member of staff represents a change to service levels ie less direct service for the same cost.

Risk Management

Possible reputational risk for reducing a service level and community frustration at Libraries being inaccessible for those periods that training (and travel to and from training) occurs.

Possible reputational risk for not providing adequate and consistent training and development and all team meeting opportunities for a section of staff.

Potential adverse health and wellbeing impacts on staff of not providing the opportunity for periodic all team meetings and equal access to training and development.

COMMUNITY CONSULTATION

Not required under legislation or Council's Public Consultation Policy.

7.3.2 MANAGER COMMUNITY PROJECTS

7.3.2.1

FEES AND CHARGES 2020/2021 – WILLIAMSTOWN SENIOR CITIZENS AND RSL HALL B9880

MOVED Cr Boothby

That Council:

- (1) Notes the termination of the lease with the Williamstown Senior Citizens Club Inc;
- (2) Adopts the amended interim name of the facility as the “Williamstown Community and RSL Hall”;
- (3) Adopts the proposed fees and charges for 2020/2021 for Williamstown Community and RSL Hall as documented in the report for inclusion in the Council Fees and Charges Register.

Seconded Cr Hurn

CARRIED 2018-22/380

PURPOSE

To note that the care and control of the Williamstown Senior Citizens and RSL Hall has returned to Council and approve the recommended fees for hire and regular users and inclusion in the Council's Fees and Charges Register.

REPORT

Background

The Williamstown Senior Citizens Club Inc. (Senior Citizens) have maintained and managed the Williamstown Senior Citizens and RSL Hall (Hall) under lease since 2007. Recently the group have experienced lower membership numbers and a decision was made by the club members to formally dissolve the group on 20 January 2021. This has resulted in the termination of the lease and the care and control of the facility returning to Council.

Discussion

Officers have been working with the Senior Citizens since October 2020 to support them to dissolve the club and transition the lease back to Council. Contact has been made with all the known regular users of the facility to ensure continuity of access. As the extent of keys in the community are unknown, Officers have arranged to change the locks to a restricted key system.

Licence agreements will be negotiated with the regular users and it is recommended that their existing licence fee continues to be honoured at \$20 per booking (generally a few hours at any one time).

After a review of other similar facilities, Officers recommend that one off hire fee is set at:

Not for Profit / Community	Full Day	\$70
Not for Profit / Community	Half Day (up to 3 hours)	\$35
Private Hirer	Full Day	\$100
Private Hirer	Half Day (up to 3 hours)	\$50

Commercial	Full Day	\$150
Commercial	Half Day (up to 3 hours)	\$75

Income from hiring will be assigned to the Hall budget to contribute to the upkeep of the facility.

To better describe the use and purpose of the Hall, it is recommended that the name of the facility be changed to the "Williamstown Community and RSL Hall". This can be established as an interim name if there is interest within the community to review it in due course.

Summary

The care and control of the Williamstown Senior Citizens and RSL Hall has returned to Council and the recommended fee structure is provided for inclusion in the Council Fees and Charges Register.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Community and Culture



Health and Wellbeing



Business and Employment



How We Work – Good Governance

Legislative Requirements
Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial

To ensure that Council is able to recover its costs in relation to user paid services provided to the community.

COMMUNITY CONSULTATION

Once the fees and charges are adopted by Council, the Fees and Charges Register will be updated and available for the Community to access on Council's website.

7.3.2.2

**NURIOOTPA WAR MEMORIAL SWIMMING POOL – POOL PLANT REVIEW - UPDATE
B4047****MOVED** Cr Haebich

That Council:

- (1) Note the initial conclusions contained in the draft letter from FMG Engineering dated 22 January 2021 regarding the Nuriootpa War Memorial Swimming Pool (the Pool) filters and valves.
- (2) Note the initial considerations regarding the Pool filters and valves received via email from an inspection of the Nuriootpa War memorial Swimming Pool Working Group and Nutrien Ag Solutions on 25 January 2021.
- (3) Defers any decision on future expenditure on the filters until the final and full FMG Engineering report is received, on the basis that this is due in mid-February 2021 and any immediate works will disrupt the continued short term operation of the Pool during the remainder (or part) of the 2020/21 season.
- (4) Requires the Chief Executive Officer to bring a further report to the March or April 2021 Council Meeting so that the scope of any work to be undertaken can be agreed taking into account the full report recommendations and to allow time for approved expenditure of existing 2020/21 budget and for any additional agreed requirements to be funded and/or factored into the 2021/22 draft budget process.

Seconded Cr Angas**CARRIED 2018-22/381****PURPOSE**

For Council to receive and note an interim review of Nuriootpa Swimming Pool filters, filter valves and layout considerations.

REPORTBackground

At its 17 November 2020 ordinary meeting, a Notice of Motion was tabled for Council's consideration that:

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**CARRIED 2018-22/281**

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

CARRIED 2018-22/282

Introduction

The 2020-2021 pool season has continued without operational interruption since that time and concurrently, officers have engaged consultants to independently review the pool plant and pipework to update the condition assessment report carried out in 2015 and provide further insight into the short, medium and longer term potential impacts of the plant operation and resolution options.

It is noted at the same time, the Nuriootpa War Memorial Swimming Pool Working Group (NWMSPWG) have also engaged Nutrien Ag Solutions to complete a separate assessment.

Discussion

An initial draft letter dated 22 January 2021 (*Attachment 1*) has been received from FMG Engineering Consultants that outlines the possibility and high level risks associated with any immediately replacement or refurbishment of pool filters and / or valves. The letter is still in draft status as it is still progressing through an internal quality assurance and peer review process within FMG. The letter was requested to understand the condition and recommendation of just the filter and valve components of the pool plant that were identified by the NWMSPWG and some Elected Members as the highest priority for assessment. A more comprehensive assessment and report on the full pool plant and associated pipework and infrastructure equipment to meet minimum SA Health requirements is still being prepared and is due in mid-February 2021.

As it is not recommended to complete any works (if supported) during the pool open season due to the operational disruption to pool opening and the possible risk to bringing the pool back into operation in a timely manner, the finalisation of the detail of the letter can be included in the final report.

Documented in the letter is the following:

- 2 of the 6 filters are currently not fully operational due to corroded valves.
- Valve replacement is possible; however, replacing the valves comes with a level of risk on re-start-up of the system and also will not achieve the minimum SA Health required water turnover rates.
- The filter media (currently sand) is due for replacement; however, due to the flood wall placement, there is limited ability to service the filters. It is recommended that filter pod orientation be adjusted to provide immediate and ongoing access for servicing.
- It is noted that other options may be possible to access the pods (ie removal of partial sections of the roof) but this has not been explored in detail.

To meet SA Health minimum requirements, FMG have recommended that a new filtration system be installed. However, this doesn't address the issue and associated risk of the two pools being serviced by the same water filtration system and will still not achieve minimum requirements for water turnover rates.

As previously reported, Belgravia has been able to address water quality standards through its water management dosing regime but reports that this is becoming increasingly challenging to achieve with the current condition of the filtration equipment and delayed maintenance/replacement of the filter media.

An indicative budget for filter and valve replacement has been provided:

- Modern compliant filter replacement (3 modern filters (to replace the current 6) – total filter area of approx 5.0m². Benefit of less backwashes and maintenance over life) - \$48,000 total for the 3.
- Valves - \$10,000
- Estimated plumbing rework - \$20,000
- Estimated Labour - \$30,000
- Potential for pump changes to meet minimum requirements - unknown
- Total - \$108,000 ex GST

An email was received from the Working Party on Sunday 7 February 2021 at 5:35pm outlining initial assessment of the pool filters and valves (*Attachment 2*). A further request to access the pool plant at the conclusion of the pool season is included in the email.

