NOTICE OF MEETING

Notice is hereby given that the next ordinary meeting of Council will be held on Tuesday 20 April 2021 in the Council Chambers, 43 – 51 Tanunda Road, Nuriootpa, commencing at 9.00am. The meeting will be live streamed and recorded and posted onto Council’s website by Friday 23 April 2021.

Martin McCarthy
CHIEF EXECUTIVE OFFICER
THE BAROSSA COUNCIL

A G E N D A

1. THE BAROSSA COUNCIL

1.1 Welcome by Mayor Lange - meeting declared open
1.2 Present
1.3 Leave of Absence - Cr Weise-Smith, Cr Miller, Cr Troup
1.4 Apologies for Absence Nil
1.5 Minutes of previous meetings - for confirmation: Council meeting held on 16 March 2021 at 9.00am
1.6 Matters arising from previous minutes - Nil
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 – *attached* .................................................................5

3. **COUNCILLORS’ REPORTS**

Nil

4. **CONSENSUS AGENDA**

4.1 **MAYOR**

Nil

4.2 **EXECUTIVE SERVICES**

4.2.1 Legatus Minutes.................................................................8
4.2.2 LGA Ordinary General Meeting.................................25
4.2.3 Minutes – Nuriootpa Centennial Park Authority Audit Committee.........................................................26

4.3 **CORPORATE & COMMUNITY SERVICES**

Nil

4.4 **WORKS AND ENGINEERING SERVICES**

Nil

4.5 **DEVELOPMENT & ENVIRONMENTAL SERVICES**

4.5.1 **DEVELOPMENT & ENVIRONMENTAL SERVICES**

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4.5.2.2 Northern and Yorke Landscape Board Draft Landscape Plan........................................................................52
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Reports - Lower Mid North and Valleys and Plains.............72

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4.5.3.1 Food Premises Inspections......................................................78

5. **CONSENSUS AGENDA ADOPTION**

5.1 **ITEMS FOR EXCLUSION FROM CONSENSUS AGENDA**

5.2 **RECEIPT OF CONSENSUS AGENDA**

5.3 **DEBATE OF ITEMS EXCLUDED FROM CONSENSUS AGENDA**
6. VISITORS TO THE MEETING/ADJOURNMENT OF MEETING

6.1 VISITORS TO THE MEETING
Nil

7. DEBATE AGENDA

7.1 MAYOR
7.1.1 Establishment of a Non-Statutory Committee – CEO Performance Review Committee and Terms of Reference

7.2 EXECUTIVE SERVICES

7.2.1 CHIEF EXECUTIVE OFFICER
7.2.1.1 Request to Increase 2018-19 Budget Allocation to meet Coulthard House and Grounds Project Overspend
7.2.1.2 Industry Collaboration (Barossa Australia)
7.2.1.3 Planning, Development and Infrastructure Act Delegations – Update to Instruments B, C And D

7.2.2 FINANCE
7.2.2.1 Monthly Finance Report (as at 31 March 2021)

7.3 CORPORATE AND COMMUNITY SERVICES

7.3.1 DIRECTOR REPORT
7.3.1.1 Nuriootpa War Memorial Swimming Pool – Update on Condition Assessment Report – FMG Engineering

7.3.2 MANAGER COMMUNITY PROJECTS
7.3.2.1 Dog Parks – Final Funding Allocation

7.4 WORKS AND ENGINEERING SERVICES

7.4.1 DIRECTOR REPORT
7.4.1.1 Road and Bridge Load Limits - Penrice Road, Nuriootpa; Light Pass Road, Light Pass And Pipeline Road, Stockwell
7.4.1.2 Request to Seal – Gnadenberg Road
7.4.1.3 Kroemer Crossing Roundabout – Budget Adjustment
7.4.1.4 2021 Barossa Marathon Festival – Road Closure Request
7.5 DEVELOPMENT AND ENVIRONMENTAL SERVICES

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7.5.2 ENVIRONMENTAL SERVICES
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7.5.5 WASTE SERVICES
7.5.5.1 Mandatory Green Organic Service Update........................................215

8. CONFIDENTIAL AGENDA

8.1 EXECUTIVE SERVICES
8.1.1 Private Works Proposal.................................................................252
8.1.2 Nuriootpa Old Dump Site Proposal.................................................254

9. URGENT OTHER BUSINESS

9.1 Nil

10. NEXT MEETING

18 May 2021 at 9.00am

11. CLOSURE
## Mayor’s Report to Council – April Meeting 2021

### March

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
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<tbody>
<tr>
<td>17/03/2021</td>
<td>GRFMA Special Meeting – City of Playford</td>
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<tr>
<td></td>
<td>Site meeting with Robert Hill Smith - Angaston Main Street</td>
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<tr>
<td>18/03/2021</td>
<td>Teams Meeting – Adelaide Wine Cycling Trail</td>
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<tr>
<td>19/03/2021</td>
<td>Good Shepherd Lutheran School Angaston - Official opening (Deputy Mayor</td>
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<td>Russell Johnston attended in my absence)</td>
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<tr>
<td>20/03/2021</td>
<td>Formerly open and Welcoming - Barossa Nature Adventure Day South Para</td>
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<td>Reservoir, Williamstown</td>
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<td>This was a free community event with the aim of encouraging the people in</td>
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<td>the Barossa Community to connect with nature and to take the opportunity to</td>
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<td>try a variety of the great outdoor recreation activities available in our local</td>
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<td></td>
<td>reservoir reserves.</td>
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<td></td>
<td>Attended Mount Pleasant Show</td>
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<td></td>
<td>Brief discussions with Federal Member for Barker Tony Pasin – Mount</td>
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<tr>
<td></td>
<td>Pleasant projects including The Big Project and Adelaide Cycling Trail</td>
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<td></td>
<td>and brief discussions with Federal Member for Mayo Rebekha Sharlie - Adelaide Wine Cycling Trail</td>
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<tr>
<td>22/03/2021</td>
<td>Meeting with the President of the Legislative Council, John Dawkins MLC</td>
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<td>and CEO Martin McCarthy – General Council activities and future directions</td>
</tr>
<tr>
<td>23/03/2021</td>
<td>Meeting Council representatives Adelaide Plains Council/The Barossa Council - GRFMA Discussions, options and strategies for continued involvement and responsibilities for lower river flood management</td>
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<tr>
<td>24/03/2021</td>
<td>Development options to discuss Krieg Park (Nuriootpa) Development</td>
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<td>Application and local open space activation</td>
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<td>Formal opening of the Barossa Village Community Courtyard and the 'Peter Rosey Bar</td>
</tr>
<tr>
<td>26/03/2021</td>
<td>Meeting with John Gebber – Chateau Tanunda regarding wine train tourism</td>
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<td></td>
<td>Talunga Park (Mount Pleasant) Caravan Park photo and funding promotion with Member for Schubert Stephan Knoll and Candidate for Schubert Ashton Hum. This funding will continue to assist Council with its commitment towards identified funding for Mount Pleasant projects. This project highlights valued investment in cabins, powered sites, camp kitchen and visitor amenities at Mount Pleasant Caravan Park. The Local Government Infrastructure Partnership Program funding of $817,286 complements Council’s investment of over $1.2 million as part of The Big Project.</td>
</tr>
<tr>
<td></td>
<td>I congratulate Council Elected Members and staff as this project comes on the back of a $500,400 upgrade to court and lighting facilities at Old Talunga</td>
</tr>
</tbody>
</table>
27/03/2021 Site meeting with Wirraminna Care representatives and adjoining property owner to discuss and look at options to minimise stormwater intrusions

30/03/2021 Radio interview Flow FM - various Council initiatives

April

1/04/2021 Meeting with Chair Southern Barossa Alliance, Steve Balch and other representatives – Various Lyndoch matters

- possibility of a recreational vehicle dump point in Lyndoch
- development of landscape plans for the Lyndoch Village Green
- overnight free camping provisions – Lyndoch
- status on possible sealing of Rosedale Scenic Route

7/04/2021 Citizenship Ceremony – The Barossa Council Chambers

10/04/2021 Barossa Rose and Flower Show - Official opening by Mrs Lan Le and Governor Hieu Van Le, AC

11/04/2021 Officiate the Welcome and formal Opening - Barossa Air Show

12/04/2021 Represent Council at previous Councillor Charles La Nauze funeral
I wish to acknowledge and commend staff for the recently completed construction of the new cricket nets at Angaston Oval and the commencement of site work on the clubrooms as part of Council’s The Big Project initiative (refer photos below).

Cricket Nets & Site Works – Angas Recreation Park
4.2 CONSENSUS AGENDA – CHIEF EXECUTIVE OFFICER

4.2.1 LEGATUS MINUTES
B11644

The Minutes of the Legatus meeting and annual general meeting held on 5 March 2021 are attached for Council's information.

RECOMMENDATION
That Minutes of the Legatus meeting of 5 March 2021 be received and noted.
Unconfirmed Minutes of the Legatus Group Meeting

5 March 2021

Ardrossan Community Club Maitland Road Ardrossan

1 Meeting Preliminaries

An acknowledgement of country was provided.

Present

Board members: Mayor Peter Mattey OAM – Chairman (Goyder), Mayor Leonie Kerley (Barunga West), Mayor Roslyn Talbot (Copper Coast), Mayor Bill O’Brien (Light), Mayor Mark Wasley (Adelaide Plains), Mayor Phillip Heaslip (Mount Remarkable), Mayor Ben Browne (Northern Areas), Mayor Kathie Bowman (Orroroo Carrieton), Mayor Rodney Reid (Wakefield), Mayor Greg Flint (Flinders Ranges), Mayor Ruth Whittle OAM (Peterborough), Mayor Leon Stephens (Port Pirie) Mayor Wayne Thomas (Clare and Gilbert Valleys) and Mayor Darren Braund (Yorke Peninsula).

In Attendance

Council CEOs Mr David Stevenson (Goyder), Mr Dylan Strong (Orroroo Carrieton), Ms Maree Wauchope (Barunga West), Mr Russell Peate (Copper Coast), Mr Stephen Rufus (Peterborough) Mr Eric Brown (Flinders Ranges), Mr Sam Johnson (Mt Remarkable), Mr Peter Ackland (Port Pirie), Mr Andrew MacDonald (Wakefield), Mr Andrew Cameron (Yorke Peninsula) and Dr Helen Macdonald (Clare and Gilbert Valleys). Mr Stephen Smith & Ms Allison Down (LGA). Mr Adam Gray (SACCA), Ms Angela Ruddenklau (PIRSA) and Mr Simon Millcock (CEO Legatus Group).

Apologies

Mayor Bim Lange OAM (The Barossa). Council CEO’s Mr Colin Byles (CEO Northern Areas), Mr Martin McCarthy (Barossa), Mr James Miller (CEO Adelaide Plains) and Mr Brian Carr (Light). Ms Kelly-Anne Saffin (CEO RDAYMN), Mr Tony Fox (GM Northern and Yorke Landscape Board), MP’s Hon Stephan Knoll (Schubert), Hon Geoff Brock (Frome), Hon Dan van Holst Pellekaan (Stuart), Mr Fraser Ellis (Narrunga), Hon Tony Piccolo (Light), Mr John Gee (Taylor).

Opening

The Chairman declared the meeting open at 10.30am

2 Welcome

The Chairman welcomed everyone to the meeting and a report on the change to Mayor at Flinders Ranges Council was provided with the agenda and Mayor Greg Flint was welcomed as their newly appointed Mayor.
3 Welcome to Yorke Peninsula

Yorke Peninsula Council Mayor Darren Braund welcomed everyone and discussed the learnings from the past couple of years and the outcomes from the 2019 fires. He discussed the strength gained during these times by community resilience and collaboration and the support received from various Governments and Agencies. The Yorke Peninsula has seen a major increase in numbers of South Australian visitors since the easing of COVID-19 restrictions in 2020 and the observations that people’s priorities are being re-examined. Lifestyle of the Yorke Peninsula is a great economic driver.

4 Confirmation of Previous Minutes

Minutes of the Ordinary Meeting held 27 November 2020.

Motion: That the minutes of the Legatus Group Meeting held on 27 November 2020 be taken as read and confirmed.

Moved: Mayor Rodney Reid Seconded: Mayor Leon Stephens CARRIED

5 Business arising not otherwise on the agenda

5.1 Rating Equity

The Legatus Group CEO provided a report with the agenda and Mayor Mattey advised he would be following up with Minister van Holst Pellekaan.

Motion: That the Legatus Group notes the report

Moved: Mayor Wayne Thomas Seconded: Mayor Mark Wasley CARRIED

5.2 Cat Management

The Legatus Group CEO provided a report with the agenda.

Motion: That the Legatus Group notes the report.

Moved: Mayor Roslyn Talbot Seconded: Mayor Rodney Reid CARRIED

5.3 Financial Management Services

The Legatus Group CEO provided a report with the agenda including the quote from CJ Davies Consulting. Mayor Mattey indicated that following the Audit Committee recommendation supported by Mayors Reid and O’Brien to approve the appointment of CJ Davies Consulting he had asked the matter to be discussed at the meeting.

Motion:

1. That the Legatus Group accepts the quote from CJ Davies Consulting for a 3-year term commencing from 1 April 2021 for providing the financial management services and that the Legatus Group CEO completes the contract.

2. That bank account signatories are changed to now be (1) Simon Millcock CEO The Legatus Group (2) Colin Byles CEO Northern Areas Council (3) Colin Davies CJ Davies Consulting.

Moved: Mayor Rodney Reid Seconded: Mayor Ruth Whittle CARRIED
5.4 CEO Performance Review

The Legatus Group CEO provided a report with the agenda which included the recommended questions for the interviews / survey and list of people identified by McArthur Consulting. General discussion with agreement that not all CEOs needed to be contacted.

Motion: That the Legatus Group advises McArthur Consulting that the questions provided are appropriate.

Moved: Mayor Leon Stephens Seconded: Mayor Rodney Reid  
CARRIED

5.5 Murray Darling Association

The Legatus Group CEO provided a report with the agenda. Mayor Mattey outlined the conversation he had with the Murray Darling Association CEO and the request for an apology to the Legatus Group CEO.

Motion: That the Legatus Group endorses the response to the Murray Darling Association by the Legatus Group Chair.

Moved: Mayor Wayne Thomas Seconded: Mayor Leonie Kerley  
CARRIED

5.6 SA Coastal Council Alliance Governance and Funding

The Legatus Group CEO provided the letter from Adam Gray SACCA Executive Officer with the agenda and an updated report including the draft discussion paper. Adam Gray attended the meeting and provided further updates including that this will be an agenda item at SAROC on 18 March 2021.

Motion: Defer any decisions re the item and include on the agenda for the Legatus Group 11 June 2021 meeting and await feedback from South Australian Regional Organisation Councils.

Moved: Mayor Leon Stephens Seconded: Mayor Ben Browne  
CARRIED

6 Presentations

Nil. The Legatus Group CEO advised that due to the afternoons workshop it had been recommended that RDA and Landscape Boards hold off any presentations for this meeting.

7 Chairman’s Report

Chair Mayor Peter Mattey advised that items for discussion will be contained in the remainder of the meeting.

8 Items referred by Councils

8.1 Regional Public Transport

The Regional Council of Goyder provided a letter with the agenda sent to the Department of Infrastructure and Transport re the lack of public transport and requested the matter be progressed via the Legatus Group. General discussion held on a way to progress.

Motion: That the topic is an agenda item for the next Legatus Management Group meeting for a suggested approach to be provided for the 11 June 2021 Legatus Group meeting.
7.2 Coastal Tourism Infrastructure and Funding

The Adelaide Plains Council provided a report with the agenda including notes from the Legatus Group CEO. Mayor Wasley provided a presentation at the meeting.

Motion:

1. That the Legatus Group support the partnership of the Legatus Group Coastal Councils and the Northern and Yorke Landscape Board re the Coastal Management Action Plan and associated Landscape Priorities Program Grant Application.
2. That the Legatus Group CEO continues to provide a coordination role to Legatus Group Coastal Councils for their involvement on collaborative projects including the Coastal Management Action Plan.

Moved: Mayor Leon Stephens Seconded: Mayor Leonie Kerley CARRIED

9 20/21 Business Plan Project Updates

9.1 Project Updates: The Legatus Group CEO’s report on 20/21 projects was contained in the agenda. The Chair invited questions.

Motion:

1. That the meeting notes the report
2. That the Legatus Group Chair and CEO are approved to be members for the Climate Change Sector Agreement Committee and that the Legatus Group provides administration to the committee for 2021.
3. That the Legatus Group receives the Sustainability Hub Concept Plan and publishes the plan on its website and considers its finding in the Legatus Group Strategic and Business Plans.
4. That the Legatus Group receives the New Realities Report and publishes the report on its website and considers the recommended actions in the Legatus Group Strategic and Business Plans.
5. That the Legatus Group receives the Socio-Economic Impacts of Road Deficiency Report and publishes the report on its website and considers its finding in the Legatus Group Strategic and Business Plans.
6. That the Legatus Group CEO develops in consultation with an Aboriginal lead a workshop to follow the June 2021 Legatus Group meeting for a module that focuses on “Working with Aboriginal People, Communities & Organisations” and that the Landscape Board and RDA Boards be invited to also attend.
7. That the Legatus Group encourages member councils to engage with their local Aboriginal Cultural Groups in their respective council regions to hold Aboriginal Cultural Awareness workshops delivered by the local Aboriginal Cultural Group.

Moved: Mayor Rodney Reid Seconded: Mayor Mark Wasley CARRIED

9.2 Project Officer Updates: The reports from all four Legatus Group Project Officers were contained in the agenda and the Legatus Group CEO provided the following update.

Waste: The final Regional Waste Management Infrastructure Report will be provided to member councils once the SAROC agenda has been released. The board were advised that this was a report
for SAROC and as their agenda had not been released it was not available in tome for the Legatus Group agenda. It will be used to assist the development of the Legatus Group Waste Management Action Plan. An application has been submitted to Green Industries SA to support the development of the Legatus Group Waste Management Action Plan and a reference group will be developed to support this project.

CWMS: A discussion paper developed through the Legatus Group CWMS Advisory Committee has been sent to the LGA CWMS Committee and awaits their response. The LGA Secretariat and Regional LGA Executive Officers had agreed this was the appropriate approach.

Wellbeing: Mayor Peter Mattey indicated a conflict of interest with regards this matter and left the room. Mayor Bill O’Brien Chaired the meeting.

The meeting sought an update on progress of the approach to Wellbeing associated with the drought and recommendations by the Legatus Group November 2019 meeting. The Legatus Group CEO provided an update on recent discussions with Wellbeing SA and the progress of the report on the mapping and gap analysis for the region. Angela Ruddenklau PIRSA and Dylan Strong CEO Orroroo Council who had been instrumental in the initial report and recommendations were at the meeting. Dylan provided an update on the Family and Business Support Officers appointed by PIRSA who’s contracts are due to expire 30 June 2021.

Motion: That the Legatus Group undertakes a review of the motion from November 2019 to support the community wellbeing and to report if any changes are required including for the Family and Business Support Officers and that Mayor Wayne Thomas assists with the review.

Moved: Rodney Reid Seconded: Mayor Leon Stephens  
CARRIED

Note: November 2019 Motion: That the Legatus Group supports in partnership with the Councils of Orroroo Carrieton, Peterborough, Flinders Ranges, Northern Areas, Mount Remarkable, Port Pirie and Goyder the community wellbeing project for up to $100,000 per year for the term of the project with an annual report to be provided.

Mayor Peter Mattey returned to the room and continued chairing the meeting.

10    Audit and Risk Management Committee

Mayor Kathie Bowman as Chair of the Committee provided a report which included the minutes of their meeting held 19 February 2021.

Motion: That the Legatus Group notes the report and thanks the Flinders Ranges Council for the provision of Financial Management Services.

Moved: Mayor Bill O’Brien Seconded: Mayor Roslyn Talbot  
CARRIED

Motion: That Mayor Rodney Reid is appointed for 2 years to the Legatus Group Audit and Risk Management Committee commencing 30 April 2021.

Moved: Mayor Leonie Kerley Seconded: Mayor Leon Stephens  
CARRIED
11  Financial Report

11.1 2020/2021 Budget Review

The Legatus Group CEO provided a report with the agenda containing the amended budget for 2020/2021.

Motion: That the Legatus Group amends its 2020/2021 budget to the revised budget attached to the agenda.

Moved: Mayor Mark Wasley    Seconded: Mayor Rodney Reid  CARRIED

11.2 2020/2021 Budget / Finance Update

The Legatus Group CEO provided a report containing the budget comparison report for the first half 2020/2021 which had been distributed to constituent councils and the balance sheet and profit and loss statement for the July-January 2021 period.


Moved: Mayor Roslyn Talbot    Seconded: Mayor Ben Browne  CARRIED

11.3 CEO Credit Card Payments

The Legatus Group CEO provided a report on the credit card expenditure for the period 1 August 2020 – 31 October 2020.

Motion: That the Legatus Group notes the CEOs credit card expenditure report for the period 1 November 2020 – 31 January 2021.

Moved: Mayor Phillip Heaslup    Seconded: Mayor Darren Braund  CARRIED

12 Legatus Group Regional Management Group

Mr Colin Byles Chair of the committee provided a report with the agenda which included the notes of their meeting held 12 February 2021.

Motion: That the Legatus Group notes the report.

Moved: Mayor Leon Stephens    Seconded: Mayor Ruth Whittle  CARRIED

13  Legatus Road and Transport Infrastructure Advisory Committee

Dr Helen Macdonald the Chair of the committee provided a report with the agenda which contained the notes of their meeting held 12 February 2021.

Motion:

1. That the meeting notes the report.
2. That Dr Helen Macdonald is reappointed as Chair to the Legatus Road and Transport Infrastructure Advisory Committee for a further 2-year term.

Moved: Mayor Darren Braund    Seconded: Mayor Rodney Reid  CARRIED
14 Legatus Group CWMS Advisory Committee

Andrew MacDonald Chair of the Committee provided a report which included the minutes of their meetings held on 11 February 2021.

Motion: That the meeting notes the report.

Moved: Mayor Ruth Whittle Seconded: Mayor Darren Braund CARRIED

15 Legatus Group Visitor Information Services Advisory Committee

The Legatus Group CEO provided a report with the agenda which included the minutes of their meeting on 19 February 2021.

Motion: The Legatus Group notes the report and appoints Stephen Rufus as the Chair of the Committee for a 2-year term.

Moved: Mayor Roslyn Talbot Seconded: Mayor Phillip Heaslip CARRIED

15 Local Government Association and SAROC

15.1 LGA Update

Stephen Smith LGA provided an update on (1) Local Government Reform and Rating Equity and discussions continue including with the crossbench Members of Parliament and the new Opposition Spokesperson (2) Planning Reform phase 2 councils congratulated and discussed the progress for those involved with phase 3.

Allison Down LGA provided an update on the SAROC Strategic Plan. Discussions focussed on the recent SAROC meeting with regards Regional Health and Wellbeing as high priorities and the inability to attract workers. Transport, Education the roles of RDSA and SAROC plus the need by councils also to attract and retain staff were discussed.

15.2 SAROC Key Outcomes report provided with the agenda. Legatus Group CEO to provide with the minutes the reports from Legatus Group to SAROC.

16 Other Business

Nil

18 NEXT MEETING

Friday 11 June 2021 to be hosted by Adelaide Plains Council commencing at 10am with a workshop to follow “Working with Aboriginal People, Communities & Organisations” venue to be confirmed.

19 CLOSE

Meeting closed by the Chair at 12.40 pm

Chairman ___________________________ Dated ______________
Legatus Group
Budget Comparison - Budget Review 1
Statement of Comprehensive Income - Functions & Projects Consolidated
for the year ended 30 June 2021
2019 / 2020
$

Budget

2020 / 2021

Rev Budget

Actual

Budget

YTD Actual

BR 1

Rev Budget

Income
41000
42000

Council Contributions
Grants : Federal Government

42001
42002
42003
43000
43001
44000
49000
49001

Grants : State Government
Grants : LGA
Grants : NRM
Interest : Bank Account
Interest : LGFA
Reimbursement
Other Income
Project Management

Total Income

167,025
15,000
185,800
43,000
15,000
80,600
7,700
-

167,025
15,000
386,800
36,500
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17,000
34,000
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36,500
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60,000

192,000
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101,000
15,000
80
9,000
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21,000
15,000

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30,000
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120,000
3
6,223
-

(20,475)
(50,000)
(75,000)
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125,000
(70)
(1,500)
32,000
8,000
-

171,525
30,000
159,151
140,000
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80,000
29,000
15,000

514,125

761,825

787,366

556,080

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632,186

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1,000
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174,485
14,490
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1,000
7,700

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7,700

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8,000

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7,000

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200
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200
500

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560,368

1,068,000

368,480

22,200

1,090,200

103,421

53,906

-

-

Expenses
Employment Costs

61001
61002
61003
61004
61005
61006
61007
61009
64001

Payroll : Gross
Annual Leave
Sick Leave
Long Service Leave
Public Holidays
Superannuation

Workers Comp Premium
Professional Development
FBT
Operational Expenses

62001
62002
62003
62004
62005
62006
62007
62009
62010
63001
63006
63007
63012
69004
69005
69007
69009

Accounting Services
Advertising & Promotion
Audit Fees
Bank Fees & Charges
Consultants
Contractors
Legal Fees
Rent/Hire of Premises/Equip
Project Management
Catering
Telephone & Internet
Postage & Stationery Supp
IT & Web
Insurance
Members Allowances
Conferences
Other Expenses
Motor Vehicle

63004
63009
63011
63013
69901

Registration
Fuel ‐ Unleaded
Vehicle Maintenance
Vehicle Cleaning
Depn : Motor Vehciles
Travel & Accomodation

63003
63010
69001
69002
69006
69008
69010

Meals (non FBT)
Meals (FBT)
Accommodation
Airfares
Travel : Reimbursement
Taxi & Other Fares
Parking

Total Expenses

Operating Surplus / (Deficit)

(194,902)

(251,852)

226,998

(8,340)

(8,340)

(3,690)

Net Surplus / (Deficit)

(203,242)

(260,192)

223,308

(511,920)

103,421

53,906

(458,014)

Total Comprehensive Income

(203,242)

(260,192)

223,308

(511,920)

103,421

53,906

(458,014)

92001

Asset Disposal & Fair Value Adjustments

16

(511,920)
-

(458,014)
-


## Statement of Comprehensive Income for the year ended 30 June 2021

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<td>(251,852)</td>
<td>226,998</td>
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<td>(511,920)</td>
<td>103,421</td>
<td>53,906</td>
<td>(458,014)</td>
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<td><strong>Net Surplus / (Deficit)</strong></td>
<td>(203,242)</td>
<td>(260,192)</td>
<td>223,308</td>
<td></td>
<td>(511,920)</td>
<td>103,421</td>
<td>53,906</td>
<td>(458,014)</td>
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<tr>
<td><strong>Total Comprehensive Income</strong></td>
<td>(203,242)</td>
<td>(260,192)</td>
<td>223,308</td>
<td></td>
<td>(511,920)</td>
<td>103,421</td>
<td>53,906</td>
<td>(458,014)</td>
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<td>Accumulated Surplus</td>
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<td>180,731</td>
<td>704,359</td>
<td>455,098</td>
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<td>807,780</td>
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<td>519,770</td>
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<td>Total Equity</td>
<td>810,451</td>
<td>753,501</td>
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<td>724,868</td>
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<td>1,327,550</td>
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**Statement of Changes in Equity**

for the year ended 30 June 2021

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<td>(260,192)</td>
<td>223,308</td>
<td>(511,920)</td>
<td>103,421</td>
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<td>Transfers from Acc Surplus (to Reserves)</td>
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<td>Transfers to Acc Surplus (from Reserves)</td>
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<td>Transfers from Acc Surplus (to Reserves)</td>
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<td>Transfers from Acc Surplus (to Reserves)</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Transfers to Acc Surplus (from Reserves)</td>
<td></td>
<td></td>
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</tr>
<tr>
<td><strong>P028 Regional Capacity Building</strong></td>
<td>407,570</td>
<td>407,570</td>
<td>407,570</td>
<td>-</td>
<td>-</td>
<td></td>
<td>-</td>
</tr>
<tr>
<td>Opening Balance</td>
<td></td>
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<tr>
<td>Transfers from Acc Surplus (to Reserves)</td>
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<tr>
<td>Transfers to Acc Surplus (from Reserves)</td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Balance at End of Reporting Period</strong></td>
<td>572,770</td>
<td>572,770</td>
<td>519,770</td>
<td>269,770</td>
<td>519,770</td>
<td></td>
<td>269,770</td>
</tr>
<tr>
<td><strong>TOTAL EQUITY</strong></td>
<td>810,451</td>
<td>753,501</td>
<td>1,224,129</td>
<td>724,868</td>
<td>1,327,550</td>
<td>53,906</td>
<td>778,774</td>
</tr>
</tbody>
</table>
### Statement of Cash Flows

**for the year ended 30 June 2021**

<table>
<thead>
<tr>
<th></th>
<th>2019 / 2020</th>
<th></th>
<th></th>
<th>2020 / 2021</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Budget Rev Budget</td>
<td>Actual</td>
<td>Budget</td>
<td>YTD Actual</td>
<td>BR 1 Rev Budget</td>
<td></td>
</tr>
<tr>
<td><strong>Cash Flows from Operating Activities</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Receipts</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Operating Receipts</td>
<td>539,125</td>
<td>796,825</td>
<td>792,521</td>
<td>547,000</td>
<td>543,022</td>
<td>77,676</td>
</tr>
<tr>
<td>Investment Receipts</td>
<td>15,000</td>
<td>15,000</td>
<td>11,352</td>
<td>9,080</td>
<td>6,226</td>
<td>(1,570)</td>
</tr>
<tr>
<td>Payments</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Operating Payments</td>
<td>(696,708)</td>
<td>(1,001,358)</td>
<td>(494,896)</td>
<td>(1,056,500)</td>
<td>(484,679)</td>
<td>(22,200)</td>
</tr>
<tr>
<td>Finance Payments</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Net Cash provided by (or used in) Operating Activities</strong></td>
<td>(142,583)</td>
<td>(199,533)</td>
<td>308,977</td>
<td>(500,420)</td>
<td>64,569</td>
<td>53,906</td>
</tr>
<tr>
<td><strong>Cash Flows from Investing Activities</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Receipts</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Amounts Received</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Specifically for New/Upgraded Assets</td>
<td>5,000</td>
<td>5,000</td>
<td>5,909</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sale of Replaced Assets</td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Sale of Surplus Assets</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Payments</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Expenditure on Renewal/Replacement of Assets</td>
<td>(40,000)</td>
<td>(29,000)</td>
<td>(28,967)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Expenditure on New/Upgraded Assets</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Net Cash provided by (or used in) Investing Activities</strong></td>
<td>(35,000)</td>
<td>(24,000)</td>
<td>(23,058)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Cash Flows from Financing Activities</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Receipts</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Nil</td>
<td></td>
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</tr>
<tr>
<td>Payments</td>
<td></td>
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<tr>
<td>Nil</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Net Cash provided by (or used in) Financing Activities</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Net Increase (Decrease) in Cash Held</strong></td>
<td>(177,583)</td>
<td>(223,533)</td>
<td>285,919</td>
<td>(500,420)</td>
<td>64,569</td>
<td>53,906</td>
</tr>
<tr>
<td>plus: Cash &amp; Cash Equivalents at beginning of period</td>
<td>973,800</td>
<td>973,800</td>
<td>972,087</td>
<td>1,233,538</td>
<td>1,258,005</td>
<td>1,233,538</td>
</tr>
<tr>
<td><strong>Cash &amp; Cash Equivalents at End of Reporting Period</strong></td>
<td>796,217</td>
<td>750,267</td>
<td>1,258,006</td>
<td>733,118</td>
<td>1,322,574</td>
<td>53,906</td>
</tr>
</tbody>
</table>
The following is a high level summary of both operating and capital investment activities of the organisation prepared on a simplified Uniform Presentation Framework basis.

Local Government in South Australia have agreed to summarise annual budgets and long-term financial plans on the same basis. The arrangements ensure that all organisations provide a common ‘core’ of financial information, which enables meaningful comparisons of each organisation’s finances.

<table>
<thead>
<tr>
<th></th>
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<th></th>
<th></th>
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<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Income</td>
<td>514,125</td>
<td>761,825</td>
<td>787,366</td>
<td>556,080</td>
<td>471,902</td>
<td>76,106</td>
<td>632,186</td>
</tr>
<tr>
<td>less Expenses</td>
<td>(709,027)</td>
<td>(1,013,677)</td>
<td>(560,368)</td>
<td>(1,068,000)</td>
<td>(368,480)</td>
<td>(22,200)</td>
<td>(1,090,200)</td>
</tr>
<tr>
<td>Operating Surplus / (Deficit)</td>
<td>(194,902)</td>
<td>(251,852)</td>
<td>226,998</td>
<td>(511,920)</td>
<td>103,421</td>
<td>53,906</td>
<td>(458,014)</td>
</tr>
</tbody>
</table>

**Net Outlays on Existing Assets**

| Capital Expenditure on Renewal and Replacement of Existing Assets | (40,000) | (29,000) | (28,967) | - | - | - | - |
| Add Back Depreciation, Amortisation and Impairment | 8,000 | 8,000 | 5,695 | 7,000 | - | - | 7,000 |
| Add Back Proceeds from Sale of Replaced Assets | 5,000 | 5,000 | 5,909 | - | - | - | - |
| (27,000) | (16,000) | (17,363) | 7,000 | - | - | 7,000 |

**Net Outlays on New & Upgraded Assets**

| Capital Expenditure on New & Upgraded Assets | - | - | - | - | - | - |
| less Amounts Received Specifically for New & Upgraded Assets | - | - | - | - | - | - |
| less Proceeds from Sale of Surplus Assets | - | - | - | - | - | - |
| (221,902) | (267,852) | (209,635) | (504,920) | 103,421 | 53,906 | (451,014) |

**Net Lending / (Borrowing) for Financial Year**

| (221,902) | (267,852) | (209,635) | (504,920) | 103,421 | 53,906 | (451,014) |
These Financial Indicators have been calculated in accordance with Information Paper 9 - Local Government Financial Indicators prepared as part of the LGA Financial Sustainability Program for the Local Government Association of South Australia. Detailed methods of calculation are set out in the SA Model Financial Statements.

1. Operating Surplus Ratio

<table>
<thead>
<tr>
<th>Year</th>
<th>Budget</th>
<th>Rev Budget</th>
<th>Actual</th>
<th>Budget</th>
<th>YTD Actual</th>
<th>BR 1</th>
<th>Rev Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019 / 2020</td>
<td>37.9%</td>
<td>33.1%</td>
<td>28.8%</td>
<td>92.1%</td>
<td>21.9%</td>
<td></td>
<td>72.4%</td>
</tr>
</tbody>
</table>

Operating Surplus: (194,902)  (251,852)  226,998  (511,920)  103,421  (458,014)
Total Operating Revenue: 514,125  761,825  787,366  556,080  471,902  632,186

This ratio expresses the operating surplus as a percentage of total operating revenue.

2. Net Financial Liabilities Ratio

<table>
<thead>
<tr>
<th>Year</th>
<th>Budget</th>
<th>Rev Budget</th>
<th>Actual</th>
<th>Budget</th>
<th>YTD Actual</th>
<th>BR 1</th>
<th>Rev Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019 / 2020</td>
<td>151.4%</td>
<td>96.2%</td>
<td>152.3%</td>
<td>127.8%</td>
<td>276.1%</td>
<td></td>
<td>121.0%</td>
</tr>
</tbody>
</table>

Net Financial Liabilities: (778,451)  (732,501)  (1,199,279)  (710,868)  (1,302,700)  (764,774)
Total Operating Revenue: 514,125  761,825  787,366  556,080  471,902  632,186

Net Financial Liabilities are defined as total liabilities less financial assets (excluding equity accounted investments in Council businesses). These are expressed as a percentage of total operating revenue.

3. Asset Sustainability Ratio

<table>
<thead>
<tr>
<th>Year</th>
<th>Budget</th>
<th>Rev Budget</th>
<th>Actual</th>
<th>Budget</th>
<th>YTD Actual</th>
<th>BR 1</th>
<th>Rev Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019 / 2020</td>
<td>437.5%</td>
<td>300.0%</td>
<td>304.9%</td>
<td>0.0%</td>
<td>0.0%</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Net Asset Renewals: 35,000  24,000  17,363  0  0  0
Infrastructure & Asset Management Plan required expenditure: 8,000  8,000  5,695  7,000  0  7,000

Net asset renewals expenditure is defined as net capital expenditure on the renewal and replacement of existing assets, and excludes new capital expenditure on the acquisition of additional assets. Depreciation is used as a substitute where a I&AMP does not exist.
1. **Capacity Building Program**

**Completed workshops / forums**

- Heavy Vehicle Access
- Coastal Council Workshop
- CWMS Risk Workshops
- Community Development Officers Workshop
- Annual Roads Forum
- Outdoor Recreational Tourism Webinar

**Upcoming**

- April – 2 x youth wellbeing workshops
- 6 May – Visitor Information Services Workshop

**TBC – Waste Forum**

2. **Reports / Projects commenced or completed since November 2020**

**Completed which can be found on Legatus Group Website**

1. Legatus Group 2030 Regional Transport Plan socio-economic impacts associated with major roads deficiencies
2. Regional Waste Management Strategy Report
3. Augmented and Virtual Reality Tourism Research Project
4. Yorke Peninsula Tourism Accessibility Research Project
5. Reconciliation Action
6. Sustainability Hub Concept Plan
7. 4 videos on volunteering include 3 youth related
8. Production of Youth Music Video via a Music Hub project
9. Climate Change Sector Agreement – Waiting on signatures before posting on website

Completed but not on website
1. Discussion paper on CWMS provided to LGA CWMS
2. 20/21 Legatus Group 2030 Regional Local Roads Plan Update

New Projects commenced
1. Coastal Management Action Plan – Implementation Stage 1
2. Smart Irrigation
3. Stormwater Harvesting
4. CWMS Pump Monitoring and Management
5. Remarkable South Flinders Ranges Council Alliance Research project to Identify the Leverage of Tourism Opportunities Aligned to Remarkable South Flinders
6. GISA application for grant re Legatus Group Regional Waste Management Action Plan
7. Potential for making and using organic waste
8. A supply chain analysis of the circular economy in regional South Australia
9. Implementing the Circular Economy in SA

New Projects waiting to commence
1. Drought Wellbeing – researcher to develop a Community Wellbeing Awareness & Gap Analysis report to gain greater clarity on the current situation and needs in the Legatus Group region
2. Application for funding through the Landscape Priorities Fund Coasting Around Yorke: Sustaining the future of the Yorke and Gulf Walks being developed with the Northern and Yorke Landscape Board

3. Other

Future Drought Fund - Letters of support have been provided for two of the bids in the recent round of the Future Drought Fund. This included support as a partner organisation with the University of Adelaide (UoA), Primary Industries and Regions SA and the South Australian Research and Development Institute, for a South Australian Drought Resilience Innovation and Adoption Hub through the Australian Government Future Drought Fund. If successful they plan to have two locations in our region with the Core site UoA Roseworthy campus and one of five nodes in Orroroo.

Strategic Plan Review – The Legatus Group have commenced a review of its Strategic Plan which has included meetings with councils, survey, input from the 5 advisory committees and a workshop by the board.

Plus, there has been the commencement of a review of the CEO’s performance, update of the 2020/2021 budget and progress with new financial management services agreement.

Simon Millcock
CEO Legatus Group
Ph: 0407819000
Email: ceo@legtaus.sa.gov.au
4.2 CONSENSUS AGENDA – CHIEF EXECUTIVE OFFICER

4.2.2 LGA ORDINARY GENERAL MEETING
B11778

Correspondence has been received from the Local Government Association SA giving notice of the 2021 LGA Ordinary General Meeting to be held on Friday 30 April 2021 at the National Wine Centre. The agenda and papers are available to download via lgasa.sa.gov.au and includes Recommendation Reports from the GAROC Committee.

While COVID-19 restrictions have eased, to enable the LGA to mitigate risk, council will be able to send a voting delegate being the Mayor and CEO only. Live streaming will not be available in this instance.

RECOMMENDATION:
That Report 4.2.2 be received and noted.
4.2 CONSENSUS AGENDA – MANAGER FINANCIAL SERVICES

4.2.3 MINUTES – NURIOOTPA CENTENNIAL PARK AUTHORITY AUDIT COMMITTEE

Attached are Minutes from the Nuriootpa Centennial Park Authority Audit Committee meetings held 14 October 2020 and 10 December 2020.

RECOMMENDATION:
That Report 4.2.3 be received.
NURIOOTPA CENTENNIAL PARK AUTHORITY (NCPA)

Wednesday 14ᵗʰ October 2020, 12:30pm, NCPA Boardroom

AUDIT COMMITTEE (AC)

MINUTES

Meeting opened at 12.30pm

1. COMMENCEMENT
   1.1 Welcome
       Dafydd Llewelyn, as Chairperson, welcomed everyone to the meeting.

       Present
       Committee:       Dafydd Llewelyn (Independent Chair), Elaine Ratcliffe (Independent Member), Cr
                       Tony Hurn, Guy Martin and Mark Lague (The Barossa Council, Appointed Officer).
                       Invited:        Tanya Pumpa (TP) (Business Manager, Minutes).

   1.2 Apologies
       Nil.

   1.3 Declarations of Interest
       Nil.

2. CONFIRMATION OF PREVIOUS MINUTES
   The Minutes of the Meeting held 3.6.2020 were tabled.
   MOVED Cr Tony Hurn that the Minutes of the Committee meeting held on 3ʳᵈ of June 2020 be confirmed
   as a true and correct record of the proceedings of that meeting.
   SECONDED Guy Martin.           CARRIED

3. BUSINESS ARISING FROM PREVIOUS MINUTES
   The Action Register was tabled, discussed, and noted as an ongoing document. All three items are on the
   Agenda.

   *As the NCPA Auditor attendance by phone was scheduled for 1pm the Chairperson brought forward
   Agenda Items 6.5 and 6.6, and a review of the financial statements undertaken by the audit committee.

4. CONSENSUS AGENDA
   4.1 Audit Committee (AC) Work Plan 2020
       The ongoing document was tabled. Remove “Draft” from 2.1 Oct-2020, and 6.3 and 6.4 should read

   4.2 Audit Committee (AC) Annual Activity Report 2020
       The ongoing document was tabled for this current calendar year. Document received and noted.

   4.3 Audit Committee (AC) Terms of Reference (TOR’s) – Version January 2020 – Signed
       The current signed Audit Committee TOR’s – Version January 2020 was received and noted. There
       are pending legislative changes that could have an impact on the structure of the Audit Committee,
       so this document will be reviewed again after the relevant bill passes through parliament.
5. DEBATE AGENDA

5.1 Delegations Document – With suggested edits / Response from Council Governance Officer
The suggested amendments from the June 2020 meeting to the Delegations Document were provided to Council’s Governance Officer, Rugiya Martin’s with the response as tabled being that NCPA obtain independent legal advice. The NCPA Charter is due to be reviewed, waiting on Council to commence this process. The Audit Committee recommend reviewing the Delegations Document during the same process as the Charter. Elaine Ratcliffe raised a few duplicated terms to add into the track-changed document.

5.2 Internal Financial Controls – Draft Version 4
The draft Financial Information Framework document Version 4 was tabled, and discussed. Tanya Pumpa commented that this document is yet to be finalised. Dafydd suggested the following further amendments:

- 4.6.5 supplier accounts “and any” differences investigated
- 4.6.7 stored securely “in” the Safe
- 4.6.11 which is reviewed “and signed off” by the Chairperson. Mark Lague to provide a sample of the forms used at Council when Masterfile changes are made with regards to Accounts Payable and Payroll. Changes to any bank details are not to be accepted in an electronic format, including on a tax invoice.
- 4.10.8 copies of all Tax Invoice”s”
- 4.11.6 State “are prepared by the Business Manager, reviewed and signed off by the Chairperson and Treasurer”
- 4.13.4 & 4.13.6 The loading up of payroll requires review.
- 4.13.11 Any changes to the payroll Masterfile are “to be approved and authorised by the Chairperson and Treasurer”. MYOB sends a notification email when changes are made to the Masterfile.
- 4.13.12 Line 2 “an ABA file” and line 3 “timesheets and reports”. Final payroll files are reviewed in softcopy by the Treasurer before being authorised.
- 4.14.7 Line 2 “rental price for the area” and line 3 “Report is prepared”
- 4.15.4 Review the process around the manual receipt books. Who has control over the unused books?
- 4.17.4 Line 4 “for inclusion in its quarterly budget”

MOVED Elaine Ratcliffe that we approve the document with the suggested changes as outlined.
SECONDED Guy Martin.
CARRIED
Guy Martin to sign the document after suggested changes have been made.

5.3 Council’s Public Interest Disclosure – Policy & Process
As per the Work Plan 5.1, the Audit Committee is to review the Public Interest Disclosure Policy and Procedure. The NCPA falls under Council’s umbrella as adopted by the NCPA Board (the Board). Council’s documents were tabled, received and noted. Council are not due to review these documents until 15.10.2021.

6. NEW BUSINESS

6.1 NCPA Grand Plan – Updated 13.4.2020
The NCPA Grand Plan, updated version 13.4.2020, was received and noted.

6.2 NCPA Long Term Financial Plan (LTFP) – Updated 3.6.2020
The NCPA LTFP – Updated 3.6.2020, as tabled, has passed through the Board and Council, with Council adopting it in July 2020. The final version has been tabled for the Audit Committee to sight. Received and noted.
6.3 September Quarter Budget Review
The September Quarter Budget Review, Capital and P&L, was tabled. Mark Lague noting the LGFA interest expense for 20-21 is $20,036 to be adjusted next review. This loan is now managed by Council and NCPA will be invoiced when payments are due. Depreciation to be reviewed at the December Quarter Review as asset revaluation is currently underway.
Mark Lague to forward NCPA a loan repayment schedule.

*Cr Tony Hurn left meeting at 2.30pm

6.4 Business Continuity Plan – Version 1 – August 2019
The NCPA Business Continuity Plan Version 1 was tabled as per the Work Plan 4.2. It was suggested that some changes be made / added to the document to reflect the procedures adopted throughout the COVID-19 pandemic. Then update the review date, and review every two years.

6.5 Phone Link-Up with Bentley, David Papa (scheduled for 1.00pm)
A phone link-up with David Papa, Bentley's Partner, commenced at 1.00pm. The report on Audit Findings was discussed. There were some concerns around the revaluation of the infrastructure asset class, but as this work is underway, and the Auditors were satisfied with the disclosure. The Draft General Purpose Financial Statements for 30 June 2020 were discussed, with the Audit Committee satisfied with the presented document. David Papa making comment there is a good financial team behind the work with high standards and are reliable. Everything presented as is should be with compliance requirements met. The basic processes with regards to internal control raise no concern. The phone link-up terminated at 1.10pm.

6.6 NCPA Draft Financial Statements 30 June 2020 / Audit Management Letter
As circulated by Mark Lague, separate to the Agenda, the NCPA Report on Audit Findings and Draft General Purpose Financial Statements for 30 June 2020 were discussed. Concerns were raised over the revaluation of infrastructure, refer Page 5 of the Audit Findings. This work did not proceed in 2019-20 due to COVID-19, but is currently underway. On the Draft Financial Statements 30 June 2020 the Donation of $100,000 was raised, and clarified at Note 1 on Page 9. Physical Resources Received Free of Charge on Page 16 is in reference to the Cricket Nets. On Page 17 Salaries and wages were lower than budget or last year actuals due to the standing down of all casual staff during the COVID-19. Page 18 has an increase in depreciation on previous year due to the Prider Street property and an internal building revaluation of this asset class, this internal revaluation also impacted the depreciation on land at Note 7, Page 21. The Financial indicators at Note 14 was discussed and the ratio outcomes, which are more in line with local government and not so much this entity. Page 34 was discussed with regards to the new accounting standards. An existing operating lease was not captured as it is due to expire within a short time frame.

The Audit Committee having reviewed the Financial Statements for 30 June 2020 of the Nuriootpa Centennial Park Authority (the Authority), is of the opinion the statements present fairly the affairs of the Authority, and also that the certification of financial statements document is in order to be signed off as required.

MOVED Guy Martin
SECONDED Elaine Ratcliffe
CARRIED

6.7 2020-21 Business Plan Executive Summary
The 2020-21 Business Plan was tabled, being a high level summary of what the NCPA have budgeted and are planning to achieve. This document was received and noted.
6.8 **Procurement Policy 3.0**
The Procurement Policy, Version 3.0, was tabled as per the Work Plan at 1.4. The next review date on this document is October 2022. Received and noted.

6.9 **The Barossa Council’s Risk Management Policy**
The Barossa Council’s Risk Management Policy was tabled, with a review date of 17.11.2019. There are pending legislative changes that are holding up Council’s review, along with Council’s Risk Management Framework document. NCPA currently don’t have a Risk Management Policy or Framework document in place. It was agreed not to take action on this just yet and see what the outcome is with any new legislation, hold this over until we can get all sources of information.

6.10 **NCPA 2019-20 Variance Report**
The NCPA Variance Report for 30 June 2020 was received and noted.

6.11 **NCPA 2019-20 Annual Report**
The NCPA Annual Report for 30 June 2020 was received and noted. Mark Lague making note that the net operating deficit for the year was $54,036 and to amend this in the report before tabling at the NCPA Board Meeting next week.

7. **DATE OF NEXT MEETING**
The date of the next meeting is set for Thursday the 10th of December 2020 at 12.30pm.

8. **CLOSE**
Chairperson, Dafydd Llewelyn, declared the meeting closed at 2.55pm.

Confirmed at Audit Committee Meeting -

DATE: 10.12.2020  CHAIRPERSON: [Signature]
NURIOOTPA CENTENNIAL PARK AUTHORITY (NCPA)

Thursday 10th December 2020, 12:30pm, NCPA Boardroom

AUDIT COMMITTEE (AC)

MINUTES OF MEETING

Meeting opened at 12.30pm.

1. COMMENCEMENT
   1.1 Welcome
       Dafydd Llewelyn, as Chairperson, welcomed everyone to the meeting.

       Present
       Committee: Dafydd Llewelyn (Independent Chair), Cr Tony Hurn, Guy Martin and Mark Lague
       (The Barossa Council, Appointed Officer).
       Invited: Tanya Pumpa (TP) (Business Manager, Minutes).

   1.2 Apologies
       Elaine Ratcliffe (as Independent Member).

   1.3 Declarations of Interest
       Nil.

2. CONFIRMATION OF PREVIOUS MINUTES
   The Minutes of Meeting held on the 14th of October 2020 were tabled.
   MOVED Guy Martin that the Minutes of the Audit Committee Meeting held on 14th of October 2020 be
   confirmed as a true and correct record of the proceedings of that meeting.
   SECONDED Cr Tony Hurn
   CARRIED

3. BUSINESS ARISING FROM PREVIOUS MINUTES
   The Action Register was tabled, discussed, and noted as an ongoing document.

4. CONSENSUS AGENDA
   4.1 Audit Committee (AC) Work Plan 2020
       The ongoing document was tabled. This document is now complete for 2020. Received and noted.

   4.2 Audit Committee (AC) Annual Activity Report 2020
       The ongoing document was tabled for 2020. This report can be finalised after this meeting and
       presented to the NCPA Board. Received and noted.
       MOVED Cr Tony Hurn that the Audit Committee (AC) Annual Activity Report 2020 be accepted.
       SECONDED Guy Martin
       CARRIED

   4.3 NCPA Financial Statements 2019-20 Final
       The General Purpose Financial Statements for year ended 30 June 2020, in their final format, were
       tabled. Received and noted. It was noted that single subsidiaries, like NCPA, legally do not require
       an independent website to publicly publish documents such as Financials and Minutes of Meeting
       etc. Council are going to revisit this in the coming year to ensure this remains correct.
       MOVED Guy Martin that the final copy of the 2019-20 Financials be accepted.
       SECONDED Cr Tony Hurn
       CARRIED

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5. **DEBATE AGENDA – Nil.**

6. **NEW BUSINESS**

   6.1 **High Level Compliance Requirements for NCPA**
   
   The Improvement Program Update (Risk Analysis) – High Level Compliance Requirements for NCPA was tabled, as tabled to the NCPA Board in September 2020. Comments made:
   
   At 1.5 – The Grand Plan Review is the Strategic Management Plan (SMP) Requirement – Strategic Plan. Update the spreadsheet under notes to reflect this. The SMP needs to be reviewed, updated and accepted by Board – All before March 2021 (every 4 years).
   
   At 3.3 – Fraud and Corruption Framework – consider the adoption of Councils documents.
   
   At 3.8 – Complaint Handling Policy – We have Councils, we need to amend the document and have in place for NCPA.
   
   At 4.1 HRM Policy – NCPA relies on Council for any HR support, and draw on our own resources with recruitment procedures. Whenever it is appropriate or necessary we make contact with Council. Get something in writing / what is the process / communication channel from Martin McCarthy.
   
   Dafydd would like a review of all comments and the document updated to reflect the current situation and any actions that need to be taken.
   
   Received, noted, and discussed.
   
   **MOVED** Cr Tony Hurn that the document be updated to reflect the above amendments.
   **SECONDED** Guy Martin  
   **CARRIED**

   6.2 **Other Business - Payment Card Industry Data Security Standard (PCIDSS)**
   
   We need to review our current systems with regards to credit card details and how they are managed. Tanya Pumpha confirming guest credit card details are not being recorded anywhere in the booking system, nor written down or accepted via email. Mark Lague will provide relevant requirements relating to PCIDSS.

7. **DATE OF NEXT MEETING**

   The date of the next meeting is set for Wednesday 24th March 2021 at 12.30pm.

8. **CLOSE**

   Chairperson, Dafydd Llewelyn, declared the meeting closed at 1.50pm.

Confirmed at Audit Committee Meeting -

**DATE:** 24-3-2021  
**CHAIRPERSON:** [Signature]
4.5.1 CONSENSUS AGENDA – DEVELOPMENT SERVICES REPORT

4.5.1.1 STATE PLANNING COMMISSION – PHASE THREE PLANNING AND DESIGN CODE SUBMISSION
B3624, 21/26367

Correspondence has been received from Michael Lennon, State Planning Commission in relation to Council’s recent submission on the Phase Three (Urban Areas) Planning and Design Code Amendment (the Phase Three Code). (Refer Attachment One).


The new ePlanning System went live for Phase Three Councils on Friday 19 March 2021.

RECOMMENDATION:
That the report item 4.5.1.1 be received.
March 2021

Mayor Bin Lange
C/- CEO Martin McCarthy
Barossa Council
PO Box 867
NURIOOTPA SA 5355

Via email: barossa@barossa.sa.gov.au / mmccarthy@barossa.sa.gov.au

Dear Mayor Lange,

PHASE THREE PLANNING AND DESIGN CODE SUBMISSION

Thank you for your recent submission on the Phase Three (Urban Areas) Planning and Design Code Amendment (the Phase Three Code).

The State Planning Commission (the Commission) recognises the valuable contribution of the Barossa Council in providing your consideration and expertise on how the Phase Three Code can be improved.

We appreciate the time you have taken to provide a submission during the statutory consultation period in Nov/Dec 2020. We note you have placed the most significant emphasis on the following areas for our consideration:

- **Flood mapping** – Council has provided additional information regarding known flooding and has requested that this information be included in updated flood mapping for the Council area prior to the implementation of the Phase Three Code.

- **Sturt Highway Service Centre** – request that the winery component of existing Sturt Highway Service Centre Policy Area 13 of the Primary Production (Barossa Valley Region) Zone at Nuriotop be transitioned to the Rural Zone instead of the proposed Strategic Employment Zone.

- **Historic Conservation Guidelines** – Council requests that the existing guidelines provided in Table Baro/2 be transitioned across to the Phase Three Code and be spatially applied to parts of the Council area where the Historic Area Overlay applies.

- **Limited Land Division Overlay** – request the application of the Limited Land Division Overlay to the Bethany and Krondorf Settlement Zones.

- **Menge Road Policy Area 11 transition** – request the spatial application of the Interface Management Overlay to the whole of Policy Area 11.

- **Mount Pleasant Mixed Use Policy Area 9 transition** – request that the transition of this Policy Area to the Township Zone be reconsidered due to an increase in the list of envisaged land uses which are currently non-complying.
The Commission has considered your submission, and after having sought to work in close collaboration with your administration, is pleased to advise that the Phase Three Code has been amended to address your concerns in the following ways:

- **Sturt Highway Service Centre at Nuriootpa**
  The Commission has endorsed the winery component of existing Policy Area 13 being transitioned to the Rural Zone (instead of the proposed Strategic Employment Zone). The Limited Land Division Overlay has also been removed from this parcel of land at Nuriootpa.

- **Historic Conservation Guidelines**
  While the existing guidelines in Table Baro/2 of the local Development Plan have not been transitioned to the Phase Three Code, similar Design Advisory Guidelines for Historic Area Overlays that sit beside the Phase Three Code have been prepared by the Commission to guide the built form of new development in these areas; this will include diagrams, and is intended to address this policy gap. Forward-looking guidance will also be provided in these guidelines.

  The Design Advisory Guidelines for Historic Area Overlays will therefore greatly assist applicants and assessment authorities in the interpretation of policy in these locations and will be made available when the Phase Three Code is operational.

- **Menge Road Policy Area 11 transition**
  The Commission supports the spatial application of the Significant InterFace Management Overlay to existing Precinct 40 Illaparra Winery, and to areas within existing Menge Road Policy Area 11, which are within 300m of the existing winery wastewater treatment facility.

- **Mount Pleasant Mixed Use Policy Area 9 transition**
  The zoning for existing Mixed Use Policy Area 9 has been changed from the Township Zone to Community Facilities Zone to more closely align with envisaged land uses in the existing Policy Area.

The Commission considers that the introduction of additional flood mapping information to the Phase Three Code is not considered appropriate at this time. The existing flood mapping in Council’s Development Plan has been transitioned to the Phase Three Code, with any future amendment to the spatial application of the Flood Overlays able to be considered in greater detail as part of an upcoming State government-led flood study.

The spatial application of the Limited Land Division Overlay to Krondorf and Bethany settlements is also not supported by the Commission. Both settlements are proposed to transition to the Rural Settlement Zone. The Historic Area Overlay and Character Preservation District Overlay will also apply, both of which contain policy that speaks strongly against land division in the subject areas.

Further information on how the Commission has responded to the key policy matters raised during the consultation period is detailed in the Engagement Report prepared under Section 73 of the Planning, Development and Infrastructure Act 2016. The report includes an overview of the spatial changes made in response to submissions regarding your council area. The Commission’s Engagement Report will be made available on the PlanSA portal (https://plan.sa.gov.au) when Phase Three of the Code goes live on Friday 19 March 2021.
One of the challenges for the Commission, in considering submissions on the Phase Three Code, was the need to balance a wide range of interests in a policy document that can impact on the lives of all South Australians. As such the Commission has sought to achieve the right balance between these views, as well as the degree to which existing development plans are transitioned to the Code, versus genuine policy reform.

Through the process of finalising the Phase Three Code, the Commission has focussed on a limited range of significant areas of reform including:

- lifting the bar on the quality of infill development
- strengthening our character and heritage
- protecting native vegetation
- promoting ‘value adding’ in rural areas.

At the same time, we have attempted to lay the groundwork on complex longer term policy issues including:

- climate change adaption and mitigation, and
- economic restructuring, investment clusters and agglomeration.

The Commission respects that for some, the policy in the Phase Three Code on these matters may not go far enough, while for others it may go too far. However, the Commission intends to continue to explore the research and evidence around these important issues and will also ensure that future areas of reform are included in its forward work program.

There are important features of the Planning and Design Code (the Code) and the broader planning system, which require careful monitoring and evaluation to ensure that the Code is responsive and operates as expected. These features include:

1. The role and scope of the State Planning Policies, which provide the overarching guidance and strategy for the Code including their application in a non-spatial sense. In many cases these are tentative expressions which require further work.

2. The take up of deemed-to-satisfy development assessment pathways in the Code (as against performance-based pathways). The intention and direction is clear but the actual delivery of a more objective and less discretionary approach to assessment will take time.

3. The benefit and utility of the process for referral of development applications to specialist agencies or bodies. There is an assumption of trust and competence that agencies will respond in the desired way.

4. The impact of arrangements for public notification of development applications. This is a matter requiring careful balance. The intention is to emphasise participation in policy making.

5. The impact of removal of desired future character statements, which were a standard feature of Development Plans. For some these are core expressions of intent. In many cases they are confusing and unnecessarily complex.

Expectations around planning systems often tend to be much greater than they legally are or can be. The gap between what planning may seek to achieve and the reality of economic and social conditions within cities and regions requires us to apply care and discipline.
The new ePlanning system allows us to report on how our system is working and the Commission intends to do just that. As part of its Annual Report, the Commission will be reporting on key indicators around the planning system, and these indicators will continue to grow as the new system evolves.

The introduction of a digital Code in an open and transparent ePlanning system is yet another significant milestone in a series of innovations in which South Australia has led the way in how land is owned, developed, conserved and managed.

I thank you for your input into the development of South Australia's new planning system. The implementation on 19 March 2021 is a major achievement of which we can all be proud of.