Summary and Conclusion

- An interim, draft letter has been provided by independent consultants documenting professional advice regarding the requirements for pool filter and valve replacement.
- An estimate of \$108,000 ex GST would be required to replace the existing non-compliant filters and valves and re-configure that part of the pool plant room to enable ongoing repairs and maintenance of the filter systems.
- A comparative assessment and estimate via the NSWMPWG is awaited.
- These improvements will still not achieve minimum compliance levels for water turnover rates.
- Given that the pool season has only 6 weeks to run and to avoid operational disruption for customers during that remaining period, it is not recommended that any approved works be undertaken before the April 2021.
- This allows Council further opportunity to consider the full conclusions, recommendations and costs associated with the final FMG Engineering and NSWMPWG assessment reports.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

- Attachment 1: Draft Letter – FMG Engineering Consultants – interim review of filter pods and valves Ref: 21/8404
- Attachment 2: Email from Nuriootpa War Memorial Swimming Pool Working Group – Nutrien Ag Solutions Filter and Valve Assessment. Ref 21/13576

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Community and Culture



Infrastructure



Health and Wellbeing



How We Work – Good Governance

4.1 Build on a strong sense of community pride with active community groups and individuals participating in local decision making and community building activities.

5.1 Support the development of activities that celebrate the history, art and culture of the Barossa and its people.

7.1 Build on sound asset management practices to deliver sustainable services to ensure that infrastructure is adequate to support the community

10.3 Build on the capacity of community members to participate in cultural, creative, recreational, sporting and learning opportunities.

Legislative Requirements

Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial

Investment of \$108,000 ex GST would deliver a modern filter system; however, it would not address minimum water turnover rate compliance.

Risk Management

Should Council wish to implement replacement filters, this will require disruption to the operation of the pool and trigger other associated risks. Due to this, it is recommended that any works not commence until after the 2021 summer season.

COMMUNITY CONSULTATION

No formal community consultation is required for this specific matter 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 pool plant condition.

Council has already approved a separate consultation process and this is being progressed separately by Officers.

7.3.3 MANAGER COMMUNITY AND CULTURE

7.3.3.1

CONSIDERATION AND ADOPTION OF BAROSSA REGIONAL GALLERY COMMITTEE RESOLUTIONS B11758

MOVED Cr Boothby

That Council, having reviewed the Minutes of the Barossa Regional Gallery Committee meeting held 22 September 2020 adopt the Resolutions contained therein.

Seconded Cr Miller

CARRIED 2018-22/382

PURPOSE

Minutes of the Barossa Regional Gallery Committee meeting held 22 September 2020 are presented for the consideration and adoption by Council.

REPORT

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.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Minutes of the Barossa Regional Gallery Committee meeting held 22 September 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.
- 6.9 Provide access to Council's plans, policies and processes and communicate with the community in plain English.

Legislative Requirements

Local Government Act 1999

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Council's adoption of committee resolutions is a risk management tool. There are no financial or resource management consideration.

COMMUNITY CONSULTATION

Not required under legislation or Council's Public Consultation Policy.

7.4 WORKS AND ENGINEERING SERVICES

7.4.1 DIRECTOR WORKS AND ENGINEERING SERVICES

7.4.1.1

TABOR CEMETERY FUNDING AGREEMENT

B956 - 21/8720

MOVED Cr Hurn

That Council enters into agreement with Tabor Cemetery Inc stating:

- (1) 3 Year Funding agreement from 1 July 2021 to 30 June 2024 with an annual allocation of \$4,000(excluding GST).
- (2) Annual contributions to be indexed by the annual movement in the Adelaide Consumer Price Index (CPI) as at the 31 March for the preceding financial year.
- (3) Funds provided being only used towards the on-ground maintenance and improvements at the Tabor Cemetery.
- (4) Annual payment being made subject to receipt of a completed acquittal statement relating to the previous financial year's operations.
- (5) If the financial operations statement review reports an increasing cash balance from the previous year the actual funding allocation may be reduced.

Seconded Cr de Vries

CARRIED 2018-22/383

PURPOSE

To consider the continuation of a funding contribution to Tabor Cemetery Inc for Cemetery on ground maintenance and improvements at Tabor Cemetery.

REPORTBackground

Council has for many years had an agreement with the Tabor Cemetery Committee to provide funding towards the Cemetery maintenance costs. Tabor Cemetery is a privately owned Cemetery located at 135 Murray Street, Tanunda. The current agreement expires on 30 June 2021.

Since 2002 there has been a 3 yearly agreement with the Tabor Cemetery Committee to provide funding to offset their maintenance costs while permitting the general public access for burials, as there is no Council owned cemetery in Tanunda. The current agreement conditions being:-

- 3 Year Funding agreement from 1 July 2018 to 30 June 2021 with an annual allocation of \$4,000(excluding GST).
- Annual contributions to be indexed by the annual movement in the Adelaide Consumer Price Index (CPI) as at the 31 March for the preceding financial year.
- Funds provided being only used towards the on-ground maintenance and improvements at the Tabor Cemetery.
- Annual payment being made subject to receipt of a completed acquittal statement relating to the previous financial year's operations.
- If the financial operations statement review reports an increasing cash balance from the previous year the actual funding allocation may be reduced.

Summary and Conclusion

Tabor Cemetery is the only private Cemetery that Council makes any contribution towards its operating costs. Within the Council area there are a number of Cemeteries which are not Council owned and are privately managed.

Since 2005 Council has made contributions to the Tabor Cemetery Committee totaling \$39,997.30.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTSCommunity Plan

Infrastructure

6. The Barossa maintains and develops infrastructure that meets the needs of the region and is efficient.
- 6.2 Continue to ensure that infrastructure considers place-making is inclusive and accessible for all.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

This contribution has been allocated in Council's future budgets.

COMMUNITY CONSULTATION

Nil.

7.4.1.2

MEMORIAL AVENUE MOUNT PLEASANT - DRAINAGE B11196-04 – 21/10098

MOVED Cr Hurn

That Council approve a budget transfer of \$86,493, from financial year 2019/2020 brought forward cash, for the Memorial Avenue, Mount Pleasant, road upgrade project.

Seconded Cr Haebich

CARRIED 2018-22/384

PURPOSE

Council approval is sought to undertake a Budget Adjustment to provide additional funds to the Memorial Avenue, Mount Pleasant, road upgrade project, for additional project costs and stormwater drainage works.

REPORT

Background

As part of the FY2020/21 Budget, Council allocated \$144,000 to reconstruct Memorial Avenue, Mount Pleasant, including road widening, parking bays, kerb and gutter and footpaths. This Capital Upgrade project has been subsequently designed and tendered for construction. Refer attached General Layout Plan.

Introduction

The underground stormwater drainage outfall from the Memorial Avenue currently transfers to the kerb and gutter at Melrose Street as surface flow, before being diverted underground again approximately 50 metres north of Memorial Avenue, near the bakery. Recent storm events have highlighted the deficiencies of the surface flow arrangement, including regular wide stormwater gutter flow widths and the risk of silt deposits along this length of Melrose Street. Refer attached image.

Sealing of the Memorial Avenue rubble road verge and the construction of kerb and gutter will reduce the risk of silt transfer to Melrose Street, however, the wide gutter flows experienced every rain event remain unabated. It is therefore considered prudent to increase the scope of the current works to complete the underground stormwater connection from Memorial Avenue to the existing underground stormwater crossing adjacent the bakery, to reduce these frequent wide gutter flows.

This stormwater drainage upgrade work is planned for a future financial year as part of the ongoing Mount Pleasant Main Street Upgrade Plan, but it would be efficient in terms of cost benefit to construct this work concurrently with the current planned works.

Expressed interest from local residents to improve the stormwater drainage in Melrose Street is consistent with this underground stormwater connection strategy.

Discussion and Conclusion

The summary of costs to undertake the above works compared to current budget allocations are as follows:

Road widening, parking bays, kerb and gutter, footpaths	\$155,493
Underground storm water drainage	\$ 75,000
<hr/>	
Total Project Cost	\$230,493
Approved Capital Budget	\$144,000
Additional budget allocation required	\$ 86,493

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – General Layout Plan

Attachment 2 – Image, Melrose Street, north of Memorial Avenue.

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTSCommunity Plan

Infrastructure

6. The Barossa maintains and develops infrastructure that meets the needs of the region and is efficient.
7. Community infrastructure planning is aligned to both current and the future needs of the community.
8. To have a connected and safe transport network that meets the needs of our community.
- 7.2 Ensure both current and future infrastructure needs are met in a proactive rather than reactive way.
- 8.1 Support opportunities to increase community transport and access to services and facilities.
- 8.2 Ensure a high quality road, shared paths and footpath network throughout the Barossa in partnership with all levels of government.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

The Mid-year Budget Review as at 31 December 2020 for the 2020/21 financial year Key Performance Indicators forecast:

- Operating Deficit of \$147k Operating Deficit Ratio of (0.9%)
- Net Financial Liabilities (NFL) of \$19,926k NFL ratio of 48.6%
- Asset Funding Renewal Ratio of 132%

Financial assessment

A Due Diligence Level One Report has not been completed as the project is already approved and included in the 2020/21 budget.

The financial assessment revised forecast include year to date approved additions not listed in the Mid-year Budget Review as at 31 December such as the autonomous vehicle consultancy for \$50k and the Community Loan required for the Barossa Rams \$300k, Basedow Road - additional budget \$151k along with this report item (if approved) a net \$86k a total of \$587k, these will be included in the next Budget Update.

It is proposed that this item if approved, will be funded from the 2019/20 brought forward cash \$86k with cash reinstated if Council reduces future years' main street upgrade allocations.

The 2020/21 Mid-year budget Review as at 31 December 2020 amounts and indicators including Council approved items year to date are used as the base for this financial assessment.

Item for Budget inclusion:	Memorial Avenue – Mount Pleasant – additional budget	
Net operating costs - (incl depreciation)	\$0	
Additional project cost (ex GST) - loan funded	\$86,493	
Transfer from existing budget - reduced (ex GST)	\$0	
Funding required by Council - loan funded	\$86,493	
DDR provided	Council report	
This projects BAT score – approved by CMT (Cut-off		
CMT reviewed and recommended		
If approved – a BAR or NI will be included in the:	2020/21 Budget Update as at 31 March 2021	
Assessment of Key Performance Indicators (KPI) for all changes council has approved and the reports in Council meeting(s) agenda since the Mid-year Budget Review as at 31 December 2020/21*.		
KPI	Revised forecast	Overall Change since*
Operating Surplus/(Deficit) (Target: break even position over a five year period)	-\$363k	No change
Operating Surplus Ratio (Target: -2% to 10%)	-0.90%	No change
Net Financial Liabilities (NFL) \$	\$20200k	Increase in NFL \$587k
Net Financial Liabilities Ratio (Target: >0 to <100%)	50.1%	Increase to liabilities ratio 1.5%
Asset Funding Renewal Ratio (Target: >80% to <110%)	132%	No change to asset renewal spends

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.

Since Budget adoption 2020/21 the net cash reduction approved by Council for numerous budget amendments in the Mid-year Budget Review 31 Dec 2020 and Council meetings reports for additional expenditure not included with this update, these have been funded from the brought forward cash.

The Mid-year Budget Review as at 31 December 2020 includes the actual closing financial and cash position for 2019/20, this report provides an update of the opening cash position for 2020/21 used to fund additional expenditure.

COMMUNITY CONSULTATION

The FY2020/21 Road Upgrade Capital Budget has been previously approved by Council.

7.4.1.3

PROPOSED ROAD CLOSURE - MSS SAFETY RALLY BAROSSA 2021

B11739 – 21/10095

MOVED Cr Miller

That the Commissioner of Police be advised that Council endorses the road closure of;

Peggy Hill Road, between Sawpit Gully Road and Hearls Road
 Hearls Road, between Peggy Hill Road and Burkes Hill Road
 Burkes Hill Road, between Hearls Road and Eden Valley Road
 Eden Valley Road, between Burkes Hill Road and Cranes Range Road
 Cranes Range Road, between Eden Valley Road and Craneford Road

For the Buddys Stage of the 2021 MSS Safety Rally Barossa which will be run on Sunday 16 May 2021 from 7.30am to 11.30am, and

R Seeliger Road, between Seven Steps Road and C Rogers Road
 C Rogers Road, between Wynns Road and Brownes Road
 Brownes Road, between C Rogers Road and Corryton Park Road
 Corryton Park Road, between Brownes Road and High Eden Road
 High Eden Road, between Corryton Park Road and Springton Road

For the Corryton Park and Corryton Park Reverse Stages of the 2021 MSS Safety Rally Barossa which will be run on Sunday 16 May 2021 from 7.45am to 11.15am, and 12.45pm to 4.00pm, and

Wirra Wirra Road, between Blockers Road and Trial Hill Road
 Trial Hill Road, between Wirra Wirra Road and Steingarten Road
 Steingarten Road, between Trial Hill Road and Barossa Valley Way

For the Trial Hill Long and Trail Hill Long Reverse Stages of the 2021 MSS Safety Rally Barossa which will be run on Sunday 16 May 2021 from 8.30am to 11.45am (south to north) and 12.15pm to 4.00pm (north to south), and

Steingarten Road, between Barossa Valley Way and Trial Hill Road
 Trial Hill Road between Steingarten Road and a point 2km east of the junction of Trial Hill Road and Barossa Valley Way

For the Trial Hill Short and Trial Hill Short Reverse Stages of the 2021 MSS Safety Rally Barossa which will run on Sunday 16 May 2021 from 10.00am to 1.00pm (clockwise direction) and 2.15pm to 5.15pm (anti clockwise direction), and

Woodlands Road, between 260 Woodlands Road and Goldfields Road
 Goldfields Road between Woodlands Road and Green Gully Road
 Green Gully Road between Goldfields Road and Para Wirra Road
 Para Wirra Road between Green Gully Road and Goldfields Road

Allendale Road between Goldfields Road and Balmoral Road

For the Goldfields Stage of the 2021 MSS Safety Rally Barossa which will be run on Sunday 16 May 2021 from 10.30am to 1.30pm and from 2.00pm to 5.00pm

Seconded Cr Troup

CARRIED 2018-22/385

PURPOSE

Ivar Stanelis of RallyOne has written to The Barossa Council requesting road closures for the 2021 MSS Safety Rally Barossa, which will be held on Sunday 16 May 2021.

REPORT

The MSS Safety Rally Barossa will run one week after Australia's newest Classic rally event – the AGLRallySA and will be held on May 16th, 2021.

Organisers expect this event will deliver direct economic benefit to a region hit hard by the pandemic in recent months, with 40 competing cars and crews, along with service crew teams and spectators attending the local area.

It takes in Classic, Regularity, Intro and Clubman Categories, and is based at Tanunda Oval. From the Oval cars set out on two loops of the course that takes in iconic Rally SA stages of old, some run in both directions.

Organisers are expecting some 500 motor sport fans to the region.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Community and Culture



Health and Wellbeing

5. We are a strong community that is welcoming, safe and enjoys a quality lifestyle that celebrates our local identities, diversities, cultures and histories including our Aboriginal heritage.
 - 5.1 Support the development of activities that celebrate the history, art and culture of the Barossa and its people.
10. Our region enjoys the benefits of sustainable community groups, networks and facilities that encourage everybody to participate in the community.
 - 10.3 Build on the capacity of community members to participate in cultural, creative, recreational, sporting and learning opportunities.