Yours sincerely

[Signature]

Michael Lennon
Chair
Feedback received from the Barossa Council sought the following alterations to the spatial application of the Code within its local government area:

- Apply the Rural Zone to the ‘Wine Industry Area 1’ portion of the Sturt Highway Service Centre Policy Area 13 as a more appropriate transition option instead of the Strategic Employment Zone.
- Apply the Interface Management Overlay to the balance of current Menge Road Policy Area 11 of the Residential Zone at Tanunda.
- Concern expressed that the originally proposed transition for existing Mount Pleasant Mixed Use Policy Area 9 to the Township Zone results in an increase to the envisaged land uses to include previously non-complying uses such as Light Industry, Shop and Warehouse.
- Amend the north-western zone boundary of the Angaston’s First Cemetery to reflect the spatial boundary of the Historic Area Overlay in order to encompass Representative Buildings within the same zone.
- Amend the extent of the Historic Areas Overlay to encompass the entire allotment at 4 Albert Presser Street, Moculta.
- Apply an alternative zone choice to land currently within the Moppa Road South Industry Precinct 1 of the Industry (Barossa Valley Region) Zone instead of the Strategic Employment Zone.
- Apply a series of revised and/or updated flood mapping datasets currently held by council for catchment locations including Nuriootpa and Tanunda.

Non-council Submissions:

- Retain Concept Plan Map Baro/13 – Beckwith Park General Industry Precinct
- Apply the Winery Experience Subzone more broadly within the Barossa.
Commission's Recommendations:

Amendments to spatial application

SA.17 REMOVE SPATIAL APPLICATION of the Interface Management Overlay from land at Tanunda currently within Precinct 40 Illaparra Winery, AND REPLACE with the Significant Interface Management Overlay to Precinct 40 Illaparra Winery, and to all areas of the adjacent Menge Road Policy Area 11 within a 300 metre buffer distance of the existing winery wastewater treatment facility as depicted in Concept Plan Baro/16 of The Barossa Council Development Plan as identified in the recommended amendment map:

<table>
<thead>
<tr>
<th>Location within Council area</th>
<th>Draft application for consultation</th>
<th>Amended application</th>
</tr>
</thead>
</table>

**Reason:** The Commission supports the proposed amendment to the spatial application of the Code in this location as it is considered that this will deliver desired policy outcomes that are more closely aligned with the current Development Plan.
**SA.18** REMOVE SPATIAL APPLICATION of the Strategic Employment Zone to the area of Nuriootpa currently within the Primary Production (Barossa Valley Region) Zone, Sturt Highway Service Centre Policy Area 13 and referred to as 'Wine Industry Area 1' in Concept Plan Baro/18 of The Barossa Council Development Plan AND REPLACE with the Rural Zone as identified in the recommended amendment map:

<table>
<thead>
<tr>
<th>Location within Council area</th>
<th>Draft application for consultation</th>
<th>Amended application</th>
</tr>
</thead>
<tbody>
<tr>
<td>Primary Production (Barossa Valley Region) Zone, Sturt Highway Service Centre Policy Area 13 and referred to as 'Wine Industry Area 1'</td>
<td><img src="image1.png" alt="Image" /></td>
<td><img src="image2.png" alt="Image" /></td>
</tr>
</tbody>
</table>

**Reason:** The Commission supports the proposed amendment to the spatial application of the Code in this location as it is considered that this will deliver desired policy outcomes that are more closely aligned with the current Development Plan.

**SA.19** REMOVE SPATIAL APPLICATION of the Limited Land Division Overlay from land at Nuriootpa currently within the Primary Production (Barossa Valley Region) Zone, Sturt Highway Service Centre Policy Area 13 and referred to as 'Wine Industry Area 1' in Concept Plan Baro/18 of The Barossa Council Development Plan as identified in the recommended amendment map:

<table>
<thead>
<tr>
<th>Location within Council area</th>
<th>Draft application for consultation</th>
<th>Amended application</th>
</tr>
</thead>
<tbody>
<tr>
<td>Primary Production (Barossa Valley Region) Zone, Sturt Highway Service Centre Policy Area 13 and referred to as 'Wine Industry Area 1'</td>
<td><img src="image3.png" alt="Image" /></td>
<td><img src="image4.png" alt="Image" /></td>
</tr>
</tbody>
</table>

**Reason:** The Commission supports the proposed amendment to the spatial application of the Code in this location as it is considered that this will deliver desired policy outcomes that are more closely aligned with the current Development Plan.
**SA.20** REMOVE SPATIAL APPLICATION of the Code’s Township Zone from the existing Township Zone, Mixed Use Policy Area 9 at Mount Pleasant within the Barossa Council AND REPLACE with the Community Facilities Zone as identified in the recommended amendment map:

<table>
<thead>
<tr>
<th>Location within Council area</th>
<th>Draft application for consultation</th>
<th>Amended application</th>
</tr>
</thead>
<tbody>
<tr>
<td>Township Zone, Mixed Use Policy Area 9 at Mount Pleasant</td>
<td><img src="image1.png" alt="Draft application" /></td>
<td><img src="image2.png" alt="Amended application" /></td>
</tr>
</tbody>
</table>

**Reason:** The Commission supports the proposed amendment to the spatial application of the Code in this location as it is considered that this will deliver desired policy outcomes that are more closely aligned with the current Development Plan.

**SA.21** REMOVE SPATIAL APPLICATION of the Strategic Employment Zone from the existing Industry (Barossa Valley Region) Zone, Moppa Road South Industry Precinct 1 within the Barossa Council AND REPLACE with the Employment Zone as identified in the recommended amendment map:

<table>
<thead>
<tr>
<th>Location within Council area</th>
<th>Draft application for consultation</th>
<th>Amended application</th>
</tr>
</thead>
<tbody>
<tr>
<td>Industry (Barossa Valley Region) Zone, Moppa Road South Industry Precinct 1</td>
<td><img src="image3.png" alt="Draft application" /></td>
<td><img src="image4.png" alt="Amended application" /></td>
</tr>
</tbody>
</table>

**Reason:** The Commission supports the proposed amendment to the spatial application of the Code in this location as it is considered that this will deliver desired policy outcomes that are more closely aligned with the current Development Plan.
<table>
<thead>
<tr>
<th>Spatial amendments not recommended by the Commission:</th>
<th>Reason:</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Barossa Council</strong>&lt;br&gt;A mend the north-western zone boundary of the Angaston’s First Cemetery to reflect the spatial boundary of the Historic Area Overlay in order to encompass Representative Buildings within the same zone.</td>
<td>The Commission has resolved to make no change to the boundary between the Established Neighbourhood Zone and the Rural Living Zone at this location, as the boundary reflects the current location of the zone boundary, and the proposed change is too significant to be considered an anomaly. A change in zone boundary would require a separate Code Amendment with further policy investigations and consultation.</td>
</tr>
<tr>
<td><strong>Barossa Council</strong>&lt;br&gt;A mend the extent of the Historic Areas Overlay to encompass the entire allotment at 4 Albert Presser Street, Moculta.</td>
<td>The Commission has resolved to make no change to the Overlay in this location. Spatial data used to create the Historic Areas Overlay in this location was informed by the boundaries of Historic Conservation Area 6 as defined in Overlay Map Baro/34 of the development plan. A change to the spatial extent of the overlay would require a separate Code Amendment with extensive policy investigations and consultation.</td>
</tr>
<tr>
<td><strong>Barossa Council</strong>&lt;br&gt;A pply a series of revised and/or updated flood mapping datasets currently held by council for catchment locations including Nuriootpa and Tanunda.</td>
<td>The Commission has resolved to retain the current spatial extent of both flood hazard overlays, in alignment with the flood datasets originally provided by councils. The Commission considers flood hazard policy an important part of the Code and it is proposed that an extensive flood policy review will form the centrepiece of an upcoming Code Amendment.</td>
</tr>
<tr>
<td><strong>Public Submission</strong>&lt;br&gt;R etain Concept Plan Map Baro/13 – Beckwith Park General Industry Precinct</td>
<td>The retention of the Concept Plan is not supported as it does not meet the principles for retention, which seek to limit Concept Plans to those that show the location of key infrastructure or land that has not yet been developed.</td>
</tr>
<tr>
<td><strong>Public Submission</strong>&lt;br&gt;A pply the Winery Experience Subzone more broadly within the Barossa.</td>
<td>The Winery Experience Subzone has been spatially applied to areas where the Development Plan policy specifically envisages tourist-related facilities in association with winery operations. The wider application of the subzone within the Barossa would require a separate Code</td>
</tr>
</tbody>
</table>
Amendment with extensive policy investigations and consultation.
4.5.1 CONSENSUS AGENDA – DEVELOPMENT SERVICES REPORT

4.5.1.2 ENVIRONMENT AND FOOD PRODUCTION AREA (EFPA) AND CHARACTER PRESERVATION DISTRICTS (CPD) BOUNDARY REVIEW

B1948

Correspondence has been received from Helen Dyer, Chair - State Planning Commission advising of its inaugural review of South Australia’s Environment and Food Production Areas (EFPAs) to commence in April 2021 (refer Attachment One).

The Barossa Council area is governed by the Character Preservation (Barossa Valley) Act 2012, with the majority of land falling within the Character Preservation Districts, and as such is not directly affected by the Environment and Food Production Areas listing. However, it is noted that Character Preservation Districts will also be examined as part of the review proceedings, following the recommendations from the 2018 analysis of the Character Preservation Acts.

A further report will be submitted to Council once the outcomes of the review are known.

RECOMMENDATION:
That the report item 4.5.1.2 be received.
8 April 2021

Mr Martin McCarthy
Chief Executive Officer
The Barossa Council
PO Box 867
Nuriootpa SA 5355

Email: mmccarthy@barossa.sa.gov.au

Dear Mr McCarthy

ENVIRONMENT AND FOOD PRODUCTION AREA (EFPA) AND CHARACTER PRESERVATION DISTRICTS (CPD) BOUNDARY REVIEW

The State Planning Commission (the Commission) will announce the commencement of its inaugural review of South Australia’s Environment and Food Production Areas (EFPAs) this month. The EFPA review, which is a requirement under section 7 of the Planning, Development and Infrastructure Act 2016 (the Act), will review the spatial application of the EFPAs in your council area. It will also consider the recommendations from the 2018 analysis of the Character Preservation Acts.

Pursuant to the Act, the EFPA boundaries may only be varied under the following circumstances:

If the Commission is satisfied, that:

1. an area or areas within Greater Adelaide outside environment and food production areas are unable to support the principle of urban renewal and consolidation of existing urban areas; and

2. adequate provision cannot be made within Greater Adelaide outside environment and food production areas to accommodate housing and employment growth over the longer term (being at least a 15 year period); or

3. the variation is trivial in nature and will address a recognised anomaly.

To manage the scope and staging of the review, the Commission will utilise these circumstances as a Three Point Test to consider any proposed variances to the boundaries of the EFPA, as well as to temper community expectations as to its potential outcomes.

In April 2021, the Commission will commence Stage One of the EFPA review – an investigation as to whether the land supply requirements outlined in Tests 1 and 2 are satisfied. This will include an analysis of the 15-year land supply in Greater Adelaide, which will be informed by a supplementary report to the Metropolitan Growth Management (MGM) Program.

It is the Commission’s intent to complete Stage One of the EFPA review, culminating in the release of the land supply report and outcomes of Tests 1 and 2, by mid-2021.

Stage Two of the EFPA review will provide an opportunity for community consultation with an invitation for public submissions for the Commission’s consideration.
Prior to the commencement of the review, the Commission (aided by the Attorney-General’s Department) will provide a briefing to all affected Councils to outline the proposed scope, procedures and nature of consultation for the Review.

Should you require any further information regarding the review or to coordinate a briefing time, please contact saplanningcommission@sa.gov.au or call 08 7109 7466.

The Commission looks forward to collaborating with your council throughout the course of the EFPA and CPD Boundary Review.

Yours sincerely

Helen Dyer
Chair
4.5.2 CONSENSUS AGENDA – ENVIRONMENTAL SERVICES REPORT

4.5.2.1 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY
B11628, 21/26865

Draft Minutes and Key Outcome Summary of the Gawler River Floodplain Management Authority Special Meeting held 17 March 2021 are attached for information.

RECOMMENDATION:
That report items 4.5.2.1 be received.
MINUTES

GAWLIER RIVER FLOODPLAIN MANAGEMENT AUTHORITY
SPECIAL BOARD

9:45am Wednesday 17 March 2021
City of Playford Civic Centre – 10 Playford Boulevard, Elizabeth

1. Meeting of the Board

1.1 Welcome by the GRFMA Chairperson

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 124th meeting of the Board.

1.2 Present

- Mr Ian Baldwin, Independent Board Member, Chair
- Cr Terry-Anne Keen, Adelaide Plains Council, Board Member
- Ms Alyssa Denicola, Adelaide Plains Council, Deputy Board Member
- Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
- Mayor Bim Lange, The Barossa Council, Board Member
- Cr Russel Johnstone, The Barossa Council, Deputy Board Member
- Cr Paul Koch, Town of Gawler, Board Member
- Mr Sam Dilena, Town of Gawler, Board Member
- Cr William Close, Light Regional Council, Board Member
- Mr Andrew Philpott, Light Regional Council, Deputy Board Member
- Mr Greg Pattinson, City of Playford, Board Member
- Mr David Hitchcock, Executive Officer

1.3 Apologies

- Mr James Miller, Adelaide Plains Council, Board Member
- Mr Ashley Curtis, Adelaide Hills Council, Board Member
- Mr Gary Mavrinac, The Barossa Council, Board Member

1.4 Appointment of Observers

GRB 21/16 Observers
Moved: Cr T Keen
Seconded: Mr G Pattinson

That Cr John Lush, Adelaide Plains Council, Deputy Board Member be appointed as Observer.

CARRIED UNANIMOUSLY

1.5 Declarations of Interest

Nil
2. Confidential Matters

2.1 Tenders Stormwater Management Plan

GB21/17 Tenders Stormwater Management Plan
Moved: Cr T Keen
Seconded: Cr M Herrmann

1. That pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public be excluded from attendance at the meeting, with the exception of:
   • Executive Officer
   • Observers

   in order to consider in confidence agenda item 2.1 Tenders Stormwater Management Plan pursuant to Section 90(3)(d) of the Local Government Act 1999 on the basis that:
   i) 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
   (ii) would, on balance, be contrary to the public interest.

2. This matter is confidential because the information herein provides commercial terms and conditions for provision of services to deliver a Stormwater Management Plan for the Gawler River and would provide advantage to a third party for negotiations regarding the service.

3. On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board considers it necessary to consider this matter in confidence.

CARRIED UNANIMOUSLY

9:55am confidential session commenced.

The meeting considered advice from the GRFMA Stormwater Management Plan Management Team in consideration of tender submissions for delivery of the Gawler River Stormwater Management Plan.

GB21/18 Tenders Stormwater Management Plan
Kept in confidence

Refer Confidential minutes.

GB21/19 Tenders Stormwater Management Plan
Moved: Cr T Keen
Seconded: Cr R Johnstone

1. That pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 2.1 Stormwater Management Plan be kept confidential in accordance with the GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3)(d) of the Local Government Act 1999:
2. This order shall operate until terms of agreement are reached with the preferred contractor or until reviewed within twelve (12) months in accordance with the Act, whichever is sooner.

CARRIED UNANIMOUSLY

10:27am confidential session concluded.

3. GRFMA Budget Review 2 (2020/2021)

GB21/20 GRFMA Budget Review 2 (2020/2021)
Moved: Cr W Close
Seconded: Mr A Philpott

That the GRFMA adopts the 2020/2021 Budget Review 2 Documents February 2021 and the variances contained as its amended and current budget for the period ended 30 June 2021.

CARRIED UNANIMOUSLY


Amendments to the business plan requested:

- Page 7 – Amend wording to reflect current cost estimates for the Gawler River 2016 Flood Review report recommendations for works to be undertaken to indicative costs of $41 Million.
- Page 8 – Fourth dot point: Add following words “The GRFMA recognises the in-kind contribution of the City of Playford in provision of a Project Manager to facilitate development of the Plan”.

GB21/21 Draft GRFMA 2021/2022 Business Plan and Draft GRFMA 2021/2022 Budget
Moved: Mr G Pattinson
Seconded: Mr S Dilena

That the GRFMA:
1. Notes the report.
3. Following receipt of Constituent Council feedback, considers adoption of the GRFMA draft Annual Business Plan and Annual Budget at the June 2021 meeting.

CARRIED UNANIMOUSLY

13. Closure

The Chairperson thanked the members for their attendance and contributions and closed the meeting at 10:37am.

Chair ____________________ Date ___________
KEY OUTCOMES SUMMARY

GRFMA Special Meeting 17 March 2021

A GRFMA Special Meeting was held 17 March 2021 to consider:

- Storm Water Management Plan tender submissions.
- Budget Review 2 (BR2); and

GRFMA Stormwater Management Plan

Members considered, in confidence, advice from the GRFMA Stormwater Management Plan Management Team regarding tender submissions and preferred tender, for delivery of the Gawler River Stormwater Management Plan.

2020/2021 Budget Review 2

The meeting adopted the 2020/2021 Budget Review 2 Documents February 2021 and the variances contained as its amended and current budget for the period ended 30 June 2021.


Following receipt of Constituent Council feedback, the GRFMA will consider adoption of the draft Annual Business Plan and Annual Budget at the June 2021 meeting.

Next Ordinary Board Meeting

The next Ordinary Board Meeting will be held at 9:45am on Thursday 15 April 2021 at Gumeracha.
4.5.2 CONSENSUS AGENDA – ENVIRONMENTAL SERVICES REPORT

4.5.2.2 NORTHERN AND YORKE LANDSCAPE BOARD DRAFT LANDSCAPE PLAN 2021-26
B11718

Correspondence has been received from the Northern and Yorke Landscape Board, providing a copy of the draft Landscape Plan 2021-26 (refer Attachment One).

The draft Plan was developed following extensive consultation undertaken by the previous Natural Resource Management Board’s Community Action Planning process, which was conducted over a ten-year time frame.

Five key priorities have been identified (Communities, Biodiversity, Water Management, Sustainable Agriculture and Pest Plant and Animal Control) and further details will be included within the Annual Business Plan.

The Barossa Council has been critical of the Landscape Reform, and the limited level of spend that will occur within our part of the region, with the reduced funding of long standing programs that have been hosted by Council for a number of years, including the Barossa Bushgardens Natural Resource Centre, and valuable Education programs.

The Board is also asked to finalise an updated Water Allocation Plan for the Barossa Valley Prescribed Water Resources Area, and the Board has committed to undertaking extensive consultation in this area.

Feedback to the draft Landscape Plan 2021-26 was requested by 12 April 2021, and is included as Attachment Two.

RECOMMENDATION:
That report items 4.5.2.2 be received.
Northern and Yorke Landscape Region fast facts

Population: Approximately 150,000 | Major centres: Port Pirie, Gawler, Nuriootpa, Clare, Burra, Peterborough, Kadina, Moonta and Wallaroo | Total area: Approximately 38,500 square kilometres

Traditional custodians: Narungga, Nukunu, Kaurna, Ngadjuri, and Peramangk nations


Main industries: About 80% of the region is under agricultural cropping and grazing production, contributing a quarter of South Australia’s agricultural earnings. The region embraces the major Clare Valley and Barossa Valley wine producing areas, and supports significant mining and mineral processing activities, fishing, aquaculture, forestry, horticulture and tourism

Average annual rainfall: 250 – 600 mm

Coast and marine: 1,350 km of coastline and an additional 15,500 km² of adjacent marine areas

Acknowledgement of Country

The Narungga, Nukunu, Kaurna, Ngadjuri, and Peramangk people are the Traditional custodians of the Northern and Yorke region and have been for thousands of years.

The Board acknowledges and respects the Traditional Owners of Northern and Yorke. We acknowledge elders past and present, and we respect the relationship Aboriginal people have to Country.

Aboriginal peoples’ oral histories and creation stories traverse the length and breadth of Australia’s lands and waters. These stories interconnect lands and waters with complex meaning and values and hold great cultural significance.

We recognise and respect Aboriginal people’s ownership of their stories and that they hold rights and obligations to care for Country. The Board is committed to supporting Traditional Owners, Aboriginal people and Aboriginal organisations’ involvement in the management of lands, seas and waters. This includes recognising the relationship between Aboriginal culture and natural resources and incorporating Aboriginal knowledge of natural resources into decision-making.
Foreword

On behalf of the Northern and Yorke Landscape Board (the Board),
I am pleased to present the 2021-2026 Regional Landscape Plan.

With the inception of the new Landscape SA Act in 2019, new boards were appointed across South Australia. They were each tasked with developing a new, simplified Landscape Plan concentrating on five priorities for the next five years.

Our Board’s vision for the next five years is: A resilient and productive landscape that sustains a thriving community, environment and economy.

Our Priorities are: Communities; Biodiversity; Water Management; Sustainable Agriculture; and Pest Plant and Animal Control.

On reaching the decision for these priorities, we relied heavily on extensive consultation undertaken by the previous Natural Resources Management Board’s Community Action Planning (CAP) process which was conducted over a ten year time frame. CAP workshops have also been held in Gawler, Mallala, Kapunda and Tanunda, the new area in the Northern and Yorke Region. As a board we will continue to use the CAP process for future consultation.

As has always been the case, we cannot achieve our goals without the cooperation and participation of the community. Partnerships with Non-Government Organisations, Primary Producer Groups, Local Government and First Nations Groups are central to our priorities. We aim to work together to maximize the ecological, environmental, economic and social benefits for our region.

The Board is also asked to finalise an updated Water Allocation Plan for the Barossa Valley Prescribed Water Resources Area, and to review the current plan for the Clare Valley Prescribed Water Resources Area. Extensive consultation will take place during this process.

We look forward to working with the broader community towards significant progress in landscape management over the next five years.

Caroline Schaefer
Presiding Member
Northern and Yorke Landscape Board

Minister’s endorsement

I, Honourable David Speirs, Minister for Environment and Water, after taking into account and in accordance with the requirements of Section 50 of the Landscape South Australia Act 2019, hereby approve the Northern and Yorke Regional Landscape Plan for 2021-2026.

David Speirs MP
Minister for Environment and Water
Purpose of the plan

Landscape management is about how all of us – individuals, communities, industry and government – work together to ensure that resources are used sustainably, and natural systems remain healthy.

SUPPORTING DOCUMENTS

STATE LANDSCAPE STRATEGY
UNDER DEVELOPMENT

REGIONAL LANDSCAPE PLAN
5 YEARS

BUSINESS PLAN
ANNUAL

ANNUAL REPORT

MERI PLAN

MERI PLAN:
Monitoring Evaluation Reporting Improvement Plan

SUPPORTING DOCUMENTS:
- Community Action Plans
- Healthy Country Plans
- N&Y Water Affecting Activities Policy
- Council Strategic Plans
- N&Y Coastal Management Action Plan
# Vision, mission and values

## Vision

A resilient and productive landscape that sustains a thriving community, environment and economy

## Mission

Our mission is to inspire, educate, and work with our community to sustainably manage the Northern and Yorke landscape region. From the hills and plains to the sea, we are committed to the protection and productivity of our natural resources to ensure resilient ecosystems, vibrant communities and a healthy economy into the future.

## Values

<table>
<thead>
<tr>
<th>Passionate and Committed</th>
<th>Excellence</th>
<th>Approachable &amp; Collaborative</th>
<th>Practical</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td><img src="icon_passionate.png" alt="Icon" /> The natural world excites us. We work hard to ensure it continues to thrive.</td>
<td><img src="icon_excellence.png" alt="Icon" /> We strive to excel in the delivery of our services, starting with well-considered plans and following through on our promises.</td>
<td><img src="icon_collaborative.png" alt="Icon" /> We work alongside landholders and the community, listening to their needs and providing a helping hand.</td>
<td><img src="icon_practical.png" alt="Icon" /> We aim to balance the conservation of our natural resources with a commitment to supporting agriculture and enterprise.</td>
<td><img src="icon_change.png" alt="Icon" /> We test and adopt progressive ideas to evolve with the changing climate and ensure our region's resilience.</td>
</tr>
</tbody>
</table>
Our regional landscape

The region encompasses the Yorke Peninsula, Northern Mount Lofty Ranges, Southern Flinders Ranges and significant areas of Spencer Gulf and Gulf St Vincent.

The landscapes of the region include plains, hills and rugged ranges, undisturbed bushland and native grasslands, coastal vistas and cliffs, and mangrove forests, wetlands, seagrass beds and reefs.

### ASSET | Regional condition*
--- | ---
Marine ecosystems | GOOD
Coastal ecosystems | FAIR
Surface water | POOR
Groundwater | FAIR
Saline ecosystems | FAIR
Arid and temperate ranges | FAIR
Temperate plains ecosystems | POOR
Soils | GOOD

* See more details about assets and conditions

The Northern and Yorke landscape management region, including Council areas and First Nation communities.
Engagement and partnership

This plan recognises the diversity in landscapes, stakeholders and communities across the Northern and Yorke region.

Extensive input into the development of strategic planning by regional communities has produced nine Community Action Plans (CAP) which identify their values and concerns, and priorities for action. The priorities identified in the CAP plans have been rolled up to a regional level and are the key driver of the **Priorities** (key areas of business), **Focus areas** (approach to achieve the desired change), and **Measures of success** (outcomes used in evaluation) in this Landscape Plan.

Aboriginal people have cared for this region for millennia. The primary pathways for engagement, involvement and capacity building of Aboriginal communities within our region is through the Heathy Country Planning Program and the recently formed Northern and Yorke Landscape Board Aboriginal Engagement Committee, with First Nations representatives (Narungga, Nukunu, Ngadjuri, Kaurna and Peramangk).

Strong regional partnerships with the Legatus Group (representing most Local Government Areas in the region), Town of Gawler, Regional Development Australia, Non-Government Organisations, agricultural groups and community groups are also essential.
Our strategic drivers

The changing climate presents a number of challenges to the region. The Board is committed to working with our community to respond by supporting strategies for adapting to the changes, mitigating the impacts and increasing regional resilience.

**Higher temperatures**
Maximum, minimum and average temperatures will continue to rise with more frequent hot days and longer warm spells.

**Warmer and more acidic oceans**
Oceans are becoming warmer and more acidic, affecting marine life.

**More dangerous fire weather**
There will be more days of severe and extreme fire danger and longer fire seasons.

**Drier with more time in drought**
Autumn and spring rainfall has decreased by up to 20% in some agricultural areas. Further reductions and more time in drought is projected.

**Rising sea levels**
Sea level is rising with a projected increase of up to 0.8 m by 2100. This will increase coastal erosion and flooding.

**More intense heavy rainfall events**
Heavy rainfall events will increase in intensity, increasing the risk of flooding.
Priorities and focus areas

Communities
  - Make decisions based on best available science, cultural knowledge and local knowledge
  - Actively engaged community at the centre of landscape management
  - Foster partnerships that increase communication, expertise and collaboration in landscape management

Biodiversity
- Protected. Improved. Restored.
  - Support the protection and restoration of coastal habitats
  - Coordinate programs to improve climate change resilience and adaptive capacity
  - Improve ecosystems through restoration of habitat

Water management
  - Sustainably manage the region’s prescribed water resources
  - Protect and rehabilitate watercourses and wetlands
  - Promote the sustainable use of water for environmental, cultural, social and industry outcomes

Sustainable agriculture
  - Building land managers’ capacity in adaptive agriculture and best practice land management
  - Support innovation and adoption of practices for resilience and adaptation
  - Protect and improve the condition of soil, groundcover and vegetation

Pest plant and animal control
  - Deliver programs that control priority weeds and feral animals to reduce their effects on agriculture and biodiversity
  - Develop land manager networks and facilitate collaboration for pest control and management
OUR GOAL:
Collaborative land management practices that engage volunteers, community, schools, landholders, industries, Aboriginal groups, and local government.

Focus areas

| Make decisions based on best available science, cultural knowledge and local experience | Continued support for the collaborative CAP and HCP processes, and the active participation of partners and first nations in the delivery of projects |
| Actively engaged community at the centre of landscape management | Volunteers, communities and landholders are actively engaged in the management of the landscape |
| Foster partnerships that increase communication, expertise and collaboration in landscape management | Information is shared via contemporary methods of communication |
| | Strategic partnerships with regional, state and national organisations value-add to the delivery of the region’s activities and projects |
**Biodiversity**

**OUR GOAL:**

Collaborative land management practices that protect ecosystems, native vegetation, threatened and listed species, Aboriginal significant sites, rivers and creeks, coasts and marine areas.

<table>
<thead>
<tr>
<th>Focus areas</th>
<th>Measures of success</th>
</tr>
</thead>
<tbody>
<tr>
<td>Support the protection and restoration of coastal habitats</td>
<td>Collaborative programs such as the Landscape Priority fund ‘Coasting Along’ project accelerate protection of the region's coastal areas</td>
</tr>
<tr>
<td>Coordinate programs to improve climate change resilience and adaptive capacity</td>
<td>Active management of native species in the region’s landscapes supports climate change adaptation through grant programs and projects</td>
</tr>
<tr>
<td>Improve ecosystems through restoration of habitat</td>
<td>Delivery of strategic, collaborative programs such as Marna Banggara and Living Flinders supports improved health and condition of ecosystems</td>
</tr>
</tbody>
</table>
OUR GOAL:
Collaborative land management practices that protect watercourses, permanent pools, water use, groundwater, cultural water, environmental flows, water-dependent ecosystems, river red gums, and saline wetlands and lakes.

<table>
<thead>
<tr>
<th>Focus areas</th>
<th>Measures of success</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sustainably manage the region’s prescribed water resources</td>
<td>Water Allocation Plans are developed/updated and contribute to water security planning</td>
</tr>
<tr>
<td>Protect and rehabilitate watercourses and wetlands</td>
<td>Undertake collaborative projects and the regulation of water affecting activities to improve the health and condition of watercourses and wetlands</td>
</tr>
<tr>
<td>Promote the sustainable use of water for environmental, cultural, social and industry outcomes</td>
<td>Cultural water values are embedded into water planning and delivery programs</td>
</tr>
<tr>
<td></td>
<td>Promote water use efficiency for environmental and productive outcomes</td>
</tr>
</tbody>
</table>
OUR GOAL:

Collaborative land management practices within grazing, cropping, viticultural, horticultural, and aquaculture enterprises that enhance soil, water and biodiversity value to build resilience in agricultural systems.

<table>
<thead>
<tr>
<th>Focus areas</th>
<th>Measures of success</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building land managers’ capacity in adaptive agriculture and best practice land management</td>
<td>Increased engagement and partnership with landholders and agricultural groups</td>
</tr>
<tr>
<td>Support innovation and adoption of practices for resilience and adaptation</td>
<td>National, state and regional programs that improve access to information and tools for decision-making and managing increasing pressures or adverse events</td>
</tr>
<tr>
<td>Protect and improve the condition of soil, groundcover and vegetation</td>
<td>Promote and demonstrate best management practices to retain ground cover, reduce erosion risk and address total grazing pressure</td>
</tr>
<tr>
<td></td>
<td>Promote and support the protection and enhancement of on-farm biodiversity and native vegetation as part of a productive system</td>
</tr>
</tbody>
</table>
**OUR GOAL:**

Collaborative land management practices that reduce economic (production, livestock, and management) and environmental (biodiversity, competition, predation, soil condition, and disease) impacts of pests.