Legislative Requirements

Local Government Act 1999

Road Traffic Act 1961

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial and Resources

The cost of the road closure is to be met by the event organisers.

Risk management

There are no foreseeable risk management considerations and Council officers together with MSS Safety Rally Barossa staff inspect the roads involved prior to the event and if required again after the event.

COMMUNITY CONSULTATION

MSS Safety Rally Barossa will personally correspond with local property owners regarding the event, and advisory advance notice signage will be erected approximately three weeks before the event. The closure will be advertised by organisers in local newspapers, The Advertiser and also via placement of the SAPOL notice on Council's website.

7.4.1.4

STOCKWELL ROAD / PENRICE ROAD INTERSECTION UPGRADE – BUDGET ADJUSTMENT B10870 – 21/9799

MOVED Cr Hurn

That Council approve a budget increase of \$190,000 (ex GST) for the Stockwell Road - Penrice Road Intersection upgrade project to be fully funded under the 2020/2021 Federal Black Spot Program.

Seconded Cr Haebich

CARRIED 2018-22/386

REPORT

The MSS Safety Rally Barossa will run one week after Australia's newest Classic rally event – the AGLRallySA and will be held on May 16th, 2021.

Organisers expect this event will deliver direct economic benefit to a region hit hard by the pandemic in recent months, with 40 competing cars and crews, along with service crew teams and spectators attending the local area.

It takes in Classic, Regularity, Intro and Clubman Categories, and is based at Tanunda Oval. From the Oval cars set out on two loops of the course that takes in iconic Rally SA stages of old, some run in both directions.

Organisers are expecting some 500 motor sport fans to the region.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Community and Culture



Health and Wellbeing

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Legislative Requirements

Local Government Act 1999

Road Traffic Act 1961

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial and Resources

The cost of the road closure is to be met by the event organisers.

Risk management

There are no foreseeable risk management considerations and Council officers together with MSS Safety Rally Barossa staff inspect the roads involved prior to the event and if required again after the event.

COMMUNITY CONSULTATION

MSS Safety Rally Barossa will personally correspond with local property owners regarding the event, and advisory advance notice signage will be erected approximately three weeks before the event. The closure will be advertised by organisers in local newspapers, The Advertiser and also via placement of the SAPOL notice on Council's website.

7.4.1.5

PROPOSED ROAD CLOSURE - 2021 ANZAC DAY - TANUNDA

B11739 – 21/9806

MOVED Cr de Vries

That the Commissioner of Police be advised that The Barossa Council endorses the closure of:

Bridge Street, Tanunda from Murray Street to First Avenue between 5.45am and 7.15am on Sunday 25 April 2021, and

Murray Street, Tanunda from 62 Murray Street, Tanunda (Tanunda Post Office) to Basedow Road, and

Basedow Road from Murray Street to the railway line, a distance of approximately 170 metres between 10.30am and 11.15am on Sunday 25 April 2021

for the purpose of the 2021 Tanunda ANZAC Day Service and Parade.

Seconded Cr Miller

CARRIED 2018-22/387

PURPOSE

A request has been received from the Tanunda RSL to assist with the traffic management arrangements associated with staging the 2021 Tanunda ANZAC Day events on Sunday 25 April 2021.

Discussion

The Dawn Memorial Service at the Tanunda Memorial Gardens is scheduled to commence at 6.00am. Council staff will implement the closure of Bridge Street, Tanunda between Murray Street and First Avenue to allow any overflow of the memorial service participants to safely spill out on that portion of road. Additionally, the speed limit along Murray Street will be lowered to 25km/h with a half road closure to accommodate participant overflow as required. This will be monitored by stop/slow devices and contra traffic flow (both directions).

This closure has been successfully implemented for the Dawn Memorial Services in the past five years and organisers have requested the same closures be used this year.

The Tanunda ANZAC Day March scheduled to commence at 11.00am will travel between the Tanunda Post Office and the Tanunda Soldiers' Memorial Hall for the Memorial Service that follows. Council staff will implement the closure of Murray Street and Basedow Road.

Summary and Conclusion

The proposed road closure is pursuant to Section 33 of the Road Traffic Act 1961.

Council officers deem the closures necessary as a risk mitigation strategy to maintain the safety of participants and the general public.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTSCommunity Plan

Community and Culture



Health and Wellbeing

5. We are a strong community that is welcoming, safe and enjoys a quality lifestyle that celebrates our local identities, diversities, cultures and histories including our Aboriginal heritage.
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10. Our region enjoys the benefits of sustainable community groups, networks and facilities that encourage everybody to participate in the community.
 - 10.3 Build on the capacity of community members to participate in cultural, creative, recreational, sporting and learning opportunities.

Legislative Requirements

Local Government Act 1999

Road Traffic Act 1961

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial and Resources -

The estimated actual cost of \$750 for Council to facilitate the road closures and speed restrictions would be allocated from Council's "Road Closure – Support" budget.

Risk management –

Council officers deem the closure necessary as a risk mitigation strategy to maintain the safety of participants and the general public.

Council staff will closely monitor the road closure and reopen the road/s as soon as practical after the conclusion of the event.

COMMUNITY CONSULTATION

The community will be advised of the proposal by public advertisements to be placed in The Herald and Leader and also via placement of the SAPOL notice on Council's website.

7.4.1.6**ROAD RE-SHEETING – CHANGE TO 2020/2021 PROGRAM****B11660 – 21/10560****MOVED** Cr de Vries

That Council receives, considers and approves the addition of 13 road segments from future programs for inclusion in the 2020/2021 road re-sheet program.

Seconded Cr Barrett**CARRIED 2018-22/388****PURPOSE**

An additional road re-sheet program is proposed following an evaluation of the status of the current program.

REPORTBackground

Council adopted an allocated budget of \$922,830 for the road re-sheet maintenance program as part of the Annual Budget and Business Plan process. The roads put forward and adopted in the budget were selected based on initial site investigations, customer request data and depthing data from our asset management system.

Discussion

The nominated roads have been completed and re-sheeted under budget, the extent of re-sheeting was less than initially estimated.

Consideration was given to the level of service for each road, its inspected condition and together with the depthing data officers have been able to be more targeted with the remedial works and only re-sheeted the deficient segments.

Additional roads are proposed for re-sheeting this financial year, with a focus on roads that show deficient material from the depthing data.

It is proposed to amend and extend the 2020/2021 road re-sheeting program to bring forward from future programs and include the following roads in Cromer, Mount Pleasant and Springton;

Road	Area m2	Cost
Groths Road	14,625	\$80,000
Herriot Road	1,950	\$10,000
Hillview Road	5,525	\$30,000
Schrapels Road	5,950	\$33,000
Zaltrons Road	3,900	\$22,000
Fromm Road	7,535	\$38,000
G Hicks Road	9,075	\$45,000
Seagers Road	5,750	\$29,000
C Kuchels Road	13,475	\$55,000
Mc Beans Range Road	3,000	\$17,000
O Herbig Road	5,500	\$28,000
Altmann Road	9,750	\$50,000
Black Snake Road	5,040	\$25,000
	91,075m2	\$462,000

Summary and Conclusion

The revised program has been developed based on depthing data from the drilling investigations - this has provided a more accurate condition assessment than has been available previously. The drilling/depthing program is continuing and will form the basis for updating Councils Asset Management System and developing the 3 – 10 year forward work program.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil.

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Infrastructure

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7. Community infrastructure planning is aligned to both current and the future needs of the community.
8. To have a connected and safe transport network that meets the needs of our community.
- 7.2 Ensure both current and future infrastructure needs are met in a proactive rather than reactive way.
- 8.1 Support opportunities to increase community transport and access to services and facilities.
- 8.2 Ensure a high quality road, shared paths and footpath network throughout the Barossa in partnership with all levels of government.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There is no variance to the approved budget, the additions have been managed to fit within the existing approved budgets. A budget adjustment will be submitted for Quarter 3 to formalise the revised program.

COMMUNITY CONSULTATION

The initial road re-sheet program was released for community consultation as part of the Annual Budget and Business planning process with a qualifying statement that the program may be subject to change. The amended program will be updated on Council's website and shared across our social media platforms.

7.5 DEVELOPMENT AND ENVIRONMENTAL SERVICES

7.5.1 DEVELOPMENT SERVICES

7.5.1.1

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT - BUSINESS READINESS/SERVICE LEVEL UPDATE

B3624

MOVED Cr Boothby

That Council:

- (1) Establish a Service Kiosk (PC, Monitor and Scanner) that will allow an applicant to self-lodge their applications and payment of fees via the Planning Portal.
- (2) Endorses the adoption of the \$80* processing fee for hard copy lodgements, and in accordance with the Section 119(9)(c) of the PDI Act agree to waive payment of the whole fee (excluding development/building companies) for an initial six months from the announced go live date by the Minister.
- (3) Endorses the adoption of a statutory fee to cover the reasonable cost of placing and maintaining a public notice on the land for a performance assessed development application (where required), and that fee for the remainder of the 2020/2021 financial year be \$350* per notification process.
- (4) Note progress of the business ready activity.

* Exempt of GST.

Seconded Cr de Vries

CARRIED 2018-22/389

PURPOSE

To seek approval/direction on service levels associated with the implementation of the Planning, Development and Infrastructure Act (PDI Act), and provide an update on the Business Readiness activities.

REPORT

Background

At its meeting held 18 August 2020, Council considered a report on a series of service levels associated with the implementation of the new planning system.

Introduction

When the initial report was prepared, it was on the basis that the Phase 3 Code Councils would be commencing late 2020. The commencement had been delayed.

The Attorney General's Department is working with Phase 3 Councils with an 19 February target for being business ready, and a 26 February to close off any further changes to the portal/system operations, to enable the Minister to announce a 'go live'. That announced was made by the Minister on 29 January 2021, with the 'go live' on 19 March 2021.

Since the August meeting, Council officers have had further information and training around the new system and the Planning and Design Code. Regular meetings are being held between the Department and officers as part of the business ready strategy.

Given the rapid nature in information exchange, it is appropriate to revisit some of the service levels that are associated with the business ready strategy.

Discussion

BUSINESS READY CHECKLIST

The Department has issued councils with a high-level business readiness checklist supported by a detailed checklists. The high-level list ([Attachment 1](#)) assists tracking the progress at the top level and will provide visibility to what has been completed and outstanding.

Based on our discussions with the Department, it is considered that we are around 85-90% completed in our readiness.

WEBSITE CONTENT

Council Resolution (18 Aug 2020):

Agree to support messaging to redirect customers from Council's website to the SA Planning Portal as the first point of contact for information regarding the planning system and assessment processes.

The Planning and Building component of the new website has been refreshed and provides a link to the SA Planning Portal.

Getting ready for the new planning system

The Barossa Council area is currently covered by [The Barossa Council Development Plan](#). However, South Australia is currently transitioning to a new planning system. The [PlanSA](#) website provides the entry point to the new system. Through PlanSA, the planning and development system is taken online and underpinned by the statewide [Planning and Design Code](#). Through PlanSA, South Australians will be able to do more including:

- lodge development applications online
- monitor and track progress of development applications online
- receive decision notices electronically – and get faster approvals
- gain 24/7 fast access to searchable and reliable planning information, publications, maps and data
- easily access the latest planning news and updates
- access online planning policy and spatial map information online
- track Planning and Design Code amendments online
- check the online register of accredited professionals.

The new planning system also introduces new [complaint handling procedures](#) for assessment panels, assessment managers, and accredited professionals.

The final phase of the new planning system, which includes the Barossa, is expected to proceed in 2021. Until this final phase is implemented, development applications will be assessed against the [Barossa Development Plan](#) and the [Development Act 1993](#) and [Development Regulations 2008](#).

As part of the Website Refresh Project all existing guides and fact sheets are being reviewed to identify additional information not available from the Planning Portal and

that can assist Barossa community to navigate the Planning and Design Code and ePlanning framework.

As we progress into the new system, our web content will be updated to better reflect the new requirements. In addition, Development Services staff are to review current development information guides /fact sheets to identify additional information not available from the Planning Portal and that can assist the Barossa community to navigate the Planning and Design Code and ePlanning framework.

The Department has issued a toolkit of promotional material to assist councils in the lead up to the system going live.

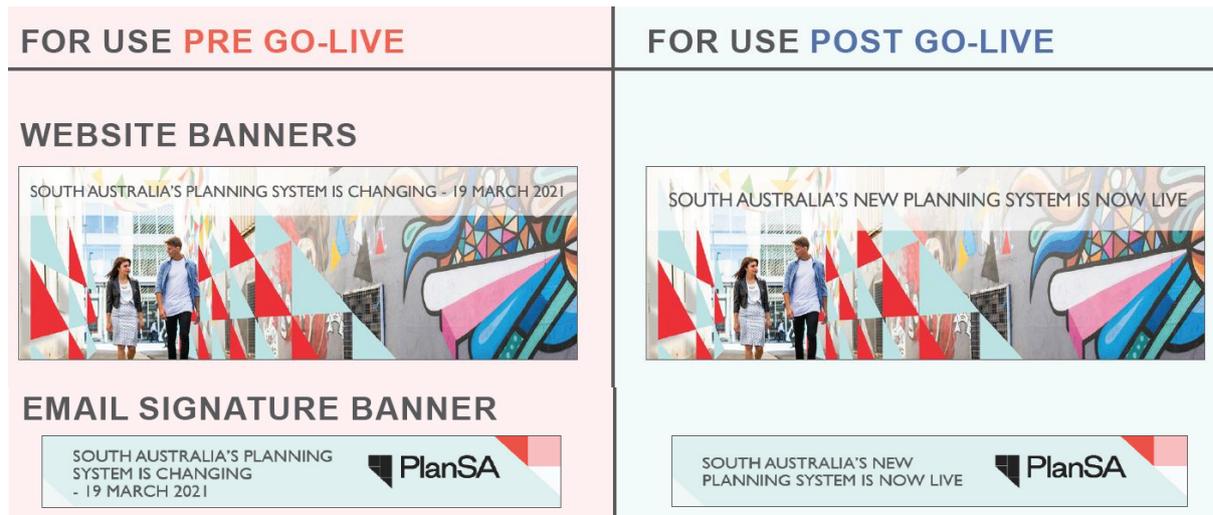


Figure 1 Sample promotional material

ONLINE AND COUNTER SERVICES

Council Resolution (18 Aug 2020):

Only accepts applications (hard copy) and payment of fees at the Principal Office (Nuriootpa) for which the Barossa Assessment Panel, Assessment Manager or Council is the relevant authority.

It has been confirmed by the Department that a Council can only receive and lodge an application for development within its area. Therefore there is no opportunity for Council to receive and lodge an application for a development within any other part of the State.

Council Resolution (18 Aug 2020):

Agree to utilise the existing Library public PC and scanning equipment for the Service Kiosk to allow applicants to lodge applications via the online Planning Portal.

Previously it had been proposed that the Service Kiosk be via the PC, Monitor and Scanner located within the Nuriootpa Library to avoid the need to purchase and set up a stand-alone kiosk.