<table>
<thead>
<tr>
<th>Focus areas</th>
<th>Measures of success</th>
</tr>
</thead>
<tbody>
<tr>
<td>Deliver programs that control priority weeds and feral animals to reduce their effects on agriculture and biodiversity</td>
<td>Control of priority weeds and feral animals is facilitated through delivery of collaborative programs and projects</td>
</tr>
<tr>
<td>Develop land manager networks and facilitate collaboration for pest control and management</td>
<td>Improved landscape management of pest plants and animals is achieved in collaboration with land manager networks</td>
</tr>
</tbody>
</table>
Hi Jennifer

Thank you for the opportunity to comment on the draft Northern and Yorke Landscape Plan 2021-26.

Overall the Landscape Plan provides a high level strategic direction for the region. It is noted that the priorities were identified through consultation undertaken by the previous NRM Board’s’ Community Action Planning process, and reflective of the Minister’s commitment to going back to basics.

The five key priorities and focus areas are deemed appropriate in terms of delivery over the five year period. It is acknowledge that detailed projects will be provided in the Annual Business Plan.

The Barossa Council has been critical of the Landscape Reform, and the limited level of spend that will occur within our part of the region. Already we are seeing a reduction in funding for programs that have been hosted by the Council for the past number of years. The land management program ceased in 2020, and now there is a risk that funding for the NRC and Education programs are under threat. The NRC co-located with the Bushgardens nursery is a focal point for the community to access information and advice on natural resource, as well as providing a comprehensive range of services to the local community. The Environment Education program works with school and pre-school communities to embed sustainability principles into their learning and management practices. Council is hopeful that the Board can make the retention of these programs a priority under the Communities and Biodiversity focus areas.

Of particular interest to Council is the overdue review of the Barossa Water Allocation Plan (WAP). Water security and new resources is seen as critical in ensuring the safeguard of the community and industry within the Barossa and Eden valleys, as is the management of water affecting activities. Council encourages the Board to priorities the review of the WAP, and seek legislative reform to address the inadequacy in the management of water affecting activities. We refer the Board to Council’s submissions on both the Planning Reform and Landscape Reform on this matter. The Board needs to address some of the fundamental shortfalls in the management of our water resources within the WAP to enable projects that will seek to allow the reuse of stormwater and wastewater.

Council’s position is to work with the Landscape Board and the Department of Environment and Water to identify an appropriate policy mechanisms to address the imbalance in the management of stormwater and wastewater. Equally, Council wishes to address the matter of unbundling water rights. It is acknowledged that this is a complex matter, and may not be feasible for the Barossa.

Thank you again for the opportunity to comment in the draft Landscape Plan. Council looks forward to reviewing the Annual Business Plan and the prioritisation of the WAP review.

Regards

Gary
4.5.2  CONSENSUS AGENDA – ENVIRONMENTAL SERVICES REPORT

4.5.2.3  BAROSSA BUSHGARDENS OPEN DAY 16 MAY 2021

B5270

The Barossa Bushgardens will be hosting an Open Day on 16 May 2021, from 10:00am to 3:00pm, as part of the 20 Year Anniversary of the establishment of the Barossa Bushgardens (refer Attachment One).

The Program on the day will consist of environmental workshops and presentations, art and craft workshops, health and wellbeing activities, children’s activities, history presentations, tours, music and more.

As 12 noon, Birthday celebrations will be held and the original founding members of the Bushgardens will be recognised.

As part of the commemoration of the first plantings, a garden bed in the Blue Gum Woodland will be created during afternoon community plantings.

Elected Members, Stephan Knoll MP, Ashton Hurn (Liberal Candidate for Schubert), Tony Pasin MP and David Speirs MP will be invited guests.

RECOMMENDATION:
The report items 4.5.2.3 be received.
Celebrate with us the 20 Year Anniversary of the Barossa Bushgardens

Environmental Workshops and Presentations
Plant Sale
Music
Citizen Science
Art and Craft
History
Health & Wellbeing
Food & Coffee

Open Day and Regional Landcare Forum

Gold Coin Donation
Sunday
May 16
10am-3pm

653 Research Road
Nuriootpa SA 5355
4.5.2 CONSENSUS AGENDA – ENVIRONMENTAL SERVICES REPORT

4.5.2.4 WILLIAMSTOWN, LYNDОCH LANDCARE GROUP INC. B2791

Minutes of the Williamstown, Lyndoch Landcare Group Inc. meeting held 31 March 2021, are attached for information.

RECOMMENDATION:
That report items 4.5.2.4 be received.
Meeting Minutes

PO Box 694
Lyndoch, SA 5351

Purpose
General Meeting

Prepared by
Tina Woods

Phone No.
0421 616 444

Location
Council Rooms,
29 Barossa Valley Way,
Lyndoch, SA 5351

Date/Time
31 March 2021, 7.35pm – 8.45 pm

Attendees
Elke Wiese (Chair)
Don Wegener
Shirley Wegener
Mick Kobryn
Diana Dancer
Joerg Wiese
Tina Woods
Tracy Sinclair
Nelly van den Ierssel
Kim Thompson

Distribution
All current & life members and Chris Kruger (Executive Assistant, Development and Environmental Services, The Barossa Council)

File
20210331_GeneralMeetingMinutes.docx

<table>
<thead>
<tr>
<th>Item</th>
<th>Action by</th>
<th>Date Due</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Meeting Opened</td>
<td>Joerg Wiese</td>
<td></td>
</tr>
<tr>
<td>2 Apologies – Brian and Margaret Teskey, Angus Atkinson</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3 Minutes of previous Meeting</td>
<td>Moved by Joerg Wiese, seconded by Diana Dancer – Carried.</td>
<td></td>
</tr>
<tr>
<td>4 Business Arising last meeting:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Actions now closed:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ACTION: Media Event 1 March</td>
<td>Email to all members advising of media event at the Reserve to encourage as many members as possible to attend. It was noted during meeting that Jorge, Elke, Terry, Don, Shirley and Mick would be attending</td>
<td></td>
</tr>
<tr>
<td>Actions still open:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ACTION: Follow up with Friends of Para Wirra Conservation Park for possible joint Working Bee. Tracy Sinclair and Angus Atkinson to visit Friends of Para Wirra Conservation Park.</td>
<td>T. Sinclair/ A Atkinson</td>
<td>May 21</td>
</tr>
<tr>
<td>ACTION: Seed Collection List- Brian Green to prepare a list of target plants for seed collection and the appropriate time of year for collection so this can be incorporated into the relevant working bees.</td>
<td>B Green</td>
<td>Apr 21</td>
</tr>
<tr>
<td>Update: Tina Woods to follow up with Brian Green regarding closing out this action</td>
<td>T Peacock</td>
<td>Apr 21</td>
</tr>
<tr>
<td>ACTION: Social Campout at the Science Camp in Brookfield Conservation Park. Terry to see if the long weekend in June (Sat 12 – Mon 14 June) is available otherwise the weekend after.</td>
<td>T. Sinclair</td>
<td>Apr 21</td>
</tr>
<tr>
<td>Update: Terry did not attend the meeting. Tracy offered to follow up with Terry for any update on this action.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

73
**ACTION: Birds SA Recent Bird Survey** – Obtain a copy of the bird list arising from the recent BirdsSA field visit (can be downloaded from the Website).

**Update:** Bird list is not available on the BirdsSA website so Tracy to contact Ali Ben Kahn of BirdsSA.

**ACTION: Photos from Photo Points** – Recommend the taking of regular photos from the photo points. Suggest alternative points if needed.

**Update:** Tracy Sinclair/Tina Woods will re-establish the taking of the photos from the Photo Points. Diana Dancer/Tracey Sinclair to walk round all points on Thursday 8 April.

**ACTION: Yearly Council Tour** – Angus to follow up with Council.

**Update:** This is probably best left until Autumn/Winter when weather not so hot.

**ACTION: Saturday Working Bees** – Advertise the agreed dates of Saturday 1st May, 26 June and 24 July 2021 in the next edition of The Grapevine.

**Update:** Working bee on 1 May was published in the April edition of the Lyndoch Grapevine, and will also be in the May edition. Reminder for volunteers to bring their own food, water, hat and gloves, and advise that the closest toilet would be Lyndoch Green.

**ACTION: Council Rooms Notice Board** – Check if notice board now available in Council rooms so that Landcare content can be displayed.

**Update:** No board on display yet, Kim Thompson to follow up with Council.

**ACTION: Replacement of Stolen Signage** – Obtain a quote from original supplier for replacement of the signage stolen.

**Update:** Quote obtained from Gawler Art and Signs for a replacement Aluminium Sign, 200mm x 1500mm x 1.6mm, with 15mm radius corners and anti graffiti clear for $186.50 plus GST. All agreed to proceed with purchase. Additional quote to be obtained for 5 x “unstable cliffs” signs as mentioned in the Councils Annual Inspection report.

**ACTION: Annual Inspection Report** – Follow up with Kim Thompson re outcome of annual inspection received in February.

**Update:** Kim Thompson advised meeting: 1. She would follow up with Bim Lange regarding the track maintenance of the area noted as being eroded. Joerg noted that track needs to be graded and rolled when new gravel applied. 2. The trees impacted the fence should be considered in the Thursday’s busy bee. 3. She would follow up with David Hughes, Authorised Officer for Northern and Yorke Landscape Board regarding the weeds on the Chatterton property.

**Correspondence:**

- Various – Friends of Parks SA – Weekly Newsletters, AGM, other misc correspondence
- Various – Landscape SA Northern and Yorke Yakka News – Monthly Newsletter for February

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• 2 Mar 21, Barossa Council, Kim Thompson – To Amanda Pearce advising that grant application “Revitalising private land conservation in SA” was successful.
• 3 Mar 21, Barossa Council, Kim Thompson – Provided a copy of the “Revitalising private land conservation in SA” grant application for our files.
  Note: As Barossa Council had applied for and received the funds, they will need to be directly involved in the implementation as are responsible for reporting back as required by the grant agreement.
• 3 Mar 21, Environmental Weed Control & Revegetation, Amanda Pearce – provide soft copy of last Reporting / Monitoring sheet for November.
• 3 Mar 21, Pernod Ricard Winemakers, Tina Thiel – Responding back to Angus regarding supporting ½ - full day volunteering activities this financial year. Angus suggested we discuss at the this monthly meeting to plan a reply and decide on options for the bee (weed control may be a bit early in May/June).
• 9 Mar 21, Environmental Weed Control & Revegetation, Amanda Pearce – Report, daily reporting record and invoice for recent work in Altona over February 2021.
• 15 Mar 21, Gawler Art and Signs, Cheryl – Quote for replacement signs
• 16 Mar 21, Barossa Council, Callie Cockshell – Update on COVID-19 requirements
• 22 Mar 21, Northern and Yorke Landscape Board, Liz Ninnes - Encouraging feedback into the draft Regional Landscape Plan. Consultation is open until 5pm, Monday 12 April 2021.
• 24 Mar 21, SA Landcare News – LASA Chairpersons Report March 2021

Out:
• Nothing of Note

NOTE: For those members that wish to be forwarded the newsletters/information from Friends of Parks SA or the Yakka News please inform the Secretary, Tina Woods. Agreed to attached link in email with minutes.

7 Chair Report:
• Nothing to report. Angus Atkinson will be back next month.

8 Treasurers Report – as presented by Joerg Wiese:
  Moved by Shirley Wegener, seconded by Tracy Sinclair – Carried.
  • Monthly Income & Expenditure – since last General Meeting

<table>
<thead>
<tr>
<th>FEB 21</th>
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</thead>
<tbody>
<tr>
<td>Balance Brought Forward</td>
</tr>
<tr>
<td>Income</td>
</tr>
<tr>
<td>Expenses</td>
</tr>
<tr>
<td>End Month Balance</td>
</tr>
</tbody>
</table>
Meeting Minutes

- **Account Balances – since last General Meeting**

<table>
<thead>
<tr>
<th></th>
<th>FEB 21</th>
</tr>
</thead>
<tbody>
<tr>
<td>Administration</td>
<td>$1,621.28</td>
</tr>
<tr>
<td>Credit Union Share</td>
<td>$2.00</td>
</tr>
<tr>
<td>Project No.2 (Altona)</td>
<td>$5,563.95</td>
</tr>
<tr>
<td><strong>Total End Month Balance</strong></td>
<td><strong>$7,218.23</strong></td>
</tr>
</tbody>
</table>

- **Publicity:**
  - **2021 Reminders:**
    - Publish the Saturday Working Bees for 26 June and 24 July 2021 in The Grapevine and Facebook closer to the time.
    - Find a newsworthy article about an event or happening in 2021 for The Leader and/or The Bunyip.
  - **Lyndoch Grapevine** – Saturday Working Bee for 1 May published in April edition.
  - **Media Event 1 March** – Stephan Knoll, Bim Lange visited the Reserve on 1 March with a number of volunteers – Article was published in the Leader on 10 March see extract at end of the minutes, *(copy provided thanks to Kim Thompson)*

- **General Business:**
  - **Environmental Weed Control & Revegetation** – It was noted in the Reporting/Monitoring Sheet for February that a population of approximately 6 Ptilotus spathulatus (Pussy-tails) were observed in native grassland. This species is rated as RARE and is **not** listed on the flora species list in the Management Plan 2017.

  - **Revitalising Private Conservation in SA: Heritage Agreement Small Grants 2020-2021** – Kim Thompson provided a briefing to the meeting regarding recent successful grant application. She is meeting with Amanda Pearce to discuss commencing the works, which include weed and feral animal control and vegetation mapping for the next update of the management plan. All monies need to be spent by 30 September 2021

    *The attendees of the meeting wished to note their warm gratitude for the support that Kim Thompson provides with the Williamstown & Lyndoch Landcare Group.*

- **Things of Note for Future Meetings:**
  - **New Year Dinner** – It was decided for 2021 to wait until mid-year to have a social Dinner or possibly lunch when Angus would be available to attended – suggested timing June/July.
  - **Next Update of Management Plan** – Include the population of approximately 6 Ptilotus spathulatus (Pussy-tails) observed in native grassland. This species is rated as RARE as noted in the Environmental Weed Control & Revegetation Reporting/Monitoring Sheet for February 2021.
Next Meeting – Wednesday 21 April 2021, 7.30pm Council Rooms, 29 Barossa Valley Way, Lyndoch, SA.

Meeting Closed 8.45pm.

Extract from The Leader, 10 March 2021:

Reducing threats in Altona CSR Landcare Reserve

In August 2019, the Marshall Liberal Government announced its multi-million dollar commitment to expanding funding for holders of native vegetation Heritage Agreements. These agreements support the back-to-basics approach of this government’s reform of natural resources management, which will deliver improved environmental and economic outcomes, delivered in partnership with local communities. Altona CSR Landcare Reserve was successful in their application to the Revitalising Private Conservation in South Australia programme, receiving a $7,500 grant to go towards reducing threats in the reserve.

Member for Schubert, Mr Stephan Knoll said it is a great example of the partnership between the State government, Council and local volunteers.

“It is impressive to see that a former mining site can be turned into a natural community asset that can be enjoyed by everyone,” he said.

“This valuable remnant provides habitat for a wide range of conservation-rated native flora and fauna species.

“[We] applaud the volunteer’s long commitment. Their dedication to the reserve should be celebrated.”

The Barossa Council Mayor, Brie Longo said the $7,500 State Government grant will help protect important native bushland for the future.

“The Altona CSR Landcare Reserve is one of the few remaining strips of pre-European vegetation in our Council area, providing habitat for a wide range of native flora and fauna,” said Mayor Longo.

“Williamstown and Lyndoch Landcare Group volunteers have spent over 20 years working hard to remove threats and increase diversity at Altona, and this funding will help them continue this valuable role.

“Through revegetation, animal and weed control, we’ll be protecting over 200 species of native plants in the reserve, many of which have national, state or regional conservation status.”
4.5.3 CONSENSUS AGENDA – HEALTH SERVICES REPORT

4.5.3.1 FOOD PREMISES INSPECTIONS
B4573

During the month of March 2021 the following food businesses were inspected for their compliance with the Food Act 2001.

- The Sandy Creek Hotel – Reinspection
- Mount Pleasant Bakery – Reinspection
- Mount Pleasant Hotel/Motel – Routine Inspection
- Baker Street - Reinspection

RECOMMENDATION:
That the report items 4.5.3.1 be received.
7.1 DEBATE AGENDA - MAYOR

7.1.1 ESTABLISHMENT OF A NON-STATUTORY COMMITTEE – CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE AND TERMS OF REFERENCE

B11158

PURPOSE
To establish a Non-Statutory Committee - Chief Executive Officer Performance Review Committee under Section 41 of the Local Government Act 1999 and endorse the Terms of Reference for the Committee including the allocation of budget as per Council Resolution 2018-22/398. The framework is consistent with the LGA of SA Model and Ombudsman guidance. For the Committee to conduct the annual review of the Chief Executive Officer’s performance and remuneration as required in accordance with the Contract of Employment.

RECOMMENDATION

That Council:

1. Endorse the Chief Executive Officer Performance Review Committee - Terms of Reference (Attachment 1) and establish the Committee.

2. Appoints Mayor Lange, Deputy Mayor Johnstone and Cr Schilling, Cr Troup and Cr Miller to the Chief Executive Officer Performance Review Committee for the conduct of the 2021 process.

3. Allocate a budget of up to $10,000 for the purpose of executing the Committee Terms of Reference including the external review of the Chief Executive Officer’s performance and remuneration, with the appointment to be undertaken in accordance with Council’s procurement policy.

REPORT

Introduction
The Local Government Act 1999, along with the Chief Executive Officer’s Contract of Employment requires that Council is responsible to review the performance, remuneration and management of the Chief Executive Officer.

Background
For the past seven reviews, Council has elected to undertake the review process utilising internal expertise rather than outsourcing to a CEO management consultant. The internal process has been supported by internal resources limited to conducting and collating the survey results. Council, under the contract of employment can engage a relevant external agency to undertake the review.
At the Ordinary Council meeting held on the 16 March 2021, the Mayor provided the Council with a report titled 7.1.1 Annual Performance and Remuneration Review of Chief Executive Officer. Council endorsed the following:

![Moved and Seconded Motion]

At present, there are no formal Terms of Reference for the CEO Performance Review Committee.

**Discussion**
As part of the contract of employment with the CEO the CEO Performance Review Committee is required to conduct the CEO’s performance and remuneration reviews and consists of the Mayor, Deputy Mayor and up to three Councillors, or, where agreed with the CEO, additional Members.

Council may establish committees under Section 41 of the Local Government Act 1999. Council’s endorsement is sought to establish a CEO Performance Review Committee, endorse the Committee Terms of Reference and appoint Council representatives to the Committee.

The Committee’s draft Terms of Reference (Attachment 1) is for the Committee to be established for the purpose of not only undertaking the CEO Performance Review but formalise the terms of the Committee’s operation, including to provide the Committee with the appropriate delegation to engage a Management Consultant, determine the time and frequency of meetings, prepare and distribution agendas, reports and minutes to facility transparency and accountability of the process and to review and make recommendations to Council.

At the finalisation of the Committee’s review, they will provide Council with a full report to review, assess and make decisions. As Mayor, I may also provide a summary of the process and performance findings.

**Considerations**
It should be noted that the proposed reform to the Local Government Act 1999, provides additional requirements to the CEO performance review process. While the reform provisions have not been enacted as law, and are subject to parliamentary processes, the engagement of a consultant is in line with these proposed reforms:

**Proposed Statutes Amendment (Local Government Review) Bill 2020 (Version 17 September 2020).**

**Part 1—Chief Executive Officer**

102A—Chief executive officer—performance review
(1) A council must review the performance of its chief executive officer—

(a) at least once in each year that the chief executive officer holds office as chief executive officer; and

(b) if relevant, before reappointment of the chief executive officer.

(2) The council must obtain and consider the advice of a qualified independent person on a review under subsection (1).

(3) In this section—

qualified independent person means a person who is—

(a) not a member or employee of the council; and

(b) determined by the council to have appropriate qualifications or experience in human resource management.

The Ombudsman SA also supports the process of including an independent CEO performance review being conducted. For more information refer to the Ombudsman SA Report – Kangaroo Island Council Reference 2018/01787, page 28.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Draft Terms of Reference – Chief Executive Officer Performance Review Committee

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

How We Work – Good Governance

Legislative Requirements
Local Government Act 1999
Proposed Statutes Amendment (Local Government Review) Bill 2020 (Version 17 September 2020) currently in parliamentary process

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Financial Considerations

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

• Operating Deficit of $363k Operating Deficit Ratio of (0.9%)
• Net Financial Liabilities (NFL) of $19,613k NFL ratio of 48.6%
• Asset Funding Renewal Ratio of 132%

Financial assessment
A Due Diligence Level One Report has not been completed, this report requests an additional to operating expenditure at $10k.
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, the Community Loan required for the Barossa Rams $300k, Basedow Road - additional budget $151k, Memorial Avenue – Mount Pleasant – additional budget $87k, Barossa Bushgardens Nursery Drainage, Water Recycling Project $15k, Smart Cities Proposal $49k and in this Council meeting agenda this report item (if approved) a net $10k a total of $661k, 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 $10k.

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.

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<thead>
<tr>
<th>Item for Budget inclusion:</th>
<th>Chief Executive Officer Performance Review Committee - external review costs</th>
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<tbody>
<tr>
<td>Net operating costs - (incl depreciation)</td>
<td>$10,000</td>
</tr>
<tr>
<td>Additional project cost (ex GST) - loan funded</td>
<td>$0</td>
</tr>
<tr>
<td>Transfer from existing budget - reduced (ex GST)</td>
<td>$0</td>
</tr>
<tr>
<td>Funding required by Council - loan funded</td>
<td>$10,000</td>
</tr>
<tr>
<td>DDR provided</td>
<td>No</td>
</tr>
<tr>
<td>This projects BAT score – approved by CMT (Cut-off)</td>
<td>N/A</td>
</tr>
<tr>
<td>CMT reviewed and recommended</td>
<td>Not considered</td>
</tr>
<tr>
<td>If approved - a BAR or NI will be included in the:</td>
<td>2020/21 Budget Update as at 31 March 2021</td>
</tr>
</tbody>
</table>

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*

<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>$-422k</td>
<td>Deficit increased $59k</td>
</tr>
<tr>
<td>Operating Surplus Ratio</td>
<td>-1.05%</td>
<td>Ratio - deficit increased 0.15%</td>
</tr>
<tr>
<td>Net Financial Liabilities (NFL) $</td>
<td>$20274k</td>
<td>Increase in NFL $661k</td>
</tr>
<tr>
<td>Net Financial Liabilities Ratio</td>
<td>50.3%</td>
<td>Increase to liabilities ratio 1.7%</td>
</tr>
<tr>
<td>Asset Funding Renewal Ratio</td>
<td>132%</td>
<td>No change to asset renewal spends</td>
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</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:
- [x] Be allocated from previous years surplus:
- [x] Effect the Council’s end of year results and cash position.

This item is a decrease to the Council’s cash position for 2020/21 of $10k.

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.

**COMMUNITY CONSULTATION**

Community consultation is not required.
THE BAROSSA COUNCIL

TERMS OF REFERENCE OF THE CEO PERFORMANCE REVIEW COMMITTEE

1. ESTABLISHMENT

1.1 Pursuant to Section 41 of the Local Government Act 1999 (the “Act”), The Barossa Council (the “Council”) has established a committee to be known as the Chief Executive Officer Performance Review Committee (the “Committee”).

1.2 The Council is responsible for the selection, remuneration and management of the Chief Executive Officer (the “CEO”). The overall role of the Committee is to provide advice to Council on matters relating to the performance, remuneration and development of the CEO.

2. OBJECTIVE

2.1 The objectives of the Committee are to:

2.2.1 At the minimum on an annual basis, carry out the performance review of the CEO within the parameters of the Employment Agreement, and report the Committee’s recommendations and findings to Council.

2.2.2 At the minimum on an annual basis, carry out the review of the CEO’s remuneration package in accordance with the Employment Agreement and relevant legislation, and report the Committee’s recommendations and findings to Council.

2.2.3 Set and review the CEO’s agreed performance indicators and objectives.

2.2.4 Monitor progress of the CEO’s agreed performance targets for the current 12 month performance period through the Annual Performance Review and an interim report during the year.

2.2.5 Utilise all reasonable endeavours, including by engaging a consultant to gather stakeholder feedback to inform the performance management process. The stakeholders providing feedback must be agreed by the CEO and the Committee.

2.2.6 Identify and facilitate (where appropriate) development opportunities for the CEO.

2.2.7 On an annual basis make recommendations to Council regarding the performance, remuneration and conditions of employment of the Chief Executive Officer (and any proposed changes thereof) consistent with the requirements of the Employment Agreement.

2.2.8 Do anything necessary, expedient or incidental to performing or discharging the functions of the Committee as listed herein or to achieving its objectives.

2.2.9 In carrying out its objectives, the Committee may, and subject to a direction by Council, engage a consultant to carry out the reviews and provide recommendations and findings to the Committee subject to the allocation of budget.

3. ROLES AND RESPONSIBILITIES

3.1 The Committee may, subject to a direction by Council, carry out the CEO performance and/or remuneration review directly, or engage a consultant to carry out the reviews and provide findings and recommendations to the Committee, in accordance with this Terms of Reference and the conditions of the Employment Agreement.
3.2 A review process, be that undertaking internally or by a consultant must at a minimum undertake the following general processes including engagement and consultation with the CEO as outlined in the Employment Agreement:

3.2.1 Facilitation of a survey or other data gathering method from Elected Members, direct reports to the CEO and any other officers (internal or external) that are agreed between the Committee and CEO undertake the survey and the CEO self-assessment;

3.2.2 The Committee and CEO shall review survey results including year to year comparisons where application and address any areas of material difference in performance outcomes;

3.2.3 The CEO will present to the Committee a summation of the year (to date) performance and activity outcomes;

3.2.4 The Committee with, with the CEO develop achievable but challenging goals for forthcoming year within the existing resourcing of Council afforded to the CEO;

3.2.5 A remuneration assessment will be undertaken in accordance with the Employment Agreement; and

3.2.6 A final report of the findings shall be presented to full Council by the Mayor along with other relevant documentation.

3.3 Council Officers will provide support to the Committee by way of:

3.3.1 Appointing an Executive Officer (one of the Director’s) to provide governance support and is responsible for providing support during meetings to the Presiding Member. The Executive Officer also must ensure there is a quorum for meetings, assist with voting processes, procedural motions, confidential items, and liaise with the minute taker of the Committee regarding the recording of meeting proceedings.

3.3.2 Co-ordinating and facilitating stakeholder engagement as required for the performance review, limited to conducting surveys, collating survey results and reporting survey results to the Committee;

3.3.3 Liaison with the consultant as required;

3.3.4 Preparation, distribution and co-ordination of agendas, reports, minutes of the Committee; and

3.3.5 Acting as a point of contact for all Committee Members.

4 MEMBERSHIP

4.1 Members of the Committee shall be appointed by Council and shall comprise of five (5) Members, unless otherwise agreed with the CEO, as follows:

4.3.1 Mayor;

4.3.2 Deputy Mayor; and

4.3.3 Three (3) Elected Members.
4.2 Appointments to the Committee shall be for One (1) year from the date the Committee is established from June to May to align with the anniversary dates of the current Employment contract, with the following exceptions:

4.2.1 A member resigns or is otherwise incapable of continuing as a member;

4.2.2 A member is removed from office by Council, in accordance with this Terms of Reference;

4.2.3 The Deputy Mayor, whose term expires upon his or her appointment as Deputy Mayor expiring.

4.3 Members of the Committee are eligible for reappointment at the expiration of their terms of office.

4.4 The Committee may be re-established by the Council after the conclusion of the term of the Committee.

5 | CHAIRPERSON

5.1 The Chairperson will be the Mayor.

5.2 The role of the Chairperson is to:

5.2.1 Ensure that the Committee acts and operates at all times in accordance with these Terms of Reference;

5.2.2 Oversee and facilitating the conduct of meetings in accordance with the Act, Regulations and any relevant Council policies;

5.2.3 Ensure that the Guiding Principles at Regulation 5 are observed and that all Committee Members have an opportunity to participate in discussions in an open, respectful and encouraging manner; and

5.2.4 Call the meeting to order and move the debate towards finalisation when a matter has been debated significantly and no new information is being discussed.

5.3 The Council authorises the Committee to determine if there will be a Deputy Chairperson and, if so, authorises the Committee to make the appointment to that position for a term determined by the Committee. The term determined by the Committee should not exceed the term of the Council.

5.4 If the Chairperson is absent from a meeting, the Deputy Chairperson (if such position exists) will preside at that meeting. If there is no such position, or both the Chairperson and Deputy Chairperson are absent, then a Member of the Committee chosen from those present will preside at the meeting under the Chairperson (or Deputy Chairperson as the case may be) is present.

6 | DELEGATED POWERS

6.1 In order for the Committee to perform its functions consistent with these Terms of Reference, the Council delegates to the Committee in accordance with section 137 of the Local Government Act 1999, the power to expend Council’s approved budgeted funds subject to the Committee’s budget allocation and Council’s policies.

7 | GOVERNANCE

7.1 A recommendation by the Committee to the Council to amend these Terms of Reference must be made by the majority of all Committee members.
7.2 Notwithstanding this Terms of Reference, all Committee members are expected to have read and understood, and must at all times observe and comply with the relevant requirements under the:

7.2.1 Act;

7.2.2 Regulations

7.2.3 Code of Conduct for Elected Members; and

7.2.4 Council’s policies and processes which are relevant to the operations of the Committee.

7.3 Authority

7.2.1 The Council has not delegated any powers to the Committee. Accordingly, all decisions of the Committee will constitute recommendations to Council unless Council has resolved to delegate the decision on the agenda to the Committee.

7.2.2 The Committee is authorised by Council to undertake work to effectively and efficiently meet the objectives described of its role.

8 MEETINGS

8.1 Frequency and Timing of Meetings

8.2.1 The Committee will meet on an as needs basis, with a minimum of two meetings per year.

8.2.2 When scheduling meetings, the Committee must ensure that it meets within the appropriate timeframes required in order to complete the CEO performance review prior to the anniversary date of the CEO Employment Agreement.

8.2 Agenda and Minutes of the Meeting

8.2.1 An agenda will be prepared and distributed to all Committee Members at least three (3) clear days prior to the meeting.

8.2.2 Minutes of the meeting [in accordance with legislative requirements] will be kept and provided to all Committee Members within five (5) days of the meeting.

8.2.3 The minutes of each Committee meeting will be presented to Council.

8.3 Quorum

8.2.1 A quorum for a meeting of the Committee shall be half of the current membership, ignoring any fraction resulting from the division and adding 1.