Given the uncertainty to the level of demand at Customer Support, it is suggested that the option of having dedicated Service Kiosk be considered to enable the new Development and Customer Support Officer to provide direct assistance to applicants to lodge their applications and payment of fees via the Planning Portal.

Help Desk

Further information has been released in relation to the PlanSA Service Desk. Agreed protocols have been established to enable both the Department and Council to provide appropriate assistance to clients when dealing with the new systems. Refer to Attachment 2.

FEES AND CHARGES

Lodgement (Processing) fee

Council Resolution (18 Aug 2020):

Agree to waive the additional \$80 processing fee for hard copy lodgements until 30 June 2021.

As reported in August, the standard Electronic Lodgement Fee is \$177. In addition, there is a new Hard Copy Lodgement Fee. This is an additional \$80 that a Council may opt to apply in processing the lodgement on behalf of an applicant.

As part of the August resolution, Council opted to waive this fee until 30 June 2021. Again, this was on the premise that the new system would commence at the end of 2020.

Given further understanding of the new system, it is proposed that this waiver should only be made available to 'mum and dad' applicants and not to development/building companies as they should have internal capabilities and capacity to use the online system.

In line with the previous resolution, it is proposed that the fee be waived for an initial period of six months from the 'Go Live' date of the new system.

Notification of Performance Assessed Development

Council Resolution (18 Aug 2020):

Note that a separate Public Notification charge is to be set by Council for the provision and installation of signage at a site where the applicant has requested that Council perform this task, and that a further report be brought back to Council to adopt a Public Notification charge as outlined in this report.

Practice Direction 3 - Notification of Performance Assessed Development Applications issued by the State Planning Commission supports the operation of section 107(9) of the Act with respect to the notification of performance assessed development applications.

In accordance with the Act:

1. A relevant authority is responsible for giving notice of the application to an owner or occupier of adjacent land by post or by email.
2. An applicant will be responsible for giving notice of the application to members of the public by notice placed on the relevant land. A notice must be:
 - a) placed on, or within a reasonable distance of, the public road frontage of the relevant land, ensuring that it is visible and legible to members of the public from the public road;

- b) mounted at least 600mm above ground level, and no more than 1.5 metres above ground level;
- c) made of weatherproof material (e.g. laminated print attached to fence/building, corflute print on star droppers, or other); and
- d) at least A3 size.

The entity responsible for erecting the notice on the relevant land has responsibility for taking a photograph clearly displaying the notice on the land, with details of the location, date and time the photograph was taken at the start of the notification period, and a written statement confirming that the notice on the relevant land was undertaken in accordance with the relevant requirements of the Act, Regulations and this practice direction the end of the notification period. This information must be uploaded to the relevant application record on the Planning Portal.

Within the ePlanning framework, there are two fees associated with the notification process. There is a \$250 Notification Fee as set by the Department, and an optional Installation Fee where an applicant has requested that a Council install the required signage. There is no requirement to place a public notice in the paper under the PDI Act, as is the case under the Development Act.

The fee associated with the installation of signage are not specifically prescribed within the Regulations. This fee, if required, is determined by the Council to cover the reasonable cost of placing the notice on the land, i.e. labour and travel.

Council currently charges \$330 to an applicant to place the Category 2 or 3 Public Notice in the local paper. This is a charge determined to recover the cost of publishing the Notice.

A recovery model could be adopted for the new requirements. A potential formula was presented as an initial idea in the previous report.

$$\text{Notification Charge} = \text{Base Fee (production)} + \text{Travel/Installation}$$

The base fee being the current \$330.

Rather than create a multiple range of pricing to account for travel distances within the region, it is proposed that a single flat fee be adopted for all notification signage where Council is requested to undertake the task.

Recent examples for other regional councils:

Coorong District council	Only charge the notification fee of \$250
Loxton Waikerie	\$150 if property is located within 10km of Loxton and Waikerie townships \$300 if property is located more than 10km of Loxton and Waikerie townships
Regional Council of Goyder	\$250
Clare and Gilbert Valleys	\$265
Yorke Peninsula	\$360
Light Regional	\$250

Proposed Fee for The Barossa Council is \$350.

If Council opt to include the installation fee, the cost to an applicant that request the installation will be \$600, the Notification Fee (\$250) plus the Installation Fee (\$350).

Over the course of the first few months, officers will be able to determine if this fee is appropriate and it can be amended annually in line with the Council's statutory fees and charges as deemed appropriate.

Internal discussion continue as to what resources will be used to install the signage, when requested by an applicant. Options include the Assessment Officers, General Inspectors, Depot staff, or Contractors, or a combination of all.

CHANGE PROGRAM

LODGEMENT TO INSPECTION PROJECT

Part of this project has sought to fully document the work flows associated with the current lifecycle of the development application. As there will be a transition period, the workflow will be reviewed to ensure that any elements of the new systems are effectively reflected by Council's Pathway system.

Where appropriate, any existing development application that has received Planning Consent within Pathway will be entered into the Development Application Processing (DAP) system, used to lodge or manage development applications, of the Planning Portal to complete the approval process, avoiding the need to run two parallel systems for an extended period of time.

At time of preparing this report, there are approximately 95 applications that have had planning consent issued. The new Development and Customers Support Officer will be tasked for entering these application into the DAP.

PATHWAY/PORTAL INTEGRATION

The ePlanning framework was initially presented as a full end to end solution of the development assessment process. In effect, the framework accounts for lodgement to certificate of occupancy. During 2020, it was evident that inspections and compliance would not be incorporated, and that Councils would be required to rely on their own systems for these functions. In addition, calls were made to have the system deal with property searches (Form 1) required under the *Land and Business (Sales and Conveyancing) Act 1994*.

The Local Government Information Technology Association of SA (LGITSA) identified a need to assist with delivery of the necessary data integration to support all South Australian councils with their continued management of development applications beyond lodgement, and sought to collaborate with the State Government and develop an interface specification that will meet the needs of SA councils.

A Planning Information Exchange (PLIX) specification was subsequently developed to provide integration to Council systems with retrieval of DA data from the ePlanning Application Programming Interface. Based on the business requirements developed by the Department and LGITSA/Councils, software vendors had provided cost proposals which include the software development and implementation costs and in some cases additional licensing costs.

Late 2020, Councils were advised that the Department would no longer be leading work on the PLIX and that Councils would have to self-develop an integration solution. Council's Manager KATS has been actively involved with our software vendor to determine what level of support there is for all Pathway Councils to financial contribute to the development of an integration solution.

A response will be prepared for CMT outlining any Pathway modification and costing required to ensure the two systems are sufficiently integrated to provide a fully electronic end to end solution to the planning, building and compliance requirements of the PDI Act.

Notwithstanding the decision around the PLIX, the Department has responded to concerns raised by councils and has been developing additional capability to address mandatory inspection notifications and property searches. Compliance is still excluded at this point in time.

FINANCIAL MANAGEMENT

The new system operates similar to Dog and Cat Online (DACO) whereby transactions are centrally administered.

The distribution of fees ([Appendix 3](#)) has been determined by the Chief Executive (of the Attorney-General's Department) as required under Regulation 18 of the *Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019*.

PAYMENTS

Applicable fees and charges are determined during the 'Verification' phase of the development application lifecycle for each consent that is required. Additional fees and charges may also be identified at any stage during the assessment process.

Payment of fee raised under the Development Application Processing (DAP) System will be able to be undertaken in various forms including on the new online Portal, over the counter at local councils or via DPTI direct (in special circumstances).

Taking payments over the counter at a council office will be a two-step process:

1. Receipting payment into the local council receipting systems
2. Updating the DAP to mark the development application as paid.