8.2.2 A meeting will commence as soon after the time specified in the notice of meeting as a quorum is present.
8.2.3 In accordance with Section 90(7a) of the Act, one or more Committee Members may participate in the meeting by telephone or other electronic means provided that members of the public can hear the discussion between all Committee Members.

8.4 Decisions and Voting

8.2.1 All decisions of the Committee shall be made on the basis of a majority decision of the Members present.

8.2.2 All Committee Members must (subject to a provision of the Act or Regulations to the contrary) vote on any matter arising for decision at a meeting of the Committee.

8.2.3 Each Member of the Committee has a deliberative vote only. In the event of a tied vote, the Chairperson does not having a casting vote. Should the vote on a matter be tied, the item shall be referred to Council for decision.

8.5 Meeting Procedures

8.2.1 The meetings of the Committee shall be held in accordance with Parts 1, 3 and 4 of the Local Government (Procedures at Meetings) Regulations 2013 (the “Regulations”). Part 2 of the Regulations does not apply to this Committee.

8.2.2 Insofar as the Act and/or Regulations or these Terms of Reference do not prescribed the process to be observed in relation to the conduct of a meeting of the Committee, the Committee may determine its own process. In that case, the Committee will document that process within its Minutes.

8.2.3 Members must comply with the conflict of interest provisions of the Act.

8.2.4 Members of the public are able to attend all meetings of the Committee and have access to all documents relating to the Committee, unless prohibited by resolution of the Committee under confidentiality provisions of section 90 and/or 91 of the Act.

9 RESOURCES

9.1 Local Government Act 1999
9.2 Local Government (Procedures at Meetings) Regulations 2013
9.3 Code of Conduct for Elected Members
9.4 Caretaker Policy
9.5 Customer Service policy
9.6 Complaints Handling Process under the Code of Conduct for Council Members
9.7 Elected Members Training and Development Policy
9.8 Declaration of Conflict of Interest Form – Committee Members

10 TRAINING
10.1 Committee Members are encouraged to attend training related to the management of Local Government committees, as provided by the Local Government Association or other appropriate training providers.

10.2 Committee Members are entitled to reimbursement of approved expenditure in relation to attendance at training, in accordance with Council policies and processes.

### 11. DOCUMENT CONTROL

| Corporate Plan Link: | 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. |
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### Version history

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<th>Date</th>
<th>Description of Change</th>
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<tr>
<td>1.0</td>
<td>DD/MM/YYYY</td>
<td>Terms of Reference adopted upon Committee being established</td>
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7.2.1 CHIEF EXECUTIVE OFFICER - DEBATE AGENDA

7.2.1.1 REQUEST TO INCREASE 2018-19 BUDGET ALLOCATION TO MEET COULTHARD HOUSE AND GROUNDS PROJECT OVERSPEND

B3342

PURPOSE
This report seeks Council to increase funding from $20,000 allocated to the Nuriootpa Future Association to undertake works at Coulthard House and grounds, which have gone over budget, by a further $5,590.

RECOMMENDATION
That Council allocate a further $5,590 for Coulthard House works in support of the heritage and history of the Barossa and that this grant be made in the 2020-21 financial year from savings and allocations outlined in the body of the report and that Nuriootpa Futures Association will not be entitled to any further grants funding from the Community Assistance Scheme in the 2021-22 financial year.

REPORT

Background
The Nuriootpa Future Association (NFA) was successful in receiving a community grant in 2017 to do various upgrades to Coulthard House. Council assisted with the work including in-kind support, advice and $20,000, paid in the 2018-19 financial year.

Discussion
As per the attached correspondence, NFA have made an error in managing the various projects that has resulted in over expenditure. Regardless of this fact the works undertaken are supportive of preserving the history of the Barossa.

The works will also support the potential leasing for the house to ensure this not for profit organisation can be self-sustainable.

NFA have attempted financing the gap various ways but remain $5,590 short of meeting their legal obligations and have approached Council to increase the prior support to meet this shortfall.

Summary
It is recommended that Council support the increase in funding for the works undertaken due to the fact they are a not for profit volunteer group supporting the
preservation of the heritage and history of the Barossa and providing a location for open space and events in Nuriootpa. This approval will recommend on the basis that this funding will result in the NFA not being eligible under the Community Assistance Scheme Policy for a further 12 months on the basis this forms part of a grant.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Correspondence from Nuriootpa Future Association

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS
Community Plan

Natural Environment and Built Heritage

Community and Culture

Goal 2 The history of our region including aboriginal sites is reflected in our streetscapes and our historic buildings are maintained for future generations.

Strategy 2.1 Continue to maintain streetscapes that reflect the character and heritage of the region and facilitate opportunities to repurpose or find alternative uses of built heritage.

Goal 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.

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

Strategy 5.2 Create places where people want to live and plan for the future in a coordinated, affordable, appropriate and proactive way.

Strategy 5.3 Create vibrant public spaces that provide places for creative development, cultural interaction and social connections.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
Council allocates $3000 per annum for donations in the Elected Members budget not meeting the Community Assistance Scheme grant program which remains unspent. Further training and development budgets of Elected Members are significantly under budget and can fund the remainder, therefore the cost will be budget neutral.

COMMUNITY CONSULTATION
Community consultation is not required.
Nuriootpa Futures Association – Request for Financial Assistance

Painting of Nuriootpa Iconic Coulthard House Completed January 2021

Coulthard House Painting Project 2020.

Please consider the following......

The Board of the NFA is seeking help and support with finalising payment to our Painting Contractor, Marston Painters
As a result of a misunderstanding between the contracted painter and Nuri Futures Assoc Board, the complete CH Icon external surface, excluding the roof, was completed with a cost that far exceeded our budget.
Stage 1 was agreed and payment allocated.
However, Stage 2 (quoted for Grant application only) was also completed and as such we now need to complete payment of that Invoice.
We have met with and agreed with the painter to complete payment and our challenge is by June 30th 2021.
Your input would be greatly appreciated and would assist us with achieving this target and meeting our business plan and we sincerely thank you for your generosity.

Total Stage 2 Invoice - $18590
Sponsorships - $12500
Marstons Painters (Donation) - $500

Total Balance outstanding for Payment - $5590

Our fundraising activities were severely impacted by COVID lock downs.
We had to hold off in actively seeking a tenancy for the house.
Several barn bookings were cancelled, and no community events were held.
This year our Barn bookings are growing, we have recommenced monthly markets and have engaged Homburgs to seek a tenancy for Coulthard House.
Our small group of volunteers are eager to make this property a success, but in the interim we still require financial assistance.

Await your response

Lyndon Stoll
NFA Chairperson
0407552290
NFA CH Business Plan for your consideration....

Coulthard House The NFA have entered a tenancy agreement with Homburgs for the ground floor of the house which has 4 main rooms on the ground floor. There is access to the 2nd floor which also has 4 rooms via a central staircase. A structural assessment of the building has been conducted by engineers and the building is sound, but the Balcony use is not recommended.

It is within the District Town Centre (there are no policy areas or precincts applicable).
The zone is intended for business purposes.
The current approved use of the “house” is an office.
Total estimated Rent return $25,725 - $29,065 (plus GST) plus outgoings Possible Complying or Merit Land Uses Outlined in the supporting extracts of The Barossa Council Development Plan.

Budget Annual costs Water, Electricity, garden maintenance and Insurance $20,000
Council Rates currently 100% rebated approx. $4000 per annum
Volunteer garden group maintains gardens Projected Annual Income 2022
Dairy lease $ 600
Barn bookings $ 2000 10 per year
Grounds Hire $ 2000 4 per year
House lease $25,000
Markets $ 200 6 per year
Membership $2,000
Mobile Food vendor $ 2000 Fundraising Events 4 per year $5000
TOTALS $36,800

Costs in preparing house for tenant
Plumbing to kitchen $2000 estimate
Septic tank replacement and piping $4587
Actual quote Cement path to existing toilets from rear door of house and landing $5000 Estimate Electrical upgrades including smoke detector installation $3081.08
Actual quote Fire Extinguishers $1000 estimate
Door locks $1000 estimate Window sash repairs $1000 estimate
Painting stage 1 $8250 Community Assistance grant The Barossa Council Completed Stage 2 $18,590 completed but not paid
Stage 3 Repairs to outside woodwork JB Builders $800 completed
Donated kitchen installation to be completed by volunteers $100 for bench top
TOTAL Costs of works to be completed $37,138.08 (Estimated and actual costs not including those already completed)
7.2.1 CHIEF EXECUTIVE OFFICER - DEBATE AGENDA

7.2.1.2 INDUSTRY COLLABORATION (BAROSSA AUSTRALIA)  
B6096

PURPOSE
This report seeks Council’s consideration and support for pursuing a strategy as a collaborative industry and leadership model.

RECOMMENDATION
That Council support industry collaboration frameworks and achievement of funding efficiency and aligned industry development strategy.

REPORT

Background
In late 2018 Regional Development Australia held a Barossa Thinktank which served to review prior strategic work and plan for the long term success of the Barossa.

Furthermore, a collaborative group called WAFTL (wine arts food tourism and local government) met monthly to discuss common interests, risks, opportunities and barriers for development.

Significant discussions have been held around various models and leadership strategies for the future.

Discussion
The concept of Barossa Australia is built around a common shared leadership model for the development of key industries in the Barossa as a collaborative and singular entity. The work to move towards this model needs cross organisational work by the wine, food and tourism cluster.

Council significantly supports the industries either directly or indirectly through:

1. Provision of tourism services;
2. Arts and culture investment and services;
3. Recreation, sport and events investment and support;
4. General infrastructure such as roads; and
5. Direct funding support for RDA Barossa, Tourism Barossa and recently BGWA.
In addition, Council has increased support through its COVID-19 recovery plan which has been recently updated to include industry support for market adjustments for the wine industry.

Council is also currently rendering for the development of a local Economic Development Plan to complement our Regional and State approach.

The role of Council is to continue to support industry development and support along with partner Council, Light Regional Council, State and Federal Governments and other stakeholders.

Summary

Through industry discussion and collaboration Council policy position is outlined to continue to support industry discussion and agreed reform.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Business and Employment

Goal 11 The Barossa has a strong local economy that adapts, innovates and thrives on change and strives for a diverse industry base that provides a sustainable range of business and job opportunities for people.

Strategy 11.1 Work closely with State Government, Federal Government and other key stakeholders to support economic growth, development and job creation.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There is no financial impact of this report.

Resources involve the existing commitment of time and support provided by the Chief Executive Officer to support industry discussion.

Risk of the strategy are reputational and collaborative relationships, however they are considered minimal and a successful strategy could see a collaborative industry model for food wine tourism and arts, with potential for further growth and funding stability and efficiency.

COMMUNITY CONSULTATION

Community consultation is not required by Council but industries bodies will move towards board engagement and stakeholder engagement.
7.2.1 DEBATE AGENDA – CHIEF EXECUTIVE OFFICER

7.2.1.3 PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT DELEGATIONS – UPDATE TO INSTRUMENTS B, C AND D

B11649

Author: Governance Advisor

PURPOSE

Council is asked to:

- delegate to the CEO, the powers under Instrument B – Power of Council as a Relevant Authority under the Planning Development and Infrastructure Act which are specified in Attachment 1;
- receive and note the updated and new powers for delegation under Instrument C – Power of the Barossa Assessment Panel as a Relevant Authority under the Planning, Development and Infrastructure Act at Attachment 2; and Instrument D – Power of the Assessment Manager as a Relevant Authority under the Planning Development and Infrastructure Act at Attachment 2, noting that the powers contained in these instruments will be delegated by the Barossa Assessment Panel and Assessment Manager, respectively.

RECOMMENDATION

(1) Council hereby revokes the delegations to the Chief Executive Officer of the powers and functions under section 65(1)(a) of Instrument B – Powers of the Council as a Relevant Authority under the Planning Development and Infrastructure Act.

(2) In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016, Council hereby delegates to the person occupying or acting in the office of Chief Executive Officer of the Council, the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the extract of the Instrument of Delegation as Attachment 1, subject to the conditions and/or limitations, if any, specified in the proposed Instrument of Delegation.

(3) Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated in the proposed Instrument of Delegation.

(4) That Council receive and note the updated and new powers under Instrument C – Power of the Barossa Assessment Panel (Relevant Authority); and Instrument D – Power of the Assessment Manager (Relevant Authorities), noting that the powers...
The Planning, Development and Infrastructure Act 2016 ("PDI Act") confers powers directly on:

- Council as a Council, Designated Authority and Designated Entity (Instrument A);
- Council as a Relevant Authority (Instrument B);
- the Barossa Assessment Panel as a Relevant Authority (Instrument C); and
- the Assessment Manager as a Relevant Authority (Instrument D).

The above powers were separated into four Instruments of Delegation, Instruments A – D as marked in the list above.

Introduction
In January 2021, Council adopted Instruments of Delegation delegating its statutory powers and functions:

- with respect to its powers as a Council, Designated Entity and Designated Authority (Instrument A), pursuant to Section 44 of the Local Government Act 1999;
- with respect to its powers as a Relevant Authority, pursuant to section 100 of the PDI Act.

Council’s Delegation Register and instruments are based on LGA templates. The LGA has recently issued an update to its template delegation instruments under the PDI Act, amending Instrument B, C and D. The LGA have recommended that Council’s Instruments of Delegation be updated as soon as possible. An explanatory guide issued by the LGA is presented for the Elected Body’s information at Attachment 4.

Discussion
The proposed extracts of the instruments of delegation specifying the updated powers, are described below and are attached to this report at Attachments 1, 2 and 3. The instruments contain both the proposed delegations as well as proposed sub-delegations, which are subject to sub-delegation by the delegate.

Instrument B contains powers conferred to Council by the PDI Act, in Council’s capacity as a Relevant Authority. The role of a Relevant Authority is to grant or refuse various types of development approvals. Council will generally be a Relevant Authority with respect to building consent.

Council may delegate its powers to the Chief Executive Officer under Section 100 of the PDI Act, and, unless otherwise indicated, the Chief Executive Officer may further sub-delegate these powers under Section 100(2)(c) of the PDI Act. An extract of the instrument of delegations containing the updated powers and functions and proposed sub-delegations is presented at Attachment 1, noting that the proposed sub-delegations are subject to sub-delegation by the Chief Executive Officer, upon Council delegating these powers accordingly.

Attachments 2 and 3 contain extracts of Instrument C and D under the PDI Act showing the updated powers and functions, and are provided for the Elected Body’s information, noting that these Instruments contain powers conferred to the Barossa Assessment Panel and the Assessment Manager, respectively.
Assessment Panel and Assessment Manager respectively, and therefore are subject to delegation by those parties.

**Summary and Conclusion**
Council is asked to receive, consider and approve the updated powers under Instrument B under the PDI Act at Attachment 1; and receive and note Instruments C and D, at Attachments 3 and 4.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

| Attachment 1 | Extract of new powers under Instrument B - Powers of a Council as a Relevant Authority – Update (ref: 21/28257) |
| Attachment 2 | Extract of Instrument C - Powers of an Assessment Panel (Relevant Authority) – Update (ref: 21/28258) |
| Attachment 3 | Extract of Instrument D - Powers of an Assessment Manager (Relevant Authority) – Update (ref: 21/28259) |
| Attachment 4 | LGA update (ref: 21/28260) |

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

**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.

**Legislative Requirements**
Local Government Act 1999
Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Financial**
There are no financial considerations.

**Resource**
Facilitation of these delegations to the Chief Executive Officer (or Assessment Manager where relevant) will be undertaken according to officers’ existing duties.

**Risk**
The risk of having ineffective or invalid delegations is minimised as the delegations being considered have been recommended by Norman Waterhouse Lawyers (which prepared the Instruments for the LGA). The proposed delegations contained in the attachments have also been reviewed by Kelley Jones Lawyers.

It is imperative that delegations are validly made as consequences of ineffective or invalid delegations include:
- the exercise of power may fail – i.e. the decision made may be liable to being overturned by a court
- the cost of a successful challenge to a decision made without lawful delegation will likely be borne by the Council
- where the unlawful exercise of the power has caused loss or damage, the Council may be liable for such loss or damage.
COMMUNITY CONSULTATION

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

For transparency, the community has access to the delegations register on Council’s website so is made aware of the powers of the Chief Executive Officer as delegated by the Council, and also the powers of officers as sub-delegated by the Chief Executive Officer. Further, Instrument C and D, as they relate to the Barossa Assessment Panel and Assessment Manager (including those delegations and sub-delegations made by these Relevant Authorities) will be published on Council’s website upon approval.
## NEW Provisions

<table>
<thead>
<tr>
<th>#</th>
<th>Provision</th>
<th>Item Delegated by Council to the Chief Executive Officer</th>
<th>Proposed Sub-Delegate*</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
</table>
| 484496 | s119(6)(b)       | 5. Application and Provision of Information  
5.3 The power pursuant to Section 119(6)(b) of the PDI Act if a request is made under Section 119(3) of the PDI Act and the request is not complied with within the time specified by the Regulations, subject to Section 119(6)(b)(ii), to refuse the application. | DDES, MDS, SAO-P, AO-P, AO-B |                          |
| 484497 | r38(2)           | 21. Withdrawing/Lapsing Applications  
21.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority. | DDES, MDS, SAO-P, AO-P, AO-B |                          |
| 484498 | r99(4)           | 30. Construction Industry Training Fund  
30.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable. | DDES, MDS, AO-B, SAO-B |                          |
| 484499 | r99(5)           | 30. Construction Industry Training Fund  
30.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed. | DDES, MDS, AO-B, SAO-B |                          |
### AMENDED Provisions

<table>
<thead>
<tr>
<th>#</th>
<th>Delegation Source</th>
<th>Provision</th>
<th>Item Delegated by Council to the Chief Executive Officer</th>
<th>Proposed Sub-Delegate*</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
</table>
| 326298| Planning, Development and Infrastructure (General)     | r65(1)(a)       | 29. Variation of Authorisation (Section 128)  
29.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation. | AO-B, AO-P, BS, DDES, MDS, SAO-B, SAO-P |                                                          |

*subject to sub-delegation by the Chief Executive Officer, upon delegations being adopted by the Council.*
<table>
<thead>
<tr>
<th>#</th>
<th>Provision</th>
<th>Item Proposed to be Delegated by the Barossa Assessment Panel to the Assessment Manager</th>
<th>Proposed Sub-Delegate*</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
</table>
| 484660 | s135(2)(d) | 19. Urgent Building Work  
19.1 The power pursuant to Section 135(2)(d) of the PDI Act to issue any direction. | AO-B, BS, DDES, MDS, SAO-B | |
| 486438 | S119(9)   | 8.5 The power pursuant to Section 119(9) of the PDI Act to:  
8.5.4 if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed. | AO-B, AO-P, SAO-P, SAO-B, MDS, DDES | |
| 484661 | r38(2)    | 29. Withdrawing/Lapsing Applications  
29.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority. | DDES, MDS, SAO-P, SAO-B, AO-P, AO-B | |
| 484662 | r99(4)    | 45. Construction Industry Training Fund  
45.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable. | DDES, MDS, AO-B, SAO-B | |
| 484663 | r99(5)    | 45. Construction Industry Training Fund  
45.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification is given under Regulation 99(4) of the General Regulations, if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification, to, if the delegate thinks fit, determine that the application has lapsed. | DDES, MDS, AO-B, SAO-B | |
## CHANGED Provisions

<table>
<thead>
<tr>
<th>#</th>
<th>Delegation Source</th>
<th>Provision</th>
<th>Item Proposed to be Delegated by the Barossa Assessment Panel to the Assessment Manager</th>
<th>Proposed Sub-Delegate*</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
</table>
| 326495 | Planning, Development and Infrastructure (General) Regulations 2017 | r65(1)(a) | 44. Variation of Authorisation (Section 128)  
44.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.                                                                 | AO-B, AO-P, BS, DDES, MDS, SAO-B, SAO-P |                                                        |

*Subject to sub-delegation by the Assessment Manager, upon the Barossa Assessment Panel delegating the head delegations.
## NEW Provisions

<table>
<thead>
<tr>
<th>#</th>
<th>Provision</th>
<th>Item Proposed to be Delegated by the Assessment Manager directly to officers*</th>
<th>Delegate</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
</table>
| 484828 | s135(2)   | 17. Urgent Building Work  
17.1 The power pursuant to Section 135(2) of the PDI Act to issue any direction. | AO-B, BS, DDES, MDS, SAO-B | |
| 484829 | r38(2)    | 27. Withdrawing/Lapsing Applications  
27.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority. | DDES, MDS, SAO-P, SAO-B, AO-P, AO-B | |
| 484830 | r99(4)    | 40. Construction Industry Training Fund  
40.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable. | DDES, MDS, AO-B, SAO-B | |
| 484831 | r99(4)    | 40. Construction Industry Training Fund  
40.2 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable. | DDES, MDS, AO-B, SAO-B | |
## CHANGED Provisions

<table>
<thead>
<tr>
<th>#</th>
<th>Delegation Source</th>
<th>Provision</th>
<th>Item Proposed to be Delegated by the Assessment Manager directly to officers*</th>
<th>Delegate</th>
<th>Conditions &amp; Limitations</th>
</tr>
</thead>
<tbody>
<tr>
<td>326384</td>
<td>Planning, Development and Infrastructure (General) Regulations 2017</td>
<td>r65(1)(a)</td>
<td>Variation of Authorisation (Section 128)</td>
<td>AO-B, AO-P, BS, DDES, MDS, SAO-B, SAO-P</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>353637.1</td>
<td>The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*subject to delegation by the Assessment Manager
INFORMATION SHEET - EXPLANATORY NOTE TO ACCOMPANY UPDATED INSTRUMENTS – February 2021

**Instrument A**

Unchanged

**Instrument B**

A new delegation has been added in relation to Section 119(6)(b) of the PDI Act (see paragraph 5.3).

A new delegation has been added in relation to Regulation 38(2) of the General Regulations (see paragraph 21.2).

A minor amendment has been made to the delegation in relation to Regulation 65(1)(a) of the General Regulations (see paragraph 29.1).

A new delegation has been added in relation to Regulation 99 of the *Planning, Development and Infrastructure (General) Regulations 2017* (the *General Regulations*) (see paragraphs 30.1 and 30.2).

**Instrument C**

1. A new delegation has been added in relation to Section 135(2)(d) of the PDI Act (see paragraph 19.1).

2. A new delegation has been added in relation to Regulation 38(2) of the General Regulations (see paragraph 29.2).

3. A minor amendment has been made to the delegation in relation to Regulation 65(1)(a) of the General Regulations (see paragraph 42.1).

4. A new delegation has been added in relation to Regulation 99 of the General Regulations, (see paragraphs 45.1 and 45.2).

5. The delegation in relation to Regulation 32 of *Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019* (the *Fees Regulations*) has been removed.

**Instrument D**

1. A new delegation has been added in relation to Section 135(2)(d) of the PDI Act (see paragraph 17).

2. A new delegation has been added in relation to Regulation 38(2) of the General Regulations (see paragraph 27.2).

3. A minor amendment has been made to the delegation in relation to Regulation 65(1)(a) of the General Regulations (see paragraph 37.1).

4. A new delegation has been added in relation to Regulation 99 of the General Regulations (see paragraphs 40.1 and 40.2).
It is recommended that councils adopt the updated instruments. It is not essential that the amendments are adopted immediately however it is recommended that they be adopted as soon as possible. The amendments relate to technical matters and have been made out of an abundance of caution and/or for clarification purposes.

The material contained in this publication was provided by Norman Waterhouse Lawyers to the Local Government Association of South Australia and is of general nature only. This advice is based on the law and guidelines as of the date of publication. It is not, nor is it intended to be, legal advice. If you wish to take any action based on the content of this publication, we recommend that you seek professional advice.

Further Information
Contact Stephen Smith, Planning Reform Partner, LGA
Email: stephen.smith@lga.sa.gov.au
Telephone: 0409 286 734
7.2.2 DEBATE AGENDA – FINANCE

7.2.2.1 MONTHLY FINANCE REPORT (AS AT 31 MARCH 2021)
B411

Author: Coordinator Financial Services

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

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

REPORT
Discussion
The Monthly Finance Report (as at 31 March 2021) is Attached. The report has been prepared comparing actuals to the Original adopted budget 2020/21 incorporating the Revised Budgets for September and December.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1: Monthly Finance Report 31 March 2021

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.
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.
## Uniform Presentation of Finances

### OPERATING ACTIVITIES:

<table>
<thead>
<tr>
<th>Description</th>
<th>Actual</th>
<th>Original Budget (Full-Year)</th>
<th>Revised Budget (Q2)</th>
<th>Actual Result (Year-to-Date)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Income</td>
<td>1)</td>
<td>39,728</td>
<td>40,318</td>
<td>38,326</td>
</tr>
<tr>
<td>Less: Operating Expenses</td>
<td>66.76%</td>
<td>(39,494)</td>
<td>(40,681)</td>
<td>(26,366)</td>
</tr>
<tr>
<td>Operating Surplus / (Deficit)</td>
<td></td>
<td>234</td>
<td>(363)</td>
<td>11,958</td>
</tr>
</tbody>
</table>

### CAPITAL ACTIVITIES:

#### Net Outlays on Existing Assets

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Original Budget (Full-Year)</th>
<th>Revised Budget (Q2)</th>
<th>Actual Result (Year-to-Date)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Expenditure on Renewal and Replacement of Existing Assets</td>
<td>2) 35.34%</td>
<td>(7,690)</td>
<td>(8,692)</td>
<td>(2,718)</td>
</tr>
<tr>
<td>Add back Depreciation, Amortisation &amp; Impairment</td>
<td></td>
<td>8,032</td>
<td>8,402</td>
<td>6,302</td>
</tr>
<tr>
<td>Add back Proceeds from Sale of Replaced Assets</td>
<td></td>
<td>412</td>
<td>412</td>
<td>159</td>
</tr>
<tr>
<td>Subtotal</td>
<td></td>
<td>754</td>
<td>122</td>
<td>3,743</td>
</tr>
</tbody>
</table>

#### Net Outlays on New and Upgraded Assets

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Original Budget (Full-Year)</th>
<th>Revised Budget (Q2)</th>
<th>Actual Result (Year-to-Date)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Expenditure on New and Upgraded Assets</td>
<td>2) 18.42%</td>
<td>(18,862)</td>
<td>(22,828)</td>
<td>(3,475)</td>
</tr>
<tr>
<td>Add back Amounts Received Specifically for New and Upgraded Assets</td>
<td></td>
<td>8,480</td>
<td>8,687</td>
<td>2,499</td>
</tr>
<tr>
<td>Add back Proceeds from Sale of Surplus Assets</td>
<td>1)</td>
<td>0</td>
<td>0</td>
<td>685</td>
</tr>
<tr>
<td>Subtotal</td>
<td></td>
<td>(10,382)</td>
<td>(14,141)</td>
<td>(291)</td>
</tr>
</tbody>
</table>

#### Net Lending/(Borrowing) for the Financial Year

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Original Budget (Full-Year)</th>
<th>Revised Budget (Q2)</th>
<th>Actual Result (Year-to-Date)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total % Capital Budget Spent</td>
<td></td>
<td>(9,394)</td>
<td>(14,382)</td>
<td>15,410</td>
</tr>
</tbody>
</table>

### Reconciliation for the movement in Net Lending / (Borrowing)

- **Original 2020/21 Full Year Budget Net Lending / (Borrowing)**: (9,394)
- **Carried Forward Budget Adjustments**: Report on Financial Results. Funds were held for these projects in cash and investments at 30 June 2020. (4,636)
- **September 2020 Budget Review**: Funds required for these items will decrease Council’s cash and investments. This amount includes amendments approved at the Council meetings held in June and November 2020. (665)
- **December 2020 Budget Review**: Funds required for these items will increase Council’s cash and investments. 313
- **Full Year Revised Budget - Net Lending / (Borrowing)**: (14,382)

### NOTES

1. Basedow Road Funding $200k and Road to Recovery $245k received in March
2. 2020/21 Capital Expenditure spent to end of March includes:
   - Bridges $90k
   - Bushgardens Sales Area Shed $8k
   - CWMS $134k
   - Depot Mobile Technology $30k
   - Drainage $115k
   - Emergency Water Supply Moculta, Eden Valley, Mt Pleasant $62K
   - Footpaths $50k
   - GIS Project $59k
   - Keil Gardens Tanunda Retaining Wall $100k
   - Land Swap $666k (refer offset in Proceeds Surplus Assets)
   - Mt Pleasant Main Street $9k
   - Nuriootpa Centennial Park Authority Change Rooms $395k
   - Nuriootpa Dog Park $11k
   - Nuriootpa Soccer Infrastructure $24k
   - Nuriootpa Office Solar Panels $101k, Council Chamber Audio Visual System $11k, LED Lighting $11k
   - Playground Equipment $8k
   - Road Resealing $322k
   - Sealed Roads $1,812k
   - Talunga - Reseal Tennis Courts/Drainage $104k
   - The Big Project - Angas Recreation Park Junior Oval, Clubrooms, Cricket Nets, Stormwater $342k
   - The Big Project - Angaston Railway Precinct $196k
   - The Big Project - Barossa Culture Hub $27k
   - The Big Project - Lyndoch Recreation Park Upgrade Lighting, Cricket Nets and Oval Works $576k
   - The Big Project - Stockwell Recreation Park Works $1k
   - The Big Project - Tanunda Recreation Park - Show Hall Upgrade, Sight Screens, Oval Works, Irrigation equipment $43k
   - The Rex - Solar Panels and LED Lighting Replacement, Pool Deck Air Conditioning, Pool Renovations, Disability Change Facility $530k
   - Website Development Project $83k
7.3.1 DEBATE AGENDA – DIRECTOR CORPORATE AND COMMUNITY SERVICES

7.3.1.1 NURIOOTPA WAR MEMORIAL SWIMMING POOL – UPDATE ON CONDITION ASSESSMENT REPORT – FMG ENGINEERING

B11856

PURPOSE

Following provision of an updated condition assessment report, follow up discussions and the Question and Answer session with the FMG Engineering consultant at 7 April 2021 Council Workshop; for Council to consider further assessment of the pool shell condition prior to determining next steps and any future planned asset expenditure.

RECOMMENDATION

That Council:

1. Notes Officers are progressing a scan of the concrete shell of the Nuriootpa War Memorial Pool to assess the current condition of the metal reinforcement with current operational 2020/21 budget and will bring a future report to Council when the outcome of the assessment is available. Updates on timeframe will be provided to Elected Members via email.

2. Notes that Officers will ask FMG Engineering to include supplementary commentary in its Engineering Investigation Report 26 March 2021 on: options for the pool infrastructure associated with the separation of the toddler and main pools; greater detail of balance tank requirements; any impacts arising from the size clarification of the main pool.

3. Requires the Chief Executive Officer to bring a future report to Council regarding pool usage at the Nuriootpa and Williamstown pools during the 2020/21 season.