Council may receive the funds by credit card, cheque, cash or EFT. Payment will be receipted into the council's own financial system, and the funds banked into the council's own bank account. The DAP is then updated to reflect the payment made for a development application.

Money collected by Council, including any Department fees or Referral Agency fees are retained by Council (step 5 in **Figure 1**), with any adjustments for payments due to the Department/Referral Agencies to be managed through the Net Disbursement process (step 8 in **Figure 1**).

Money collected by Council remain with Council unless the Net Disbursement falls into a negative position (where Council owes the Department for their fees in excess of fees the Department is to pay Council). In the event that this occurs, Department will invoice Council on a quarterly basis to retrieve the balance of those funds to be returned to Department (step 12 in **Figure 1**).

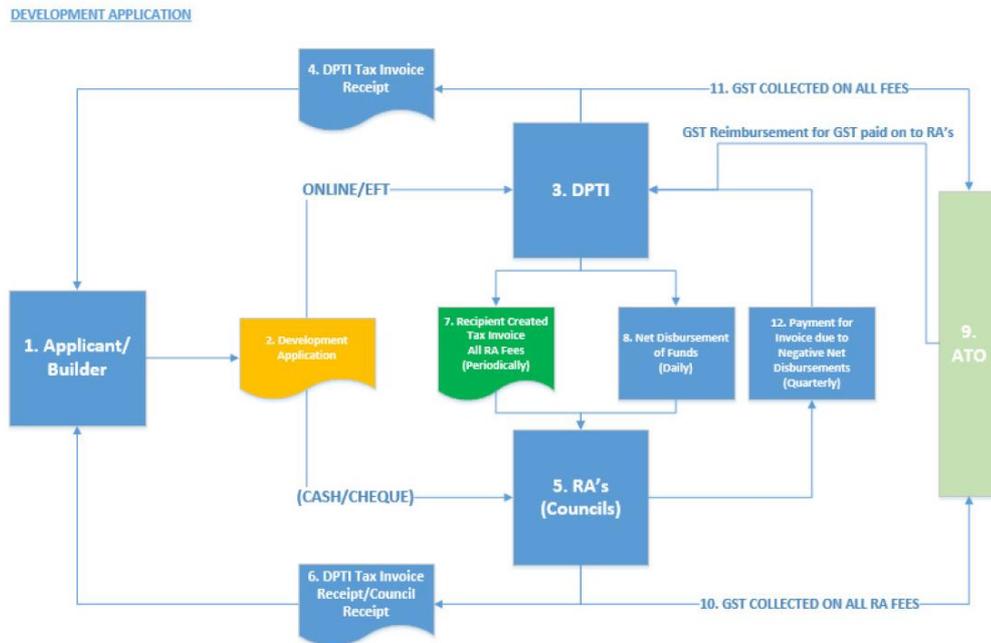


Figure 2 Payment flows

REFUNDS

The Relevant Authority will be responsible for determining if a refund is to be paid to an applicant and the amount of refund that will be paid. A council is only permitted to refund fees that are payable to that council.

All refunds are to be presented to a Financial Approver who can approve or reject the refund assessment, or request more information from an assessing officer.

The Financial Approver role within the DAP system will be restricted to a small number of senior staff who have the authority (under delegation) within the organisation to approve a refund payment to an applicant.

NET DISBURSEMENTS

The Department will disburse fees collected to the correct recipient as part of a Net Disbursement process. The Net Disbursement Calculator in the Development Application Processing (DAP) System is an automated process that runs on a daily basis at 12am.

While the process for the daily disbursement will be run each day, the Accounts Payable process to complete the outgoing payments to stakeholders will occur on Mondays, Wednesdays and Fridays.

Where Department fees and/or Referral Agency fees are paid directly over the counter at the Council, those fees are receipted into the Council's own system and 'recovered' by the Department by way of a negative disbursement process. This process removes the need to regularly create and send invoices between organisations.

A flow chart of the process is shown in **Figure 2**.

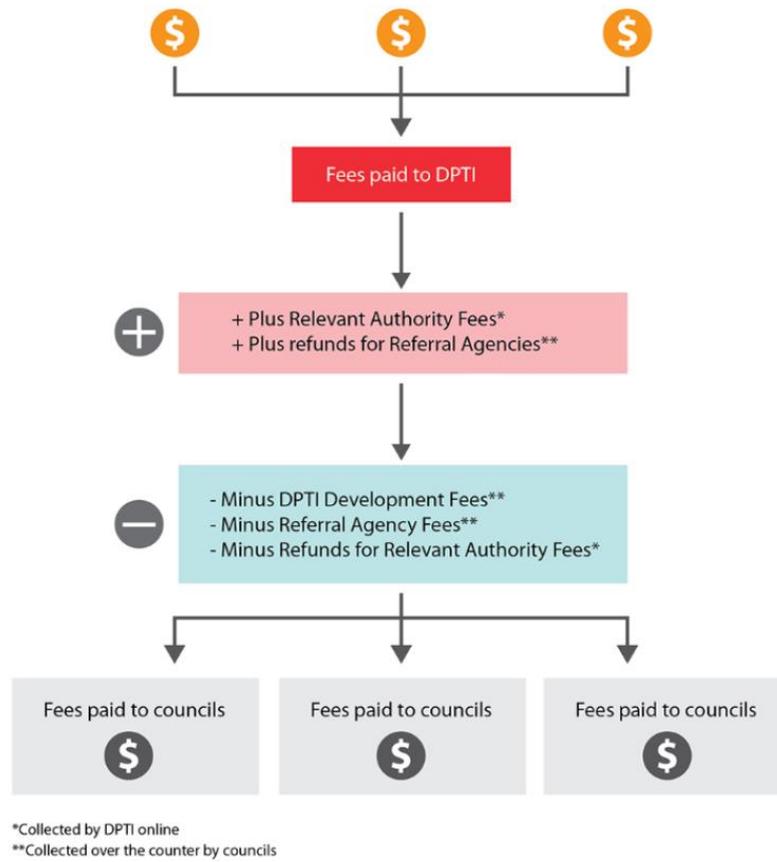


Figure 3 Disbursement calculations

REPORTING

While the current quarterly System Indicators reporting is no longer a statutory requirement under the PDI Act, the Portal has been designed to enable this reporting to be generated without manual input from councils.

In addition, there are a number of activity level reports that can be generated via the system.