REPORT

Background

At its meeting on the 16 February 2021 Council resolved that:

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

Introduction

The full report from FMG Engineering dated 26 March 2021 reference 21/28322 was distributed to Elected Members and Nuriootpa War Memorial Pool Working Group (NWMPWG) in readiness for the Workshop on the 7 April 2021. Subsequent to that some minor adjustments and typographical amendments were made by FMG in the current, final version of the report.

Given the detail and breadth of the issues covered by the report, the FMG consultant was asked to attend the April Workshop to answer Elected Members’ questions and clarify any elements of the report. Mayor Lange also invited the NWMPWG representative to ask any additional questions/points of clarification to FMG.

The presented version of the report is provided as Attachment 1.

Discussion

While the intent of the resolution of the 16 February 2021 was to provide full recommendations around the scope of any future works and the 7 April Workshop assisted to inform this consideration process; the particular discussion in relation to the ongoing integrity of the concrete shell of the pool was identified as a pivotal issue in the ongoing sustainability of the pool and material to the cost v benefit of future investment.

FMG clarified that whilst the concrete itself may appear to be sound, the highly corrosive environment of the chlorinated water encroaching over a sustained time through the concrete (particularly via historic leaks) into the steel fabrication/reinforcement in the shell has the potential to trigger a catastrophic failure of the concrete at any given time. Alternatively, the metal reinforcement may be in sound condition and provide comfort for investment in other related works.

A straightforward process of scanning the concrete to interrogate the integrity and current condition of the steelwork is a realistic and cost effective step that has not yet been taken. This will necessitate the immediate draining of the pool, which can be actioned now that the swimming season has concluded.

Other items raised during the discussions that are not fully covered in the existing FMG report are:
- Options for the separate pool infrastructure associated with the separation of the toddler / wading pool.
- Detailed explanation of the requirements relating to the balance tanks for the main pool; why the current balance tank is insufficient (ie it was stated at the Workshop that the current tank is more suited to a pool 25% the size of the Nuriootpa Pool); options for replacement of the balance tank.
- Clear clarification of the size calculations of the main pool vessel.
These matters can be addressed by FMG while the scan assessment is carried out in readiness for a further report to be presented to Council. This may be subsequent to a further Workshop discussion if warranted.

Other matters for update and noting at this point are:
1. The conclusion of the 2020/21 season at the end of March 2021 now enables an assessment of usage statistics to be completed. Officers and Belgravia Leisure are already working on this analysis. Elected Members and the NWMPWG have been provided with the rolling raw data throughout the season but this has not yet been the subject of any formal report or Workshop discussion.
2. While no formal consideration of future expenditure has yet been undertaken given the reasons already documented in this and previous reports, and while no decisions are made a Council Workshops, it is also worth noting that, were Council to commit to repairs and improvements to increase the longevity of the pool, this will alter the basis on which the modelling for the community consultation (approved at the November 2020 Council Meeting) is being developed. The approved consultation tree is provided as Attachment 2.

Summary and Conclusion
- An assessment of the current condition of the reinforcing steelwork to the concrete shell of the pool is a recommended next step pre-empting consideration of other expenditure in relation to the filtration system and potential separation of the 2 pool vessels given the potential for catastrophic failure in the event that the steelwork is compromised.
- The assessment will provide a much greater level of comfort on which Elected Members can base any commitment for expenditure over and above this component.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES
Attachment 1  FMG Engineering – Engineering Investigation Report Ref: 274126- S23014 – 21/28322
Attachment 2  Consultation Tree – Community Consultation Process – 20/65330

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 current residual operating budget to fund the proposed concrete scan estimated by FMG to be in the order of $2,000 ex GST from General Ledger 216-654 and Officers are working with FMG to source suitable contractors to undertake this work. Belgravia is being mobilised to drain the pool as soon as practicable.
Risk Management
The proposed strategy to assess the integrity of the metal reinforcement to the concrete is a risk management approach to the ongoing cost v benefit assessment of ongoing financial investment.

The duration of continued investment in the pool makes it increasingly challenging for officers / consultants to craft a community consultation process that provides clarity to the community about the potential options for consideration. Officers continue to work through this process with Wax Designs and will provide further update to Elected Members.

COMMUNITY CONSULTATION
Not required under legislation and Council Policy specifically in relation to this matter and recommendation but community consultation will take place on the investment in aquatic services and services in Nuriootpa when the survey approach can be finalised.
Engineering investigation report

FMG REF: 274126 – S23014
ISSUE DATE: 26 March 2021
SITE ADDRESS: Nuriootpa Swimming Pool, Lae Road, NURIOOTPA, SA 5355
CLIENT: The Barossa Council
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### Document Status

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1.0 Introduction

1.1 FMG Engineering (FMG) has been engaged by to undertake a visual engineering inspections of the Barossa Council (Council). A site inspection was carried out by Gerald Barrie, Aquatic Engineer at FMG, on 15 January 2021.

1.2 FMG understands that Council would like to understand the current condition of the facility and recommendations for future works. This report currently covers a visual inspection of the pools’ surrounds and the plant room. It also provides advice in relation to future recommended investigation works which were either outside the scope of FMG’s work or could not be conducted at the time of the inspection.

1.3 The extent of FMG’s investigation is limited to the area of concern, namely the pools’ surrounds, plant room and immediate surrounding area. Regions of the site outside of these areas have not been inspected, nor do they form part of this investigation, beyond what FMG deemed necessary. The pool itself has not been inspected for damage in detail.

1.4 FMG has been provided with an email from NWMSWG (Nuriootpa War Memorial Swimming Pool Working Group) with regards to the maintaining the existing system.

1.5 FMG received the following instructions from council

(1) Possibility to switch the valve mechanisms from one (not functioning) filter unit to another and what the pros and cons. Assume not the best solution however we need to have real clarity around whether it can be done. Even if this is a “can we try it and see if it works”, and if it doesn’t, we can undo it type of approach.

(2) Full filter, valve and media replacement – options for total filtration plant replacement and individual ‘proactive’ component replacement

(3) Improve the water flow rate to minimum standard

(4) Improve layout pool plant room to removal manual handling / WHS issues

(5) Re-route pipe work to separate two pool filtration systems

(6) Assessment of Works Methodology to achieve above, taking note of flood wall etc.

(7) Any other recommendations to bring the pool plant room up to standard and increase longevity of systems for say 20 years.

(8) Re-do water loss calculation – isolate between both pools

(9) Review water flow rates – focus on main pool output to plant room as seems to be deteriorating
(10) Review observed need that increasing manual dosing is required to achieve minimum water quality levels and that the toddler pool dosing needs to be higher in order to achieve the correct levels in the main pool. The chemical level gap between the levels of the two pools seems to be increasing this season. Chlorine levels OK, however water clarity difficult to maintain, especially with higher swimmer loads.

(11) Review observation that balance tank/s are undersized resulting in a small threshold of settings and water flows and pressures to ensure water balance across all water storage devices balanced, more difficult to achieve.

(12) Prepare a site infrastructure plan of known, and estimated pipework infrastructure, pool plant and water volumes.

(13) Filters – assess if a change in orientation may assist with inspection / manual handling issues. What is the risk of attempting the move such old infrastructure?

(14) Provide costing of recommendations and suggested phased approach if appropriate

(15) Include associated service/utility/civil implications, risks and costs of the above works i.e.: historic and latent plumbing, electrical, drainage service installations etc.

1.6 An aerial photograph and photographs taken during the inspection are provided in Appendix A. These photographs are referenced in the report as [1], [2], [3] etc.

1.7 Note that several different terms used for the flow of the system:

(1) Turnover rate – Turnover rate is the theoretic period of time it takes to circulate the volume of water in the swimming pool through the filter. This is generally provided in hours, i.e. it takes 6 hours for the total volume water of the pool to cycle through the filter.

(2) Filtration flow rate – The filtration rate is the flow rate that can go through the filter. This is generally expressed in m$^3$/hour for a given filter.

(3) Pump flow rate – This is considered to be the flow rate of the pumps, provided in m$^3$/hour for a given filter.

(4) System flow rate - Note that the filtration rate and flow rate are generally the same, however there are conditions where they are not the same. An example of this is if the filter is undersized for the pump. In this scenario, the system flow rate will be limited to the filtration rate and not the higher pump flow rate. The system flow rate is therefore the lesser of the pump flow rate and the filter flow rate.
2.0 Description of site and pool

2.1 For the purpose of this investigation the front of the subject site is assumed to face north.

2.2 It is understood that the existing 50 m lap pool [2] is approximately 75 years old (constructed shortly after the second world war) and consists of:

- A reinforced concrete pool shell. The pool does not have a lateral construction joint, but only a joint where the wall and floor are connected. This joint is located in the floor, approximately 1 m from the pool wall [3].
- Water is collected in a scum gutter around the perimeter of the pool. FMG is unaware of any floor suction points. Filtered water delivery is generally via a small number of floor inlets.
- The pool sits proud of the concourse and has a painted concrete edge on the outside of the shell.
- The pool has recently (in the last 2 – 3 years) been painted with epoxy as a replacement of the failing pool tiles.
- The signage indicates that the depth varies from 1.4 m to 2.75 m. The deep end is located towards the southern side of the site. However, the NWMSPWG has indicated that the true shallow end depth is 1.06m and the pool then grades to 1.7m at 14m from the deep end of the pool. The pool then steeply deepens to 2.75m. NWMSWPWG have calculated the pool volume at 1,100m³.
- The pool is narrower in the deep end (approximately 10.5 m) and this widens to the shallow end (approximately 18.5 m) [1].
- The balance tank is located towards the northern end of the pool. This tank is much smaller than a typical balance tank for a 50 m pool.

2.3 The site also has a wading pool [4] which consists of:

- A reinforced concrete pool shell.
- Water collection is via a PVC suction pipe with holes drilled into it [5]. The water from this suction pipe is pumped to the 50 m pool [6].
- The pool sits proud of the concourse and has a painted concrete edge on the outside of the shell.
- The pool does not have a dedicated filtration system.
- Has a general depth of 0.3 m.
2.4 The plant room is located towards the north eastern side of the site and consists of:

- Two Regent ISO Spec filtration pumps (100-200-5.5kW_T413).
- Six 1.8 m long, 0.9 m diameter sand filters. These filters are located close to the concrete flood wall and need to be accessed from the rear for sand replacement and maintenance of the internals. No records of sand replacement are available and it is understood that the sand has simply not been replaced as a result. The filters are essentially split into two sets of 3 filters.
- The valves arrangement used for the filters is a ‘plunge valve’ shunt backwash system. These valves are costly and are not typically used for a facility such as this due to the cost and the lack of availability of parts.
- The plant room is largely unchanged from the inspection undertaken in 2015. Therefore, the filtration rate remains unchanged. However, the 2015 report used the signed depth to calculate the volume and as the pool volume is less than the 2015 report, the turnover rate of 4.4 hrs is achievable based on the filters only. However, it is understood that only 4 of the 6 filters can be backwashed currently and as such they are unlikely to be providing any significant filtration. If these filters are ignored from the calculation, then the achievable turnover rate is effectively only 6.7 hrs. The turnover rate I the 2015 report is incorrect if the pool details provided by NWMSPWG is correct.
3.0 Discussion

3.1 This discussion will be structured in order to address the specifics raised by Council in the order raised. FMG will then provide an aggregate recommendation in section 4.0 of this report which will provide more details as appropriate.

3.2 Possibility to switch the valve mechanisms from one (not functioning) filter unit to another and what the pros and cons. Assume not the best solution however we need to have real clarity around whether or not it can be done. Even if this is a “can we try it and see if it works” and if it doesn’t can we undo it type of approach.

(1) FMG see no significant benefit in shifting non-operational the valve from one filter to another [7, 8]. Each filter should be backwashed regularly, every few weeks as required. Whilst the shift will allow the backwashing of a filter which is long overdue, the filter which the valve had been shifted to will quickly become due for a backwash and the benefits of shifting the valve would have faded. In addition, the valve may fail during the shift in such a way which it cannot be re-instated.

(2) An alternative approach could be to replace the failed plunge valve with an adjusted valve system. However, access to the new valves would be difficult due to the current arrangement. Therefore, a full valve manifold replacement for at least one ‘set’ (three filters) of filters would be a better approach. Better again would be to replace the entire manifold. The location of the manifold is still going to be difficult due to the location of the main return point in the plant room. The modification of one filter set would result in two spare plunge valves which would assist with maintenance of the remaining system. However, the operators would then have two different backwash procedures for the site depending on which filter is being backwashed. Therefore, FMG recommend the entire valve manifold is replaced.

(3) Whilst the valve manifold replacement would ‘repair’ the system. FMG is of the opinion that this would have minimal impact on addressing the water quality issues.
3.3 **Full Filter, valve and media replacement – options for total filtration plant replacement and individual ‘proactive’ component replacement**

(1) As mentioned in section 3.2, valve manifold replacement is possible but will not address the water quality issues sufficiently. As mentioned in section 2.4, there are other issues on site which are limiting the flow rate which can be achieved.

(2) Filter media replacement will have a significant impact on water quality but will be difficult on this site due to the location of the filters in relation to the concrete wall behind the filters. The rear access hatch on the filter is also poorly placed for filter media replacement. It is understood that local contractors are confident they will be able to replace the media despite the difficulties noted. It should also be noted that the laterals are possibly damaged due to the age of the filters. FMG is of the opinion that repairs of the laterals will be very difficult without moving the filters.

(3) Chadson filters are still available in a similar size to the existing and therefore they can be replaced as needed.

3.4 **Improve the water flow rate to minimum standard**

(1) The pool currently meets minimum standards if the manifold is repaired and sand replaced.
3.5    **Improve layout pool plant room to removal manual handling / WHS issues**

(1) The filter valve manifold replacement will solve a large portion of the WHS on site. All valves can be made accessible without having to climb over other items.

(2) The solar heating pipework can be re-routed or lifted off the ground in order to remove the trip hazard currently located in front of some chemical storage.

(3) A new eyewash and shower can be installed in the plant room so that should the operator spill chemicals on themselves, they are easily able to rectify the incident.

3.6    **Re-route pipe work to separate two pool filtration systems**

(1) The separation of the wading pool from the lap pool will require a significant investment. FMG would recommend the addition of a new plant room adjacent to the existing in order to accommodate this change. The existing plant room is slightly too small, in the opinion of FMG for the installation of an additional filtration system whilst allowing for the required PPE storage and workspace within the room. The existing suction and delivery pipe penetrations in the floor also limit the ability to re-arrange the room. The hydraulic separation requires the wading pool to have a new balance tank installed, new soiled water collection systems and new filtered water delivery systems. The new plant room should be located adjacent to the existing plant room in order to utilize the existing CO₂ and liquid chlorine storage. However it should be noted that this will result in fairly long suction and delivery lines.

3.7    **Assessment of Works Methodology to achieve above, taking note of flood wall etc.**

(1) The flood wall possesses logistical difficulties with regards to repairs to the existing filters and replacement of the filter media. However, there is no reason why the filters cannot be shifted forward to improve access if a new manifold is installed. When / if the filters are replaced, the access hatch is now located on-top of and towards the front of the filters on the new similarly sized Chadson filter model.

3.8    **Any other recommendations to bring the pool plant room up to standard and increase longevity of systems for say 20 years....**

(1) FMG is of the opinion that in order for the facility to continue operation from say 20 years the following items should be undertaken

   (a) Addressing WHS issues in the plant room

   (b) Replacing all soiled water collection pipework

   (c) Replacing the balance tank for the lap pool

   (d) Hydraulically separating the wading pool from the lap pool and providing new filtration for the wading pool

   (e) Installing a balance tank for the wading pool
(2) Installation of a Myrtha RenovAction system is possible but it is likely cost prohibitive and therefore has not been covered in this report.

3.9 Re-do Water Loss calculation – isolate between both pools
(1) This cannot be undertaken unless the pools are adequately isolated for the test. It is FMG’s understanding that this cannot be done with the current pipework arrangement.

3.10 Review water flow rates – focus on main pool output to plant room as seems to be deteriorating
(1) The cloudiness of the water (poor water quality) is due to filtration quality. Media replacement and valve repair will address the poor quality, but the flow rate cannot be increased without replacing the soiled water collection lines and installing a new balance tank for the lap pool.

3.11 Review observed need that increasing manual dosing is required to achieve minimum water quality levels and that the toddler pool dosing needs to be higher in order to achieve the correct levels in the main pool. The chemical level gap between the levels of the two pools seems to be increasing this season. Chlorine levels OK, however water clarity difficult to maintain, especially with higher swimmer loads.
(1) Assuming the bather loading is comparable to previous years, the increasingly poor quality of the water is primarily related to the need to replace the media and repair of the manifold to allow backwashing to occur. The gap between the two pools could also be a balancing issue related to valves or an indication that the wading pool suction pump needs replacement.

3.12 Review observation that balance tank/s are undersized resulting in a small threshold of settings and water flows and pressures to ensure water balance across all water storage devices balanced, more difficult to achieve.
(1) As noted earlier in this report, a balance tank for a pool of this size should be much larger than the observed size. An indicative minimum recommended balance tank size for a 50m pool is the width of the pool x 2.5m wide x 2m deep. This allows for large filters to be installed and allows for some capture of rainwater before overflowing and allows for freeboard for displacement of water when patrons enter the pool.

3.13 Prepare a site infrastructure plan of known, and estimated pipework infrastructure, pool plant and water volumes.
(1) This cannot be undertaken without undertaking potholing for services to confirm the sizes and location of pipes on site. Council likely has original plans for the pool filed somewhere which FMG does not have access to. Currently the general arrangement, as understood is as
per the sketch below. This is not intended to show the location of the pipes but rather the general arrangement of flow.

Figure 1 – Pipework schematic estimation

3.14 **Filters – assess if a change in orientation may assist with inspection / manual handling issues. What is the risk of attempting the move such old infrastructure?**

(1) The filters could be moved off the back wall in conjunction with providing a new manifold system. FMG foresee minimal issues related to shifting the filters forward and in fact believe shifting the filters would be required to repair any laterals which may be damaged.

3.15 **Provide costing of recommendations and suggested phased approach if appropriate**

(1) Costings are provided in section 5 as provided by contractors.

(2) The project can be split into the following (in order of priority). These will be discussed in more detail in section 4.0 of this report.

(a) addressing WHS concerns and the manifold upgrade & media replacement

(b) Hydraulic separation of the wading pool

(c) in-ground works
(3) In ground works can be undertaken with minimal adjustments in the plant room. Hydraulic separation of the wading pool will require the in-groundwork to have been completed. Addressing the WHS concerns and the manifold upgrade & media replacement is independent to all other works.

3.16 Include associated service / utility / civil implications, risks and costs of the above works i.e.: historic and latent plumbing, electrical, drainage service installations etc.

(1) The in-ground services upgrade is going to have significant impacts on the concourse around the pool as most of it will need to be removed in order to facilitate the works. This will therefore affect the drainage infrastructure on site. FMG is of the opinion that the drainage of the concourse should also be replaced as part of the works in order to mitigate issues on site.

3.17 The age of the pool is a concern. At 75 years old, the design life of the structure has already been exceeded. This should be considered whenever undertaking any significant work on the facility. Pools in particular have limited life expectancies. The reinforced concrete inevitably cracks, and chlorinated water comes in contact with the steel reinforcement. This then causes the steel to corrode which compromises the structure. Access to the pipework in the floor is also difficult should a crack occur in the pipework below the pool. A Myrtha RenovAction (or Astralpool’s Skypool product as an alternative) system may be applicable and most cost-effective way to extend the life of the pool and upgrade the appearance of the pool. However, the ability to install this system needs to be made before the pool deteriorates to the point where this system is no longer more cost effective than replacing the pool. Whilst there is no hard cut-off period when this time occurs, the more time that passes, the more it will cost to repair such that it is suitable for the installation of this system. The installation of this system is expected to significantly extend the life of the pool. FMG estimate an increase expected life of 35+ years with sufficient repairs and installation of the system. The system will also modernise the pool shell significantly.

3.18 The filtration upgrades to the wading pool can easily be re-purposed to a splash pad at a later date should the wading pool be replaced.
4.0 Recommendations

4.1 FMG is of the opinion that addressing the WHS concerns and replacing the media and replacing a set of manifolds is the minimum work required on site to maintain the facility in any way. These two items are linked as the existing manifold is part of the WHS concerns. However, this will not address the turnover rate not achieving the minimum rate required by SA Health or the separation of the wading pool from the main pool. Whilst FMG expects that this would improve the water quality by replacing the filtration media, FMG does not expect that it would solve the issue entirely. As noted in the email from NWMSWPWG, over time the sand filter media become less efficient at filtering the water. FMG recommend replacing the media every 5-8 years. The list below is intended to be a summary of the items to be undertaken by a contractor for this element of the work;

1. Demolition and removal of the existing filter manifold.
2. Empty filters of sand filter media and dispose of media.
3. Demolition of the trip hazard to the south of the filters for re-routing of solar heating pipework.
4. Shift the filters forward as much as possible and install a ‘shunt’ valve manifold or 5 valve manifold system for all filters. The valve manifold is to be in-line with the delivery line in the floor. All valves are to be located on the face of the manifold or accessible within reach from the front. This will require the manifold to be offset from the filter pipe entrances due to the small size of the filters. The delivery pipe from the pump to the manifold shall be elevated to eliminate the potential trip hazard.
5. Replace the filter media with glass media.
6. Re-rout solar heating pipework so that it is not in the path of any travel.
7. Re-commission chemical injection in new pipework.
8. Label and paint pipework in accordance with Royal Life Saver requirements.
9. Provide a new backwash procedure and training for staff.

4.2 The hydraulic separation of the wading pool is highly recommended to ensure faecal incidents do not impact the operation of the 50 m pool. It is also recommended as the patrons of the wading pool are both the most sensitive to poor water quality and most likely to cause poor water quality.

1. Install a new dedicated balance tank. The balance tank shall be a minimum of 15m³ and shall include level sensors as required.
(2) Modify one side of the pool to have a soiled water collection gutter as a replacement for the suction pipe currently installed. The new filtration system will have a significantly faster turnover rate than the existing pump provides and as a result a suction pipe is not appropriate.

(3) Construct a new plant room adjacent to the existing plant room.

(4) Undertake trenching and pipe laying work as required between the pool, balance tank and plant room. It is intended that the pipework is located around the outer perimeter of the 50m pool in order to prevent demolition of the existing services or concourse.

(5) The new filtration system shall have a minimum of 2 No. 1.2m diameter sand filters with a minimum media bed depth of 1m. Filtration media shall be glass media filtration.

(6) Provide a dedicated chemical testing and dosing system.

(7) Install safety equipment such as safety eyewash and shower as required.

(8) Label and paint pipework in accordance with Royal Life Saver requirements.

(9) Provide an operation and maintenance manual.

(10) Provide training to staff.

4.3 The recommended in-ground works is not considered as essential for continued operation, but would be required to increase the flow rate of the existing lap pool and therefore address water quality concerns in a greater capacity. This will require a greater level of design than is provided in this report.

(1) Demolition and removal of reinforced concrete concourse down two sides of the 50m pool and at the deep end of the 50m pool.

(2) Demolition and removal of any effected stormwater systems.

(3) Installation of a new balance tank at the deep end of the pool. The new tank shall have a minimum effective water volume of 50m$^3$. The underside of the balance tank lid shall be located higher than water level.

(4) Installation of new soiled water / suction pipework as required. Due to the nature of the existing pool, existing suction points at low height are likely in the wall. These are to be maintained. New scum gutter penetrations will be required. Number of penetrations to be confirmed by the designer of the system.

(5) Installation of two new leave catcher pits and screens. The top of the catcher pits shall be located higher than water level.

(6) Re-instatement of stormwater collection systems

(7) Re-instatement of reinforced concourse.
5.0 Indicative costing

5.1 FMG have been in consultation with South Pacific Pools as well as the manufacturers of the existing type of filters and valves who have provided the indicative costing for alterations to the plant room. Note that these costs do not include GST. And are indicative in nature. Further detailed design and analysis will have to be considered to provide the contractor with specific details to inform their final cost.

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<tr>
<th>Item</th>
<th>Item Detail</th>
<th>Indicative cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pump replacements</td>
<td>Replace pumps</td>
<td>$15,000 each</td>
</tr>
<tr>
<td><strong>Valve replacement</strong></td>
<td>Like for like valve replacement</td>
<td>$30,000 to replace all valves to all filters</td>
</tr>
<tr>
<td><strong>OR</strong></td>
<td>5-valve manifold</td>
<td>$40,000 to replace all valves to all filters</td>
</tr>
<tr>
<td><strong>Plant room reconfiguration</strong></td>
<td>Reconfigure plant room for better access</td>
<td>$10,000</td>
</tr>
<tr>
<td><strong>Filter replacement / augmentation</strong></td>
<td>Filter replacement including five valve manifold</td>
<td>$120,000 to install filters and associated manifolds</td>
</tr>
<tr>
<td><strong>OR</strong></td>
<td>Add additional like for like filter with valve and sand media</td>
<td>$20,000 for additional filter and associated valves.</td>
</tr>
<tr>
<td><strong>Plant room for hydraulic separation for toddler pool</strong></td>
<td>Plant room including filters, pumps and sundry equipment required for toddler pool</td>
<td>$200,000</td>
</tr>
<tr>
<td><strong>Renovation</strong></td>
<td>Myrtha or Skypool renovation</td>
<td>$600,000</td>
</tr>
</tbody>
</table>
Appendix A
Photographs

Photograph 2 – Photo taken looking north towards shallow end.
Photograph 3 – Example of construction joint in pool floor.

Photograph 4 – Toddler pool.
Suction pipe in wading pool

Photograph 5 – Perforated collection pipe

Pump location
Collection from toddler pool
Discharge from wading pool

Photograph 6 – Perforated collection pipe
Photograph 7 – 6 off filters

Photograph 8 – Back of filters

Valve not working

No access behind filters for filter media replacement
WHY?
COUNCIL HAS RESOLVED TO EXPLORE OPPORTUNITIES FOR PROVIDING ‘EMERGING’ AQUATIC FACILITIES. CONSULTATION WILL HELP INFORM THAT PROCESS.
COUNCIL HAS ALSO RESOLVED TO CONSULT ON FUTURE AQUATIC NEEDS IN NURIOOTPA.

QUESTION 1
What aquatic facilities do you consider are needed in Nuriootpa?

CURRENT FACILITY
i.e. Nuriootpa War Memorial Pool?

QUESTION 2
Maintain at the current level of service?

YES

NO

WHY?

QUESTION 4
An alternative aquatic facility at a different location?

YES

NO

Council will continue to invest in remaining existing aquatic facilities
REX – 2 x indoor pools
Williamstown – 30m outdoor pool

QUESTION 5
What type of facility would you want to see?

1. Traditional – i.e. pool for outdoor swimming basic play options
2. Emerging – i.e. water play, zero depth style facility
3. Mixed – Traditional swim and emerging water play

Question 6
How would you like to see the current pool / memorial site repurposed?
7.3.2 DEBATE AGENDA - MANAGER COMMUNITY PROJECTS

7.3.2.1 DOG PARKS - FINAL FUNDING ALLOCATION

PURPOSE
To provide a summary of the project costs to date and for Council to determine the final funding allocation.

RECOMMENDATION
That Council:

1. Notes the expenditure to date for the Nuriootpa Dog Park of $52,085.13 ex GST and Williamstown Dog Park of $58,591.83 ex GST.

2. Notes that there is a budget balance of $6,973.05 ex GST remaining for expenditure at the Nuriootpa Dog Park.

REPORT

Background
At the meeting 20 August 2020, Council resolved

MOVED Cr Wiese-Smith that Council:

1. Notes the expenditure to date of $41,096 ex GST at the Nuriootpa Dog Park and $55,061 ex GST at the Williamstown Dog Park.

2. Notes that there is a balance of $21,084 ex GST remaining of the $62,470 ex GST budget for the Nuriootpa Dog Park and $409 ex GST remaining of the $55,470 ex GST budget for the Williamstown Dog Park.

3. Approves that allocation and expenditure of the remaining funds for each dog park be agreed with the Friends of the Barossa Dog Parks and Williamstown Action Group and taking into account the priorities identified in the concept plan developed by the Friends Group.

4. Notes the potential for additional funding for the Nuriootpa Dog Park to be provided by the Rotary Barossa group and that Officers will work with that group and the Friends of the Barossa Dog Parks to agree the allocation of that funding if it eventuates.

Seconded Cr Haebich

CARRIED 2018-22/221

Cr Wiese-Smith asked the question of Mrs Joanne Thomas, Director Corporate and Community Services, if Council has consulted with the Williamstown Action Group and Mrs Thomas took the question on notice.

Cr Wiese-Smith asked that Council engage with the Williamstown Action Group and that a report be brought back to Council to confirm the allocation of remaining funds.
**Discussion**
The following project financial summary is provided:

**Total budget:**

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Government Open Space Grant</td>
<td>$100,000</td>
</tr>
<tr>
<td>Council Contribution – Dec 2018</td>
<td>$10,940</td>
</tr>
<tr>
<td>Council Contribution – June 2018 for Nuriootpa</td>
<td>$7,000</td>
</tr>
</tbody>
</table>

**Total Project Budget** $117,940

<table>
<thead>
<tr>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nuriootpa</td>
<td>$62,470</td>
</tr>
<tr>
<td>Williamstown</td>
<td>$55,470</td>
</tr>
</tbody>
</table>

At 20 August 2020, the remaining funds available for the two parks was $21,493 ex GST. Since that time, the following has been implemented.

**Nuriootpa**

As well as Council expenditure below, the Friends of Barossa Dog Parks group (Nuriootpa) have supplied two donated fibreglass pipes as tunnels. Council’s depot team have installed them.

<table>
<thead>
<tr>
<th>Date</th>
<th>Item</th>
<th>Cost $ ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>10/11/2020</td>
<td>Sign</td>
<td>67.80</td>
</tr>
<tr>
<td>23/10/2020</td>
<td>Landscaping and plants</td>
<td>2,181.82</td>
</tr>
<tr>
<td>23/10/2020</td>
<td>Bottom level pathway</td>
<td>2,763.64</td>
</tr>
<tr>
<td>23/10/2020</td>
<td>Top Level Pathway</td>
<td>2,200.00</td>
</tr>
<tr>
<td>5/11/2020</td>
<td>Picnic Table Setting + Freight</td>
<td>2,171.00</td>
</tr>
<tr>
<td>21/01/2021</td>
<td>Fence Repair</td>
<td>580.00</td>
</tr>
<tr>
<td></td>
<td>Incidents and wages</td>
<td>1,024.87</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL</strong></td>
<td><strong>$10,989.13</strong></td>
</tr>
</tbody>
</table>

To 20/8/2020 Expended up to date of last report

<table>
<thead>
<tr>
<th>Date</th>
<th>Item</th>
<th>Cost $ ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>15/12/2020</td>
<td>Picnic Table Setting + Freight</td>
<td>2,171.00</td>
</tr>
<tr>
<td>15/12/2020</td>
<td>7 tonne gravel / sand mix</td>
<td>334.96</td>
</tr>
<tr>
<td></td>
<td>Incidents and wages</td>
<td>1,024.87</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL</strong></td>
<td><strong>$3,530.83</strong></td>
</tr>
</tbody>
</table>

This means that the total expenditure to date is $10,384.87 under the original allocated budget.