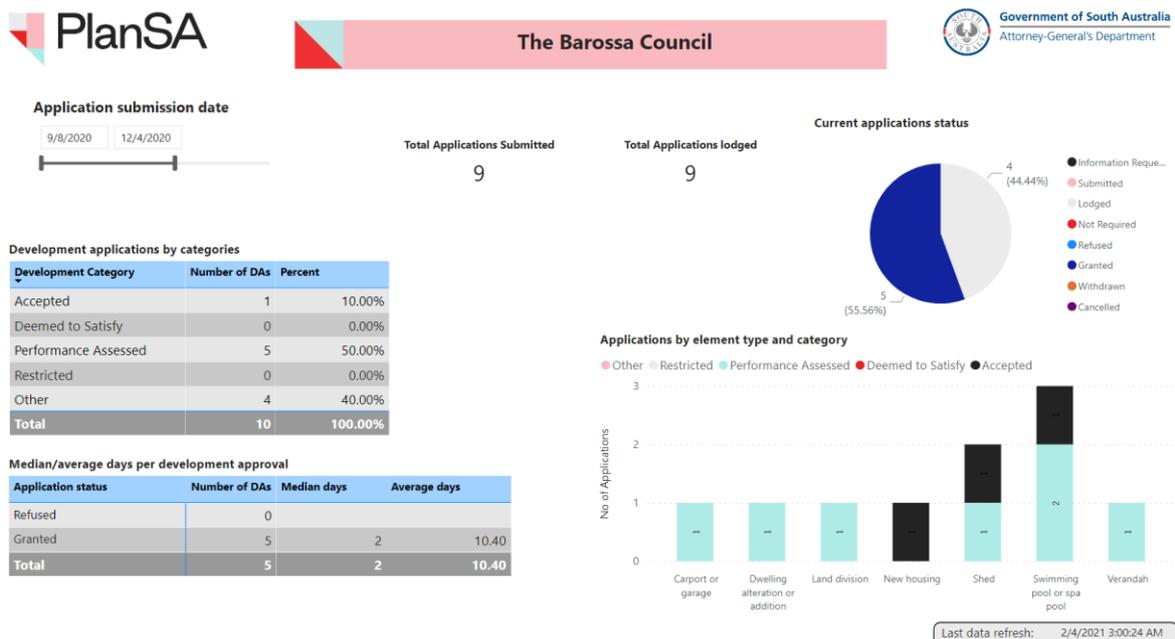


Figure 4 Sample Reporting - Applications

Application submission date

9/8/2020 12/4/2020

Consents - Granted vs Refused

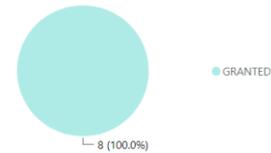
Consent types with median/average number of days

Decision Consent Type	GRANTED		
	No of Consents	Median Days	Average Days
Building	5	0	0.10
Land Division	0		
Planning	3	0	0.00
Planning and Land Division	0		

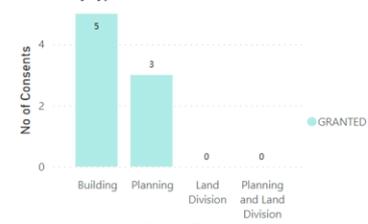
Consents by Relevant Authority

Decision Assessor	GRANTED		Total	
	No of Consents	Percent	No of Consents	Percent
Assessment Manager	8	100.00%	8	100.00%
Private Accredited Professional	0	0.00%	0	0.00%
Total	8	100.00%	8	100.00%

Percentage



Consents by Type



Last data refresh: 2/4/2021 3:00:24 AM

Figure 5 Sample Reporting - Consents

POLICY AND PROCESS DOCUMENTS

A series of policy and process documents are being review/prepared to be presented to Council for endorsement in the lead up or post 'Go Live' date, namely;

- Development Fee Exemption for Community Organisation Policy
- Building (and Swimming Pool) Inspection Policy
- Building Fire Safety Policy
- Copyright Management Policy
- Internal Review of Council Decisions Policy and Process
- Public Consultation Policy

Summary and Conclusion

Ongoing monitoring of the new planning system will require potential amendments to the various service levels set by Council. Council Administration will seek to amend these as required to ensure efficient and timely assessment of development applications and assistance to clients in navigating the new system.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – Business Ready Measures

Attachment 2 – Service Desk protocols

Attachment 3 – Payment and Distribution of Fees

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Natural Environment and Built Heritage

1. The Barossa has sustainable farmland providing diverse and stable returns, while protecting the unique natural environment and biodiversity of the region.
- 1.1 Ensure land use planning and resource use protects the quality of the natural environment, the existing character of rural landscapes, historic significance and the high value of agricultural land.

Advocacy Plan

8. Ensure the best possible management of the land use and development framework to preserve the history, heritage and natural assets of the Barossa and support appropriate development.

Corporate Plan

- 1.11 Provide transparent, efficient and effective development assessment processes and regulatory activities.
- 1.12 Build and maintain relationships with other levels of government to ensure development strategies are responsive to regional needs and issues.

Legislative Requirements

Planning, Development and Infrastructure Act 2016

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Nil

COMMUNITY CONSULTATION

Nil

7.5.5 WASTE SERVICES REPORT

7.5.5.1

GREEN INDUSTRIES FUNDING - REGIONAL TRANSPORT SUBSIDIES PROGRAM B11749

MOVED Cr Troup

That Council authorise the Chief Executive Officer, or his delegate, to apply for funding as part of the Regional Transport Subsidies Program.

Seconded Cr Haebich

CARRIED 2018-22/390

PURPOSE

To seek Council's endorsement to apply to Green Industries SA for grant funding as part of the Regional Transport Subsidies Program.

REPORT

Background

The Regional Transport Subsidies Program is generally intended to provide funding support for one way transport of kerbside recyclables from regional council areas to Metropolitan Adelaide.

The Application and Guidelines are provided in Attachment 1.

Discussion

The Regional Transport Subsidies Program offers funding for the purpose of supporting the continuation of recycling services in regional areas. Eligible cost items include transport costs associated with a council's provision of kerbside recycling.

The total amount available per council is capped at \$12 (excluding GST) per tonne per 100 kilometres of transport costs associated with kerbside recycling for the period 1 July 2020 to 30 June 2021.

Council has previously received funding from this program in 2018-19 and 2019-2020. Funding totalled \$17,264.28 (excluding GST) in 2018-19 and \$23,612.88 (Excluding GST) in 2019-2020.

Summary and Conclusion

Applications for the Regional Transport Subsidies Program close on February 19, 2021.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1: Regional Transport Subsidies Program Guidelines 2020-21

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan



Natural Environment and Built Heritage

3. We take a proactive approach in responding to key environmental challenges such as climate change, water security and waste management.
- 3.2 Collaborate with partners and our community to support innovative approaches to waste minimisation, and increase reuse and recycling opportunities.

Advocacy Plan

1. Working with the community, industry and government to build on the Barossa's capacity to attract investment, improve services and encourage employment opportunities.

Corporate Plan

- 4.9 Provide residents kerbside waste collection and recycling services that reduce waste disposed to landfill.

Legislative Requirements

Green Industries SA Act 2004

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Nil

COMMUNITY CONSULTATION

Nil

8.2 WORKS AND ENGINEERING SERVICES**8.2.1****Tender – Reconstruction Basedow Road, Tanunda****MOVED** Cr Haebich

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, Project Coordinator and the Minute Secretary, in order to consider in confidence a report relating to Section 90(3)(k) of the Local Government Act 1999, relating to Item 8.2.1. Tender – Reconstruction Basedow Road, Tanunda being tenders for the supply of goods, the provision of services or the carrying out of works; and
- (2) Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential to prevent the disclosure of pricing and company information that could compromise a competitive procurement environment leading to poor tender outcomes and costs to Council.

Seconded Cr Barrett**CARRIED 2018-22/391***The meeting moved into confidence at 9.43am.***MOVED** Cr Boothby

That Council:

- (1) Confidential resolution
- (2) Confidential resolution
- (3) Having considered this matter in confidence under Section 90(2) of the Local Government Act (the Act) pursuant to Section 90(3)(k) of the Act being information related to the assessment of tenders for the supply of works and it not being in the public interest to release commercial information concerning pricing and company information so as to maintain competitive procurement practices, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the report, attachments and associated documents in relation to Confidential Item 8.2.1 of the Council Meeting held on 16 February 2021 and titled Tender – Reconstruction Basedow Road, Tanunda be kept confidential and not available for public inspection and that the Chief Executive Officer be delegated the power to review and revoke this order and that upon execution of the contract pursuant to clause 91(8) of the Local Government Act Part 2 of the minutes shall be released

Seconded Cr Miller**CARRIED CO2018-22/47***Resumption of open council meeting at 9.44am.*

9. URGENT OTHER BUSINESS

9.1 REQUEST – LEAVE OF ABSENCE

Nil

10. NEXT MEETING

Tuesday 16 March 2021 at 9.00am.

11. CLOSURE OF MEETING

Mayor Lange declared the meeting closed at 9.44am.

Confirmed at Council Meeting on 16 March 2021

Date:.....

Mayor:.....