**Williamstown**

<table>
<thead>
<tr>
<th>Date</th>
<th>Item</th>
<th>Cost $ ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>15/12/2020</td>
<td>Picnic Table Setting + Freight</td>
<td>2,171.00</td>
</tr>
<tr>
<td></td>
<td>Incidentals and wages</td>
<td>1,024.87</td>
</tr>
<tr>
<td></td>
<td><strong>TOTAL</strong></td>
<td><strong>$3,595.87</strong></td>
</tr>
</tbody>
</table>

To 20/8/2020 Expended up to date of last report

<table>
<thead>
<tr>
<th>Date</th>
<th>Item</th>
<th>Cost $ ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Overall Total</td>
<td>$58,591.83</td>
</tr>
</tbody>
</table>

The remaining funds available is $6,973.05 ex GST.

The Nuriootpa group have expressed interest in purchasing sealant, paints, rollers and rubber edging to complete the tunnels. (Estimated $500) They would also like to continue to work toward a shelter (Estimated $10,000; however pre-COVID there was interest from the Barossa Valley Rotary Club to work with the group to achieve this) and noticeboard; however it is noted that it is difficult to have a dynamic sign that is
not weather proof. Officers have recommended that the group continue to use their facebook social media page that has good following.

The Williamstown Action Group have now had an opportunity to finalise their requests for additional funding which has taken some months and in the meantime the commitments for work to date have gone ahead and it is noted that their expenditure to date of $58,591.83 has already exceeded the allocated budget of $55,470 ex GST.

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supply and installation of pipes for tunnels with ramped ground for run up and over</td>
<td>$1,800</td>
</tr>
<tr>
<td>Container for equipment storage (The Nuriootpa Group donated theirs)</td>
<td>$100 estimate</td>
</tr>
<tr>
<td>Additional signage (a directional sign has already been installed on the corner of Queen and Victoria streets.</td>
<td>$600 estimate</td>
</tr>
<tr>
<td>Dog agility equipment; hoop, weaving poles and hurdles and delivery</td>
<td>$2,180</td>
</tr>
<tr>
<td>Installation of agility equipment by depot</td>
<td>$1,800</td>
</tr>
<tr>
<td><strong>TOTAL REQUEST</strong></td>
<td><strong>$6,480</strong></td>
</tr>
</tbody>
</table>

**Conclusion**

It was requested that the final funding for the dog parks be brought back to Council. This report provides the final figures, expenditure to date and group requests.

Based on the figures available, it is recommended that the remaining $6,973.05 be allocated to the Nuriootpa dog park making a total expenditure of $59,058.18 and noting that this is $3,411.82 under the original allocated budget. It is suggested that this could be allocated towards the requested shelter with further collaboration and contribution being explored with the Rotary Club.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

None

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

Community Plan

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

Legislative Requirements
Local Government Act 1999

**FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS**

**Financial**

As detailed earlier in the report.
Resource
Should Council support further improvements at either park, this will require additional officer time to be allocated to assist the Group and manage any contractors and volunteer activity.

Risk Management
The 19 March 2019 report 7.3.2.3 raised the following (note, escalation on these costs will now be around a 5% increase):

“Advice from Council’s engineers, is that the car park area on Penrice Road will require monitoring over time for wear and tear. An increased use could contribute to the unsealed verge pot holing and ponding water and Council should then consider a consistent approach of sealing the verge as with other similar uses or applications. The scope of work would be approximately 75m of Penrice Road side seal extension to a width of approximately 3m, including formation of base course and hot mix wearing course. A row of bollards (or even kerbing) would be required to separate the car parking from the reserve park.

Indicative costs would include:
- Pavement extension works $20,000
- Sealing of pavement $7,000
- (Kerbing woks, if required $13,000)
- Set out of works $1,000
- Traffic control $1,000
Total (including kerbing works) = $42,000 ex GST.

There is no capacity to fund this from existing budgets and it is noted that should the need eventuate, this amount represents a 42% increase of the total project spend, or a 84% increase of the northern dog park.”

Officers note a customer request recently received highlighting concern regarding the ongoing condition of the grass verge due to additional car parking in the area. There is some concern that the condition of this area may deteriorate over the winter season. Should this eventuate, a further report will be brought back to Council for consideration.

Community Consultation
The outcome of the further requests arise from interested community members via the Friends of The Barossa Dog Parks and Williamstown Action Group. No further public consultation has been required by Council’s Public Consultation Policy.
7.4.1 DEBATE AGENDA – DIRECTOR WORKS AND ENGINEERING SERVICES

7.4.1.1
ROAD AND BRIDGE LOAD LIMITS - PENRICE ROAD, NURIOOTPA; LIGHT PASS ROAD, LIGHT PASS AND PIPELINE ROAD, STOCKWELL
B1513 – 21/30826

Author: Manager Engineering Services

PURPOSE
In 2008 a number of load limit interventions were implemented on bridge and road infrastructure to control the through movement of trucks through the Nuriootpa and Light Pass Townships. These are required to be amended to ensure compliant access for the intended vehicles.

RECOMMENDATION
That the following road and bridge traffic management interventions be implemented:

(1) The following roads be added to the Valley Floor “No Trucks” Zone:
   a. Penrice Road, between Research Road and Murray Street,
   b. Pipeline Road, between Stockwell Road and Sturt Highway,
   c. Light Pass Road, between Penrice Road and Pipeline Road, and

(2) The 5 Tonne Load Limit on Penrice Road, Nuriootpa, be removed, and

(3) The 10 Tonne Load Limit on Pipeline Road, Stockwell, be removed, and

(4) The bridge load limit on the Penrice Road Bridge (B63) over the North Para River be amended to a 25 Tonne Load Limit, in accordance with the WSP Bridge Audit Report load capacity review.

REPORT
Background
At the November 2008 meeting of The Barossa Council, a report was tabled to consider “strategies to restrict some of the freight traffic that is moving through some of the major townships and continuing to adopt asset management practises, it is suggested that an investigation and implementation of load limits be undertaken on specific sections of road.”
At this meeting, it was resolved that:

- "Pursuant to the provisions of Section 359 of the Local Government Act 1934, Council resolved to exclude vehicles of the class specified below, from that portion of Penrice Street, Nuriootpa, between Research Road intersection and Murray Street intersection: All vehicles with a GVM greater than 5 tonne, with the exception of Passenger Transport Vehicles and Emergency Services Vehicles."

- Pursuant to the provisions of Section 359 of the Local Government Act 1934, Council resolves to exclude vehicles of the class specified below, from that portion of Pipeline Road, between Light Pass Road intersection and Sturt Highway intersection: All vehicles with a GVM greater than 10 tonne, with the exception of Passenger Transport Vehicles and Emergency Services Vehicles.

- Other possible load limits be investigated and a further report be provided to Council for consideration."

**Introduction**

Since 2008, concerns have arisen in terms of compliant legal access for the intended vehicles. The use of Load Limits to limit truck movements has unintended issues, for example, the “Gross Load Limit 5 Tonne” signage placed on Penrice Road used in conjunction with “Emergency vehicles and passenger vehicles excepted” signage is contradictory, in that passenger vehicles, such as buses and emergency vehicles, such as fire trucks, have a nominal gross mass greater than 5 tonnes. In accordance with the Australian Road Rules, load limit restrictions are not allowed to be exceeded under any circumstances and therefore legal access for buses and trucks with a gross mass of more than 5 tonnes is not provided.

**Discussion**

Council maintenance operations vehicles and waste trucks would significantly benefit from being able to access Nuriootpa Township via Penrice Road and the Penrice Road Bridge (B63), but are unable to legally do so due to the 5 tonne load limit. Notwithstanding, public buses currently use Penrice Road and the Penrice Road bridge to access local primary and secondary schools. In the same way, access for delivery truck vehicles to Light Pass Road via Pipeline Road is required to be legally compliant.

In February 2021, Council engaged WSP Consulting Engineers to assess the actual load capacity of the Penrice Road Bridge. After assessment of all available information, the load rating of the bridge was conservatively calculated to be 25 tonnes. A 25 tonne Load Limit would allow safe passage of non-articulated rigid vehicles, including buses, 3-axle waste trucks and fire vehicles. This would not include semitrailers, which generally have a gross mass of more than 25 tonnes.

The use of road and bridge load limits does not adequately achieve what was intended by the 2008 Council motion, being the restriction of heavy vehicles through the townships of Nuriootpa and Light Pass. This would better be achieved by a more specific and legally compliant “No Trucks” zone, as subsequently implemented on other adjacent roads.

The Barossa Council approved implementation of a “No Trucks” zone across the valley Floor at the Council meeting held 16 June 2009 (HPE 09/20605), including the following Roads:

- Penrice Road, between Light Pass Road and Research Road.
- Research Road, between Penrice Road and Sturt Highway.
- Kalimna Road, between Stockwell Road and Murray Street.
- Willows Road, between Stockwell Road and Sturt Highway.

Trucks that have an end destination point of delivery or pick-up within the “No Trucks” zone are still able to access the roads as per the gazetted conditions.

**Summary and Conclusion**

With consideration to the above information, the following recommendations are considered warranted to enable appropriately sized trucks, buses and larger vehicles to legally access the Nuriootpa and Light Pass Townships.

1. Add the following roads to the existing Valley Floor “No Trucks” Zone:
   a. Penrice Road, between Research Road and Murray Street
   b. Pipeline Road, between Stockwell Road and Sturt Highway
   c. Light Pass Road, between Penrice Road and Pipeline Road

2. Remove the road 5 Tonne Load Limit on Penrice Road, Nuriootpa.

3. Remove the road 10 Tonne Load Limit on Pipeline Road, Stockwell.

4. Revise the bridge load limit on the Penrice Road Bridge (B63) over the North Para River to a 25 Tonne Load Limit, in accordance with the WSP Bridge Audit Report load capacity review.

Pursuant to the provisions of the Local Government Act 1999, a Council resolution is required to implement these traffic management interventions.

The existing 20 Tonne Load Limit on the Light Pass Road Bridge (B62) over the North Para River is to be retained without change.

Appropriate warning signage will be placed on approach roads for the above traffic management and load limits in compliance with the relevant Australian Standards.

**ATTRACTIONS OR OTHER SUPPORTING REFERENCES**

Attachment 1 – General Locality Plan

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

- Community Plan
  - Infrastructure
    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.

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

Legislative Requirements
Local Government Act 1999
Road Traffic Act 1961 - Australian Road Rules.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
The proposed recommendations will provide legal access for current and proposed desirable truck and bus vehicle movements.

COMMUNITY CONSULTATION
Nil
7.4.1 DEBATE AGENDA – DIRECTOR WORKS AND ENGINEERING SERVICES

7.4.1.2 REQUEST TO SEAL – GNADENBERG ROAD
B11740 – 21/30655

Author: Manager Engineering Services

PURPOSE
A letter has been received requesting the sealing of a section of Gnadenberg Road, Moculta, in front of 33 Gnadenberg Road.

RECOMMENDATION
That Council consider the sealing upgrade of a 180 to 300 metre section of Gnadenberg Road to be not warranted.

REPORT

Background
A letter has been received from Melissa and Peter Raymond by Council’s Manager Engineering Services, dated 2 March 2021, requesting the sealing upgrade of a section of unsealed road in front of their property at 33 Gnadenberg Road, Moculta. Refer to letter attached (P21/20637)

A previous request was received from the same property owners in February 2010 with the request for sealing of the same section of Gnadenberg Road. Council staff responded at the time advising that, with consideration to Council’s long term financial and asset management plans, the sealing of this short section of road was not warranted.

Discussion
The section of Gnadenberg Road requested for upgrade is located entirely within a Primary Production Zone. The road connects the Gruenberg locality to Keyneton Road and the Keyneton Township further on, with less than 10 residential properties accessing the road.

Council’s Infrastructure Asset Management Plan (IAMP) records Gnadenberg Road, between Lindsay Park Road and Hutton Vale Road, as a Rural Unsealed road and is classified as a Class 3: Local Access road with Low Social Importance, No Commercial Importance and Low Tourist Importance.
The section of Gnadenberg Road requested to be sealed is nominally 180 to 300 metres. Refer to General Locality Plan attached.

The scope of works to upgrade the road from an unsealed to sealed road surface will include reshaping and formation with compacted rubble road pavement base course, construction of a 2 coat spray seal surface and placement of signage and line marking as required. A preliminary construction budget cost was estimated to be between $60,000 and $80,000, depending on the proposed final distance.

In the correspondence, the property owner has offered to contribute nominally $4,000 to $5,000 towards the sealing costs.

Council understands that the sealing of this short road section of road has specific individual property owner benefit rather than wider community connectivity benefit. Council does not currently have an approved road upgrade plan for increasing the Level of Service of existing unsealed road assets to a higher level of service.

Council’s Infrastructure Asset management Plan (IAMP) has allocated Gnadenberg Road a Class 5 Unsealed Local Access road Level of Service, with 2 grades planned per year to maintain the Level of Service. The actual grading interventions required to maintain the road surface were 2 full grades in 2018 and 2019 and 1 full grade in the past 2020/21 twelve month period so far.

Traffic counts performed in March 2021 recorded a weekly average daily traffic count of 36 vehicles per day on Gnadenberg Road between Lindsay Park Road and Hutton Vale Road, of which approximately 45% were commercial vehicles. This is considered a very low number of vehicles per day for an unsealed road. There have been no recorded vehicle crashes on Gnadenberg Road in the past 10 years.

For information, the property owner has previously enquired about the possibility of establishing a cellar door at the 33 Gnadenberg Road premises through Council planners, but no formal application has been received to date.

**Summary and Conclusion**

With consideration to Council’s Infrastructure Asset Management Plan (IAMP), Long Term Financial Plan and good engineering practice guidelines, the sealing of short sections of unsealed roads, in this specific case Gnadenberg Road, is not warranted.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

Attachment 1 – Letter to Council from Melissa & Peter Raymond, dated 2 March 2021
Attachment 2 – General Layout 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 budget cost estimate for the construction of the proposed section of road upgrade is expected to be in the order of $60,000 to 80,000.

**COMMUNITY CONSULTATION**
Nil.
2nd March 2021

Barossa Council

Attention: Steven Kaesler Manager Engineering Services

Reference: CR104341

Dear Steve,

I am writing to request an upgrade of the road surface in front of our home located at **33 Gnadenberg Road, Moculta SA 5353**. This historical stone building was built by the Schilling family in 1856 and was home to them for over 120 years. The building resides approximately 20 metres from the roadway and is unsealed. Traffic moving through Gnadenberg road consist of general every day vehicles with regular passes of tractors and trucks to service the local dairies and other agricultural farms. Gnadenberg Road is also famously known for the Henschke ‘Hill of Grace’ vineyard and the cellar door is located a short drive from the end of Gnadenberg road. Over the last 13 years of living here, we have noticed a significant increase in traffic but cannot confirm if this is due to the must desired tourism destination – Henschke.

I believe the speed limit is designated at 80 kilometres but as Gnadenberg road is set on a declining landscape depending which direction you are travelling (east/west), allows drivers to gather a reasonable speed when passing.

Please see attached image and video footage to show an example.

The dust has always been a nuisance and over the years our health has suffered considerably. At the age of 10, my daughter required surgery to relieve uncontrollable nose bleeds and heavy coughing fits due to irritants such as dust. Our family of four all suffer from similar issues and myself regular migraines which the doctor has advised us all to reduce contributing factors where possible.

Rain water is our only form of water and is collected via various tanks for personal use. I have planted shrubs and trees to reduce the dust nuisance which has required a considerable amount of water to enable growth and unfortunately does not stop the dust particles in the air landing on the house/shed roof areas. Water pumps often block with dust particles forming a mud slurry at the bottom of the tanks and also requires additional expense to maintain clean drinking water.

Household laundry often needs to be dried inside or via a machine dryer to limit the collection of dust on our personal items. We have established a vineyard which the roadway forms a thick layer of dust over the vineyard and in particular the grape bunches which downgrades the fruit quality (mog) when inspected at harvest time.

We have made a home here, established a vineyard, restored a building with regional and historical significance and become part of the community. We love our home on Gnadenberg road and we are desperately seeking the Barossa Council to assist us with sealing the roadway. We are good Barossa citizens and maintain our land and roadway area to a high standard.
As mentioned we are willing to contribute financially to a guestimate amount of $4000 - $5000. We are unsure of what financial amount you would like us to contribute and stretch of road you may cover. The figure we have offered is from conversation with council in 2009 requesting the road to be sealed and from memory the amount was between $3000 – 4000.

The stretch of the unsealed road covers a 300 metre area and although the home and outdoor area covers approximately 180 metres, the entire 300 metre area from the roadway is effected by the settling dust.

I hope this information is what you and your council members require to make a decision and if there is anything further I can add to enable a sealed roadway to be implemented I encourage you to reply at your earliest convenience.

Best Regards,

Melissa & Peter Raymond
COUNCIL

WORKS AND ENGINEERING SERVICES

DIRECTOR’S REPORT

20 APRIL 2021

7.4.1 DEBATE AGENDA – DIRECTOR WORKS AND ENGINEERING SERVICES

7.4.1.3
KROEMER CROSSING ROUNDBOUT – BUDGET ADJUSTMENT

B9872 21/27394

Author: Manager Engineering Services

PURPOSE

Council approval is sought to approve a budget adjustment for the Kroemer Crossing Roundabout landscaping project, funded entirely from additional funds received from Department Infrastructure and Transport (DIT).

RECOMMENDATION

That Council approve a budget adjustment increase of $86,477 for the Kroemer Crossing Roundabout landscaping project, to be fully funded from a $20,000 contribution and a reimbursement of $66,477 received from the Department Infrastructure and Transport.

REPORT

The DIT have recently completed the six million dollar Kroemer Crossing Roundabout project, which included construction of a single lane roundabout at the 5 road junction to accommodate vehicles up to 26m long, stormwater drainage upgrade, an extension of the shared path and pedestrian refuges.

The project was jointly funded by the Australian and South Australian Governments, The Barossa Council and Pernod Ricard Winemakers Pty Ltd.

Council has received an updated Section 26(7) Notice from DIT dated 15 September 2020, under the Highways Act 1926, for Council to assume responsibility for the ongoing maintenance of the centre of the Kroemer Crossing roundabout and large median island adjacent Vine Vale Road.

Council has also received a $20,000 contribution from DIT, specifically for landscaping works at the roundabout, and a reimbursement of $66,477, as a share of construction cost savings – making a total of $86,477 received by Council.

In terms of the landscaping works associated with the roundabout, a number of concepts and budget cost estimates are being considered by Council staff and local community interest groups.
In August 2020, Council engaged LCS Landscapes to formulate a concept landscaping master plan for the roundabout precinct with projected construction cost estimated to be between $256,522 and $398,390, which remains unbudgeted.

Council staff also produced a more basic landscaping design, which has been actioned for construction and includes restoration and replanting of road side vegetation, restoration of the north and south rose hedge alignments to the roundabout, removal of various redundant infrastructure, and future connectivity of path networks to Menge Road.

Further, the Director Works and Engineering Services has been approached by a group of enthusiastic Tanunda volunteers with several ideas for the roundabout that will require review for feasibility and costing.

It is therefore proposed that Council Staff will work with all interested community members to produce a roundabout landscaping design that can be constructed and completed within the proposed adjusted budget of $86,477, to be fully funded from the recently received DIT contribution and reimbursement amounts.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

Nil

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

Community 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 contribution and reimbursement have both been invoiced to DIT and payment has been received. Council are required to endorse the budget adjustment increase prior to expenditure.

**COMMUNITY CONSULTATION**

Council Staff will work with all interested community members to produce a roundabout landscaping design, which will in turn be presented to the community for feedback via Councils’ Public Consultation Policy.
7.4.1 DEBATE AGENDA – DIRECTOR WORKS AND ENGINEERING SERVICES

7.4.1.4 2021 BAROSSA MARATHON FESTIVAL – ROAD CLOSURE REQUEST
B11739 – 21/27259

Author: Manager Engineering Services

PURPOSE
A request has been received from the South Australian Road Runners Club Inc (SARRC) as organisers of the 2021 Barossa Marathon Festival for the closure of a number of roads in Tanunda for the staging of the 2021 Barossa Marathon, to be held on Sunday 30 May 2021.

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

- Magnolia Road, Tanunda between Neldner Road and Research Road,
- Research Road, Tanunda between Magnolia Road and Angaston Road,
- Nuraip Road, Nuriootpa between Research Road and Light Pass Road,
- Light Pass Road, Light Pass between Nuraip Road and Penrice Road,
- Penrice Road, Light Pass between Stockwell Road and Research Road,
- Research Road, Nuriootpa between Penrice Road and Angaston Road

on Sunday 30 May 2021 between 6.30am and 3.00pm for the purpose of the 2021 Barossa Marathon Festival.

REPORT
Discussion
The Barossa Marathon Festival is a walking and running event incorporating 42.2km, 21.1km, 10km and 5km events, the first event was held in 2012. The 2021 event will be starting and finishing at Faith Lutheran College Magnolia Road, Tanunda.

ForMile Events have been engaged by SARRC to prepare the event Traffic Management Plan and to also coordinate the implementation and monitoring of the road closures on race day.

Elected Members are advised that an approved road closure can be reopened earlier than approved but cannot remain in place later than approved i.e. the organisers have the flexibility to open up roads early if the runners are complete.
Summary and Conclusion
The proposed road closure is pursuant to Section 33 of the Road Traffic Act 1961.

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

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Health and Wellbeing

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 to advertise and implement the road closure is to be met by SARCC as the organisers.

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

COMMUNITY CONSULTATION
The community will be advised of the proposal by public advertisements to be placed in The Leader and also via placement of the SAPOL notice on Council's website.
7.5.1 DEBATE AGENDA – DEVELOPMENT SERVICES REPORT

7.5.1.1

ESTABLISHMENT AND APPOINTMENT OF STRATEGIC PLANNING AND DEVELOPMENT POLICY COMMITTEE

B1577

Authors: Director Development and Environmental Services
Governance Advisor

PURPOSE

To establish and appoint a committee to advise and assist Council in respect to strategic planning and development policy matters.

RECOMMENDATION

That Council:

(1) Establish a Strategic Planning and Development Policy Committee pursuant to Section 41 of the Local Government Act 1999, in accordance with the Terms of Reference (Attachment 2), and the term of the Committee to end at the next periodic election.

(2) In exercise of the powers contained in Section 44 of the Local Government Act 1999, Council hereby delegates to the Strategic Planning and Development Policy Committee the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder, contained in the proposed Instrument of Delegations at Attachment 1, subject to the conditions and/or limitations, if any, specified in the proposed instrument attached.

(3) Adopts the Terms of Reference for the Strategic Planning and Development Policy Committee contained in Attachment 2.

REPORT

Background

As previously reported to Council the Development Act 1993 required a Council to appoint a Strategic Planning and Development Policy Committee (SPDPC) however the Planning, Development and Infrastructure Act 2016 (PDI Act) does not carry this same requirement forward.

At its meeting held on 16 June 2020 Council noted that this does not preclude Council appointing a Committee of this nature in the future and accordingly resolved to continue with a Committee similar to the current Committee (Refer agenda and minutes of the meeting - item 7.5.1.1, titled ‘Potential Future Strategic Planning and Development Policy Review Committee’), as follows:
Procedurally it was intended that the existing Committee would continue until such time the relevant provisions in the Development Act 1993 are ‘turned off’ with the new Committee taking effect at that point.

**Discussion**

As the Development Act is now repealed, Council can opt to establish a similar Committee pursuant to Section 41 of the Local Government Act 1999, and in accordance with its resolution at its meeting held on 16 June 2020.

**Size and composition**

The previous Committee comprised the Mayor and all Elected Members. It is recommended this arrangement be maintained. Other membership options available range from membership excluding any Elected Member appointed to the Barossa Assessment Panel (to clearly separate policy and assessment matters) to including staff and independent members.

**Function and responsibilities**

The recommended functions of the Committee are:

1. To provide advice to the Council in relation to the extent to which the Council’s strategic planning and development policies accord with relevant designated instruments.

2. To assist the Council in undertaking strategic planning and monitoring directed at achieving:
   2.1 orderly and efficient development within the area of the Council;
   2.2 high levels of integration of transport and land-use planning;
   2.3 relevant targets set out in a designated instrument within the area of the Council; and
   2.4 the implementation of affordable housing policies set out in the designated instruments within the area of the Council.

3. To provide advice to the Council (or, where delegated, to act as its delegate) in relation to strategic planning and development policy issues when the Council is:
   3.1 initiating or considering initiating a proposal to amend a designated instrument;
3.2 preparing a report or response of any nature in relation to a proposal by another body to initiate, prepare or amend a designated instrument;

3.3 initiating or considering initiating an infrastructure scheme under Part 13 of the PDI Act;

3.4 preparing a report or response to consultation (direct or otherwise) under Part 13 of the PDI Act in relation to an infrastructure scheme initiated by another body;

3.5 establishing or considering the establishment of an offset scheme under Part 15, Division 2 of the PDI Act; or

3.6 preparing a report or response to an agency or body which relates to a proposal to create or amend, or the contents of, a practice direction or practice guideline.

4. To provide advice to the Council in relation to such other issues or matters as requested by the Council.

Delegations
It is recommended that the Committee act as Council’s delegate in relation to preparing an amendment to the Planning and Design Code including powers and duties associated with initiating an amendment, conducting engagement in accordance with the Community Engagement Charter and submitting an amendment for approval. Refer to the draft Instrument of Delegation to the Strategic Planning and Development Policy Committee included as Attachment 1.

Conclusion
The PDI Act does not require the establishment of a Strategic Planning and Development Policy Committee. Should Council wish to retain the operations of such a Committee, it will be required to set it up pursuant to Section 41 of the Local Government Act 1999.

**ATTACHMENTS OR OTHER SUPPORTING REFERENCES**

| Attachment 1 | Draft Instrument of Delegation to the Strategic Planning and Development Policy Committee (21/16609*) |
| Attachment 2 | Terms of Reference for the Strategic Planning and Development Policy Committee (20/45823*) |

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

Community Plan

- Natural Environment and Built Heritage
- Business and Employment
- How We Work – Good Governance

1.3 Ensure environmental and agricultural sustainability and historic significance of the region is retained.
1.4 Develop and maintain streetscapes that reflect the character and heritage of the region.
1.5 Provide support and advice to preserve properties and sites which have historic significance.
1.7 Maintain clearly defined townships and manage residential and commercial development that is sensitive to the natural environment and areas of historical significance.
1.10 Facilitate opportunities to repurpose or find alternative use of built heritage.
1.11 Ensure the unique character of the rural landscape is appropriately managed.

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

Corporate Plan
1.1 Facilitate planned and appropriate development of our townships and district to maintain the character of townships and rural landscapes and to preserve properties and sites which have historic significance.
1.3 Work with community and State Government to manage township boundaries and growth within them to ensure development is planned and appropriate whilst ensuring opportunities for population growth and tourism development.

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

Legislative Requirements
Following repeal of the Development Act 1993 there will be no legislative requirement for a Committee to deal with strategic planning and development policy matters.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS
The Committee will require ongoing administrative support. Any projects initiated by the Committee will need to be undertaken in accordance with adopted budget resources.

COMMUNITY CONSULTATION
There is no requirement to consult with the community regarding establishment of a Committee to deal with strategic planning and development policy matters.
THE BAROSSA COUNCIL DELEGATIONS REGISTER

Instrument of Delegation to the Strategic Planning and Development Policy Committee

PREAMBLE

1. To identify when these delegations were made, reviewed or amended, refer to the relevant Council resolution in the Schedule of Amended Delegations on Council’s website at www.barossa.sa.gov.au.

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</table>
| s24(1)(a)(i) | 4. Council or Minister May Amend a Development Plan  
4.1 Where an amendment relates to the area, or part of the area, of a council, the power pursuant to Section 24(1)(a)(i) of the Act to prepare an amendment to a Development Plan. | DEVELOPMENT ACT 1993 AND DEVELOPMENT REGULATIONS 2008 - DEVELOPMENT ACT 1993 |
| s24(1)(b)(i) | 4. Council or Minister May Amend a Development Plan  
4.2 Where an amendment to a Development Plan relates to the areas, or parts of the areas, of two or more councils, the power pursuant to Section 24(1)(b)(i) to consult with the Minister. | |
| s24(1)(b)(ii) | 4. Council or Minister May Amend a Development Plan  
4.3 Where an amendment to a Development Plan relates to the areas, or parts of the areas, of two or more councils, the power pursuant to Section 24(1)(b)(ii) of the Act to prepare an amendment to a Development Plan at the request or with the approval of the Minister. | |
<p>| s24(1a) | 4. Council or Minister May Amend a Development Plan | |</p>
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<td>4.4</td>
<td>The power pursuant to Section 24(1a) of the Act and in accordance with subdivision 2 of Division 2 Part 3 of the Act to act jointly with one or more councils in preparing amendments to 1 or more Development Plans under sub Section (1)(a)(i) or (1)(b)(ii) of the Act.</td>
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<td>s24(1)(a)(iva)</td>
<td>4. Council or Minister May Amend a Development Plan</td>
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<td>4.5</td>
<td>The power pursuant to section 24(1)(a)(iva) of the Act, where the Council or the Delegate has, after commencing the processes associated with making an amendment as set out in Section 25 of the Act, to subsequently decide not to proceed with the amendment after all.</td>
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<td>s 24(1b)</td>
<td>4. Council or Minister May Amend a Development Plan</td>
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<td>4.6</td>
<td>The power pursuant to Section 24(1b) of the Act to make submissions in relation to the matter within the period specified by the Minister.</td>
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<td>s24(2a)</td>
<td>4. Council or Minister May Amend a Development Plan</td>
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<td>4.7</td>
<td>The power pursuant to Section 24(2a) of the Act to make submissions (within a period specified in the notice) in relation to a matter.</td>
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<td>s 25(1)</td>
<td>5. Amendments by a Council</td>
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<td>5.1</td>
<td>The power pursuant to Section 25(1) of the Act to prepare a ‘Statement of Intent’ in accordance with the Regulations.</td>
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<td>s25(1)</td>
<td>5. Amendments by a Council</td>
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<tr>
<td>5.2</td>
<td>The power pursuant to Section 25(1) of the Act to reach agreement with the Minister on a ‘Statement of Intent’ prepared by the Council.</td>
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<tr>
<td>s25(4) and 25(5)</td>
<td>5. Amendments by a Council</td>
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### SECTION

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<td>5.3 Subject to Sections 25(4) and 25(5) of the Act the power pursuant to Section 25(3) of the Act to prepare a proposal, to be called a ‘Development Plan Amendment’ (or DPA) that complies with the following requirements:</td>
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<tr>
<td>5.3.1 the DPA must be based on the outcome of investigations initiated by the Council or the Delegate in accordance with the terms of the Statement of Intent and such other investigations (if any) as the Council or the Delegate thinks fit;</td>
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<td>5.3.2 the DPA must include an assessment of the extent to which the proposed amendment:</td>
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<td>5.3.2.1 accords with the Planning Strategy; and</td>
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<td>5.3.2.2 accords with the Statement of Intent; and</td>
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<tr>
<td>5.3.2.3 accords with other parts of the Development Plan; and</td>
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<tr>
<td>5.3.2.4 complements the policies in the Development Plans for adjoining areas; and</td>
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<tr>
<td>5.3.2.5 satisfies the matters prescribed in the Regulations;</td>
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<td>5.3.3 the DPA must include:</td>
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<td>5.3.3.1 an explanation of the intent of the proposed amendments, the relationship between that intent and the policy of the Statement of Intent, and a summary of the major policy changes (if any) that are proposed; and</td>
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<tr>
<td>5.3.3.2 a summary of the conclusions drawn from the investigations and assessments referred to above; and</td>
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<tr>
<td>5.3.3.3 a draft of the amendment, or a draft of the relevant section of the Development Plan as amended (with the amendments shown in a distinctive manner);</td>
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<tr>
<td>5.3.4</td>
<td>the DPA must include an assessment of the extent to which the proposed amendment accords with relevant infrastructure planning (with respect to both physical and social infrastructure) identified by the Council through strategic planning or other processes undertaken by the Council under the Act or the Local Government Act 1999 or identified by a Minister, or any other relevant government agency, in accordance with any scheme set out in the Regulations, in connection with the preparation of the DPA under the Act;</td>
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<tr>
<td>5.3.5</td>
<td>the DPA must include any other matter prescribed by the Regulations.</td>
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<tr>
<td>5.4</td>
<td>The power pursuant to Section 25(3)(a) of the Act to initiate investigations in accordance with the terms of the Statement of Intent and such other investigations as the Delegate thinks fit.</td>
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<tr>
<td>5.5</td>
<td>The duty, pursuant to Section 25(4) of the Act to prepare a DPA only after the Delegate has considered the advice of a person with prescribed qualifications.</td>
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<tr>
<td>5.6</td>
<td>The power pursuant to Section 25(5) of the Act to not, except as authorised by the Minister, propose an amendment to a part of a Development Plan that has been declared by the Minister by notice in the Gazette as being part of a set of standard policy modules for the purposes of the Act;</td>
</tr>
<tr>
<td>5.7</td>
<td>The duty pursuant to Section 25(6) of the Act to deal with a DPA in accordance with process A, B or C as described by the Act, depending on an agreement reached between the Council or the Delegate and the Minister as part of the Statement of Intent or at some later time if so determined or agreed by the Minister.</td>
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<tr>
<td>5.8</td>
<td>The power pursuant to Section 25(6) of the Act to reach an agreement with the Minister as part of the Statement of Intent or at some later time if so determined or agreed by the Minister.</td>
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<tr>
<td>5.9</td>
<td>The power pursuant to Section 25(6) of the Act to reach an agreement with the Minister as part of the Statement of Intent or at some later time if so determined or agreed by the Minister.</td>
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<td>5.9 Process A</td>
<td>5.9.1 The duty pursuant to Section 25(7)(a) of the Act to refer the DPA to any government Department or agency that has a direct interest in the matter, and any other body specified in the Statement of Intent, for comment within the period prescribed by the Regulations.</td>
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<tr>
<td>s25(8)(a)</td>
<td>5. Amendments by a Council 5.10 Process B</td>
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<td></td>
<td>5.10.1 The duty pursuant to Section 25(8)(a) of the Act, if required by the Minister, to first refer the DPA to the Minister for consideration.</td>
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<td>5.10.2 The power, pursuant to Section 25(8)(a) of the Act, to consult with the Minister.</td>
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<td></td>
<td>5.10.3 The duty pursuant to Section 25(8)(a)(i) of the Act to comply with a requirement of the Minister to make an alteration to the DPA.</td>
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<td></td>
<td>5.10.4 Subject to complying with Section 25(8)(a) of the Act, (if relevant) the duty and power pursuant to Section 25(8)(b)(i) of the Act to refer the DPA to any government Department or agency that has a direct interest in the matter, and any other body specified in the Statement of Intent for comment within a period of 8 weeks, and, if a response is not received within this period, to assume that the particular Department, agency or body does not desire to provide any comment.</td>
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<td></td>
<td>5.10.5 Subject to Sections 25(10), 25(11), 25(12) and 25(12a) of the Act the duty pursuant to Section 25(8)(b)(ii) of the Act to release the DPA for public consultation in accordance with the Regulations over a period that is at least concurrent with the period that applies under Section 25(8)(b)(i) of the Act.</td>
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<tr>
<td>s25(9)(a)</td>
<td>5. Amendments by a Council 5.11 Process C</td>
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<tr>
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<tr>
<td>5.11.1</td>
<td>The duty and power pursuant to Section 25(9)(a) of the Act to refer the DPA to any government Department or agency that has a direct interest in the matter, and any other body specified in the Statement of Intent for comment within a period of 4 weeks, and, if a response is not received within this period, to assume that the particular Department, agency or body does not desire to provide any comment.</td>
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<td>5.11.2</td>
<td>Subject to Sections 25(10), 25(11), 25(12) and 25(12a) of the Act, the duty pursuant to Section 25(9)(b) of the Act to release the DPA for public consultation in accordance with the Regulations, over a period that is at least concurrent with the period that applies under Section 25(9)(a) of the Act.</td>
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<tr>
<td>5.11.3</td>
<td>The duty pursuant to Section 25(9)(c) of the Act, at the time that the DPA is released for public consultation, to give:</td>
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<tr>
<td>5.11.3.1</td>
<td>an owner or occupier of any land that is directly subject to the operation of the proposed amendment; and</td>
</tr>
<tr>
<td>5.11.3.2</td>
<td>an owner or occupier of each piece of adjacent land to land that is directly subject to the operation of the proposed amendment, a written notice in accordance with the Regulations.</td>
</tr>
<tr>
<td>s25(10)</td>
<td>5. Amendments by a Council 5.12 The duty pursuant to Section 25(10) of the Act to not release a DPA for public consultation unless or until the Chief Executive Officer of the Council has, on behalf of the Council, issued a certificate in the prescribed form relating to the extent to which the proposed amendment:</td>
</tr>
<tr>
<td>5.12.1</td>
<td>accords with the Planning Strategy; and</td>
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<tr>
<td>5.12.2</td>
<td>accords with the Statement of Intent; and</td>
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<tr>
<td>5.12.3</td>
<td>accords with other parts of the Development Plan; and</td>
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<tr>
<td>5.12.4</td>
<td>complements the policies in the Development Plans for adjoining areas; and</td>
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<tr>
<td>5.12.5</td>
<td>satisfies the matters prescribed in the Regulations.</td>
</tr>
<tr>
<td>s25(11)</td>
<td>5. Amendments by a Council&lt;br&gt;5.13 In addition to any requirement prescribed by the Regulations, the duty pursuant to Section 25(11) of the Act for the purposes of undertaking the public consultation, to:&lt;br&gt;5.13.1 allow interested persons to make representations in writing in relation to the matter over the period that applies for the purposes of the public consultation; and&lt;br&gt;5.13.2 subject to Section 25(11)(b) of the Act and in accordance with the Regulations, hold within the area of the Council at least 1 meeting where members of the public may attend and make representations in relation to the matter,&lt;br&gt;5.13.3 appoint a committee (which may, but need not, include members of the Council) to consider any representations made under Sections 25(11)(a) or 25(11)(b) of the Act and to provide advice in relation to those representations.</td>
</tr>
<tr>
<td>s25(12)</td>
<td>5. Amendments by a Council&lt;br&gt;5.14 If a proposed amendment designates a place as a place of local heritage value, the duty pursuant to Section 25(12) of the Act, at or before the time when the DPA is released for public consultation, to give each owner of land constituting a place proposed as a place of local heritage value a written notice:&lt;br&gt;5.14.1 informing the owner of the proposed amendment, and&lt;br&gt;5.14.2 inviting the owner to make submissions on the amendment within the period provided for public consultation under the Regulations.</td>
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| s25(13)(a) | 5. Amendments by a Council  
5.16 The duty pursuant to Section 25(13)(a) of the Act, after complying with the requirements of Sections 25(1)-(12a) of the Act, to, in accordance with the Regulations prepare a report on the matters raised during the consultation period, on the reasons for any failure to comply with any time set for any step under Sections 25(1)-(12a) of the Act, and on any recommended alterations to the proposed amendment. |  |
| s25(13)(b) | 5. Amendments by a Council  
5.17 The power pursuant to Section 25(13)(b) of the Act, if the Delegate thinks fit, by notice in writing to the Minister, to decline to proceed any further with an amendment. |  |
| s25(13)(a); | 5. Amendments by a Council  
5.18 The duty to send to the Minister:  
5.18.1 a copy of a report under Section 25(13)(a); and  
5.18.2 a certificate from the Chief Executive Officer; pursuant to and in accordance with Section 25(14) of the Act and the Regulations. |  |
| s25(15)(d) and 25(15)(f) | 5. Amendments by a Council  
5.19 The power pursuant to Sections 25(15)(d) and 25(15)(f) of the Act to consult with the Minister. |  |
| s25(21) | 5. Amendments by a Council  
5.20 The power pursuant to and in accordance with Section 25(21) of the Act to consult with, and make submissions to the Minister. |  |
| s25(23) | 5. Amendments by a Council  
5.21 The power pursuant to Section 25(23) of the Act to consult with the Minister. |  |
| s26(5)(d)(i) | 6. Amendments by the Minister  
6.1 The power pursuant to Section 26(5)(d)(i) of the Act, in relation to a DPA referred to the Council by the Minister, to make comment on the DPA to the Minister within a period of 8 weeks. |  |
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</table>
| s26(5a)(a) | 6. Amendments by the Minister  
6.2 The power pursuant to Section 26(5a)(a) of the Act in relation to a DPA referred to the Council by the Minister, to make comment on the DPA to the Minister within a period of 8 weeks. |  |
| s26(5b)(a) | 6. Amendments by the Minister  
6.3 The power pursuant to Section 26(5b)(a) of the Act in relation to a DPA referred to the Council by the Minister, to make comment on the DPA to the Minister within a period of 4 weeks. |  |
| s26(12) | 6. Amendments by the Minister  
6.4 The power pursuant to Section 26(12) of the Act, to make comment to the Minister within a period determined by the Minister in relation to a proposal to act under Section 26(11) of the Act. |  |
| s26(12) | 6. Amendments by the Minister  
6.5 The power pursuant to Section 26(12) of the Act, to, by notice in writing, object to the Minister’s proposed action. |  |
| s27(6) | 7. Parliamentary Scrutiny  
7.1 The power pursuant to Section 27(6) of the Act to consult with the Minister. |  |

**DEVELOPMENT ACT 1993 AND DEVELOPMENT REGULATIONS 2008 - DEVELOPMENT (DEVELOPMENT PLANS) AMENDMENT ACT 2006**

**Schedule 1**  
53.1 The power pursuant to and in accordance with Clause 5(1) of Schedule 1 to the Development (Development Plans) Amendment Act 2006 ("the DPA Act"), if the Council or the Delegate has, before the commencement of Clause 5 of Schedule 1 to the DPA Act reached an agreement with the Minister on a Statement of Intent with respect to an amendment to a Development Plan, or taken steps to prepare a Plan Amendment Report on the basis of such a Statement of Intent subject to Clause 5(2) of Schedule 1 to the DPA Act, to continue with the process as set out in Section 25 of the Act (as in force immediately before the commencement of Clause 5 of Schedule 1 to the DPA Act) as if the DPA Act had not been enacted until the relevant amendment is approved (with or without alteration) or otherwise dealt with by the Minister under Section 25(15) of the Act, subject to the qualification that the relevant Plan Amendment Report may be referred to as a Development Plan Amendment.
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| Schedule 1 | 53. Transitional Provisions  
53.2 The power pursuant to Clause 5(2) of Schedule 1 to the DPA Act to agree on a Statement of Intent that is to supersede a Statement of Intent agreed between the Council or the Delegate and the Minister before commencement of Clause 5 of Schedule 1 to the DPA Act. |  |
| DEVELOPMENT ACT 1993 AND DEVELOPMENT REGULATIONS 2008 - DEVELOPMENT REGULATIONS 2008 | | |
| r9A(1) | 54. Infrastructure Planning  
54.1 The power pursuant to Regulation 9A(1) to, in preparing the DPA, to the extent (if any) required by the Statement of Intent, seek, in accordance with Regulation 9A(2), the advice of a Minister and any other government agency, specified by the Minister as part of the agreement on the Statement of Intent. |  |
| r10A(1) | 55. Consultation with Government Departments or Agencies  
55.1 The duty pursuant to Regulation 10A(1) of the Regulations if the Council is subject to a requirement under Section 25(7)(a) of the Act to ensure that a copy of any written report received from a Department or agency is furnished to the Minister for the purposes of considering the matter under Section 25(7)(b) of the Act. |  |
| s25,26 | 56. Public Consultation - Section 25 & 26  
56.1 Subject to Regulations 11A(3) and 11A(6) of the Regulations, for the purposes of Sections 25 and 26 of the Act, the duty pursuant to Regulation 11A(1) of the Regulations to give public notice of a DPA by publication in the designated manner of a notice:  
56.1.1 advising the time and places at which the DPA is available for inspection (without charge) and purchase by the public; and |  |
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<tr>
<td>56.1.2</td>
<td>inviting any interested person to make written submissions on the amendment to the council within the relevant period specified in the notice; and</td>
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<td>56.1.3</td>
<td>stating that the submissions will be available for inspection by any interested person at a place specified in the notice from the expiration of the period specified under Regulation 11A(1)(b) of the Regulations until the conclusion of any public meeting held for the purposes of Section 25(11)(b) or 26(5c)(b) of the Act (or, if no such meeting is to be held, until the decision is made not to hold the meeting); and</td>
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<tr>
<td>56.1.4</td>
<td>providing information about when and where any public meeting is proposed to be held for the purposes of Sections 25(11)(b) or 26(5c)(b) of the Act (subject to a decision being made under the relevant section not to hold a meeting).</td>
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<td>s25,26</td>
<td>56. Public Consultation - Section 25 &amp; 26</td>
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<td>56.2 If one or more written submissions are made in response to a notice published under Regulation 11A(1) of the Regulations, the duty pursuant to Regulation 11A(3) of the Regulations to make a copy of each submission available for inspection in accordance with the statement included under Regulation 11A(1)(c).</td>
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<tr>
<td>s25,26</td>
<td>56. Public Consultation - Section 25 &amp; 26</td>
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<td>56.3 For the purposes of Sections 25(9)(c) and 26(5b)(c) of the Act, the duty pursuant to Regulation 11A(4) of the Regulations to include in the written notice the same information as required for a notice under Regulation 11A(1) of the Regulations.</td>
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<tr>
<td>s25,26</td>
<td>56. Public Consultation - Section 25 &amp; 26</td>
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<td>56.4 The duty pursuant to Regulation 11A(5) of the Regulations, to ensure that a copy of any DPA released for public consultation under Section 25 of the Act is provided to the Minister within 2 business days after that release.</td>
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<td>r12</td>
<td>57. Public Meeting</td>
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<td></td>
<td>57.1 The duty pursuant to and in accordance with Regulation 12 of the Regulations to hold a public meeting if an amendment has been prepared by the Council or the Delegate.</td>
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<td>r12(4)</td>
<td>57. Public Meeting&lt;br&gt;57.2 The power pursuant to Regulation 12(4) of the Regulations to adjourn a public meeting from time to time, and place to place if necessary or appropriate.</td>
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<tr>
<td>s44(6)(a)</td>
<td>4. Community Engagement Charter&lt;br&gt;4.1 The power pursuant to Section 44(6)(a) of the PDI Act, to make submissions in relation to any proposal to prepare or amend a designated instrument under Part 5 Division 2 Subdivision 5 of the PDI Act that is relevant to the Council (unless the proposal has been initiated by the Council).</td>
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<td>s44(10)</td>
<td>4. Community Engagement Charter&lt;br&gt;4.3 The power pursuant to Section 44(10) of the PDI Act to;&lt;br&gt;4.3.1 seek the approval of the Commission to adopt an alternative way to achieving compliance with a requirement of the charter; and&lt;br&gt;4.3.2 with the approval of the Commission, adopt an alternative way to achieving compliance with a requirement of the charter.</td>
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<td>s45(2)(c)</td>
<td>5. Preparation and Amendment of Charter&lt;br&gt;5.1 The power pursuant to Section 45(2)(c) of the PDI Act to make representations (including in writing or via the SA planning portal) on a proposal to prepare or amend the charter.</td>
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<td>s73(6)</td>
<td>6. Preparation and Amendment&lt;br&gt;6.1 The power pursuant to Section 73(6) of the PDI Act where the Council is authorised or approved under Section 73 of the PDI Act, after all of the requirements of Section 73 of the PDI Act have been satisfied:&lt;br&gt;6.1.1 to prepare a draft of the relevant proposal; and&lt;br&gt;6.1.2 to comply with the Community Engagement Charter for the purposes of consultation in relation to the proposal; and</td>
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<td>6.1.3</td>
<td>to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to a regional plan that has been prepared by a joint planning board where the amendment is not being proposed by the joint planning board – consult with the joint planning board; and 6.1.4 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to the Planning and Design Code that will have a specific impact on 1 or more particular pieces of land in a particular zone or subzone (rather than more generally) – to take reasonable steps to give: 6.1.4.1 an owner or occupier of the land; and 6.1.4.2 an owner or occupier of each piece of adjacent land, a notice in accordance with the regulations; and 6.1.5 to consult with any person or body specified by the Commission and any other person or body as the delegate thinks fit; and 6.1.6 to carry out such investigations and obtain such information specified by the Commission; and 6.1.7 to comply with any requirement prescribed by the regulations.</td>
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<td>$73(8)$</td>
<td>6. Preparation and Amendment 6.2 The power pursuant to Section 73(8) of the PDI Act, after the Council has furnished a report to the Minister under Section 73(7) of the PDI Act, to ensure that a copy of the report is published on the SA planning portal in accordance with a practice direction that applies for the purposes of Section 73 of the PDI Act.</td>
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<td>$73(9)$</td>
<td>6. Preparation and Amendment 6.3 The power pursuant to Section 73(9) of the PDI Act to enter into an agreement with a person for the recovery of costs incurred by the Council in relation to an amendment of the Planning and Design Code or a design standard under Section 73 of the PDI Act (subject to the requirement to charge costs under Section 73(4)(b) of the PDI Act (if relevant)).</td>
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<td>$74(8)(c)$</td>
<td>7. Parliamentary Scrutiny 7.1 The power pursuant to Section 74(8)(c) of the PDI Act if the ERD Committee is proposing to suggest an amendment under Section 74(4) of the PDI Act and the amendment is specifically relevant to the Council, to provide a comment and response within the period of 2 weeks.</td>
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| s166(1)(c) | 27. Consideration of Proposed Scheme  
27.1 The power pursuant to Section 166(1)(c) of the PDI Act to consult with a scheme coordinator in relation to a scheme in accordance with the Community Engagement Charter. | |
| s169(2)(b) | 28. Funding Arrangements  
28.1 The power pursuant to Section 169(2)(b) of the PDI Act in relation to a scheme that provides for the collection of contributions under Subdivision 8 of the PDI Act to apply for any matter to be considered or determined by ESCOSA or some other prescribed person or body as part of a periodic review of the levels and amounts of those contributions. | |
| s169(9) | 28. Funding Arrangements  
28.2 The power pursuant to Section 169(9) of the PDI Act to make submissions to the Commission in relation to a funding arrangement that is specifically relevant to the Council. | |
| s197(2) | 34. Off-setting Contributions  
34.1 The power pursuant to Section 197(2) of the PDI Act to establish a scheme under Section 197 of the PDI Act that is designed to support or facilitate:  
34.1.1 development that may be in the public interest or otherwise considered by the delegate as being appropriate in particular circumstances (including by the provision of facilities at a different site); or  
34.1.2 planning or development initiatives that will further the objects of the PDI Act or support the principles that relate to the planning system established by the PDI Act; or  
34.1.3 any other initiative or policy:  
34.1.3.1 designated by the Planning and Design Code for the purposes of Section 197(2)(c)(i) of the PDI Act;  
34.1.3.2 prescribed by the regulations for the purposes of Section 197(2)(c)(ii) of the PDI Act. | |
| s197(3) | 34. Off-setting Contributions  
34.2 The power pursuant to Section 197(3) of the PDI Act to include in a scheme established under Section 197 of the PDI Act:  
34.2.1 an ability or requirement for a person who is proposing to undertake development (or who has the benefit of an approval under the PDI Act):  
34.2.1.1 to make a contribution to a fund established as part of the scheme; or | |
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<td>34.2.1.2</td>
<td>to undertake work or to achieve some other goal or outcome (on an ‘in kind’ basis); or</td>
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<td>34.2.1.3</td>
<td>to proceed under a combination of Sections 197(3)(a)(i) and (ii) of the PDI Act,</td>
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<td>in order to provide for or address a particular matter identified by the scheme; and</td>
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<td>34.2.2</td>
<td>an ability for a provision of the Planning and Design Code to apply with a specified variation under the terms of the scheme; and</td>
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<td>34.2.3</td>
<td>an ability for any relevant authority to act under or in connection with Sections 197(3)(a) or (b) of the PDI Act.</td>
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<td>cl5(1)</td>
<td>70. Requirements in Relation to Preparing an Engagement Plan</td>
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<td>70.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction – 2 Preparation and Amendment of Designated Instruments (PD2), to prepare a community engagement plan that:</td>
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<td>70.1.1 meets the principles and performance outcomes of the Charter;</td>
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<td>70.1.2 describes the persons or bodies to be consulted;</td>
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<td>70.1.3 outlines any relevant previous engagement undertaken to inform the proposal;</td>
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<td>70.1.4 describes the evaluation framework for the engagement.</td>
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<td>cl5(2)</td>
<td>70. Requirements in Relation to Preparing an Engagement Plan</td>
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<td>70.2 The power pursuant to clause 5(2) of PD2 to submit the community engagement plan to the Commission for approval with the exception of an amendment to the Code and a Design Standard.</td>
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<td>cl6(2)</td>
<td>71. Requirements in Relation to Preparing an Engagement Report Following Consultation</td>
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<td>71.1 The power pursuant to clause 6(2) of PD2 to set out in the report:</td>
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<td>71.1.1 details of the engagement undertaken and how that engagement met the agreed community engagement plan, and reasons for variations, if any to that plan;</td>
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<td>71.1.2 the outcome of the engagement including a summary of the feedback made;</td>
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<td>71.1.3 the response to the details of, and reasons for, changes to the proposal to prepare or amend a designated instrument when compared to the proposal that was engaged on, and to specifically indicate:</td>
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<td>71.1.3.1 where changes are proposed to the designated instrument based on the engagement; and</td>
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<td>71.1.3.2 any other changes proposed based on additional investigations or information not available when the proposal was released for engagement.</td>
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| cl6(3)  | 71. Requirements in Relation to Preparing an Engagement Report Following Consultation  
|         | 71.2 The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that considers whether:  
|         | 71.2.1 the principles of the Charter have been achieved; and  
|         | 71.2.2 all mandatory requirements identified in the Charter have been met where the consultation category is applicable. |                           |
| cl7(1)  | 72. Requirements in Relation to Initiating a Code Amendment Pursuant to Section 73 of the Act  
|         | 72.1 The power pursuant to clause 7(1) of PD 2 to provide a proposal to the Commission to initiate a code amendment that sets out:  
|         | 72.1.1 Scope - an explanation of the reasons for the preparation of the amendment and a description of the changes in circumstance leading the need for the amendment and the range of issues to be addressed in the amendment;  
|         | 72.1.2 Code Modules - an outline of any overlay, general policy, zone or subzones being considered for amendment and/or the intended spatial application of an overlay, general policy, zone or subzone over an identified area, or draft instructions for the proposed amendments;  
|         | 72.1.3 Area Affected - A map or description of the area affected by the proposed amendment;  
|         | 72.1.4 State Planning Policies - an identification of the relevant key state planning policies and a statement of assessment of the amendment’s consistency with those policies;  
|         | 72.1.5 Regional Plans - An indication of how the matters or issues proposed to be addressed by the amendment will relate to the relevant regional plan and any relevant infrastructure planning;  
|         | 72.1.6 Infrastructure Provision -  
|         | 72.1.6.1 an explanation of any infrastructure provision that is required and how the infrastructure provision will be provided; and  
|         | 72.1.6.2 an indication whether it is likely that an infrastructure agreement or agreements will need to be entered into in connection with the code amendment process, identifying the tools that will be used for this process;  
|         | 72.1.7 Joint Planning Board Comments - that the Council has discussed the proposal with the relevant Regional Planning Board;  
<p>|         | 72.1.8 Consultation – information regarding any other consultation that has occurred; |                           |</p>
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<td>72.1.9</td>
<td>72.1.9 in relation to designating a place as a place of local heritage value or a heritage area - a heritage review prepared by a heritage architect or historian or similar occupation in accordance with the Commission’s guidelines prepared under Section 67(2)(c) of the PDI Act; 72.1.10 in relation to designating a tree a significant tree - an assessment of the tree against the criteria under Section 68(1)(a) of the PDI Act; 72.1.11 in relation to designating a stand of trees to be significant trees – an assessment of the trees against the criteria under Section 68(1)(b) of the PDI Act.</td>
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<td>cl7(2)</td>
<td>72. Requirements in Relation to Initiating a Code Amendment Pursuant to Section 73 of the Act 72.2 The power pursuant to clause 7(2) of PD2 to, in addition, provide: 72.2.1 Timetable - an outline of the proposed timetable for each step of the process (ensuring that the process is completed within reasonable time limits), and a commitment on the part of the Council that it will take steps to update this timetable if it appears at any stage that the Council will require an extension; 72.2.2 Investigations - an outline of the investigations and justifications that will be undertaken (and those that may have already been undertaken) and the form that those investigations will take in order to address the strategic and social, economic and environmental issues of the proposed amendment, or an explanation and summary of the investigations undertaken and how these support the amendment.</td>
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<td>cl8(1)</td>
<td>73. Requirements in Relation to Preparation of the Draft Proposal Prior to Consultation and Decision 73.1 The power pursuant to clause 8(1) of PD 2 to, prior to consultation, provide to the Department: 73.1.1 instructions that set out the intent of the proposed policy amendment for the purposes of the Department writing the draft Code Policy for the Council; 73.1.2 any maps in an industry standard GIS format to enable the production version of mapping to be prepared and returned to the Council; 73.1.3 in relation to heritage lists a local heritage data sheet and a significant trees data sheet.</td>
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<tr>
<td>cl8(2)</td>
<td>73. Requirements in Relation to Preparation of the Draft Proposal Prior to Consultation and Decision 73.2 The power pursuant to clause 8(2) of PD2, if amendments are proposed to the consultation versions, to provide to the Department: 73.2.1 instruction to write the amendments to the Code Policy;</td>
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| cl9(1)  | 74. Requirements in Relation to Preparation of the Draft Proposal for Consultation  
74.1 The power pursuant to clause 9(1) of PD2 to, for engagement purposes, support a code amendment by the following information:  
74.1.1 an explanation about why and how the Code is proposed to be amended;  
74.1.2 an assessment of the amendment against the relevant provisions of State Planning Policies and the relevant regional plan;  
74.1.3 if any amendment is not fully consistent with the State Planning Policies or the region plan, to so specifically identify that and include an explanation setting out the reason or reasons for the inconsistency;  
74.1.4 an explanation and summary of the investigations undertaken and how these support the amendment;  
74.1.5 an explanation of any infrastructure provision that is required and how the infrastructure will be provided. | |
| cl11(1) | 75. Requirements in Relation to Complying Changes Under Section 75  
75.1 The power pursuant to clause 11(1) of PD2, in relation to a proposal to agree to a complying change, to provide the following information to the department:  
75.1.1 a reference to the documentation and recommendation in relation to the proposed amendment in the relevant regional plan;  
75.1.2 a summary of the consultation in accordance with the Charter that has occurred in relation to the proposal including reference to the Engagement Report prepared for the regional plan and any additional consultation that has occurred;  
75.1.3 instructions that set out the intent of the proposed policy amendment for the purposes of the department writing the draft Code Policy for the Council;  
75.1.4 any maps in an industry standard GIS format to enable the production version of mapping to be prepared and returned to the Council. | |
| cl12(1) | 76. Requirements in Relation to Early Commencement Under Section 78  
76.1 The power pursuant to clause 12(1) of PD2, in relation to a request for a code amendment to come into operation without delay, to provide to the department: | |
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<tr>
<td>76.1.1</td>
<td>an explanation about how early commencement is required to counter applications for undesirable development (development that would detract from, negate the object of the amendment) during consultation and consideration of the code amendment;</td>
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<tr>
<td>76.1.2</td>
<td>instructions that set out the intent of the proposed policy amendment for the purposes of the Department writing the draft Code Policy for the Council;</td>
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<tr>
<td>76.1.3</td>
<td>any maps in an industry standard GIS format to enable the production version of mapping to be prepared and returned to the Council.</td>
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1. **ESTABLISHMENT**

1.1 The Strategic Planning and Development Policy Committee (the Committee) is established to assist Council with its strategic planning and development policy functions.

1.2 The Committee may be wound up by any time by resolution of Council.

2. **OBJECTIVES**

2.1 The Committee has been established to:

2.1.1 assist the Council in the performance of its functions associated with strategic planning and development policy;

2.1.2 inquire into and report to the Council on those matters outlined in the role and functions of the Committee;

2.1.3 develop and initiate projects for the orderly and sustainable development for all areas of Council having due regard of regional differences and community expectations;

2.1.4 consider matters referred to it by Council, The Barossa Assessment Panel, and the Chief Executive Officer; and

2.1.5 provide advice to the Council.

3. **INTERPRETATION**

In these Terms of Reference:

**Act** means the Local Government Act 1999

**Code** means the Planning and Development Code which applies under the PDI Act

**Committee** means the Strategic Planning and Development Policy Committee

**Designated instrument** means:

(a) a state planning policy;

(b) a regional plan;

(c) the Planning and Design Code; or

(d) a design standard,
established under the PDI Act and applicable to the area of the Council.

Member of the Council has the same meaning as in the Act

Meeting Regulations means the Local Government (Procedures at Meetings) Regulations 2013

PDI Act means the Planning, Development and Infrastructure Act 2016

### 4. ROLE AND FUNCTIONS

4.1 To provide advice to the Council in relation to the extent to which the Council’s strategic planning and development policies accord with relevant designated instruments.

4.2 To assist the Council in undertaking strategic planning and monitoring directed at achieving:

4.2.1 orderly and efficient development within the area of the Council;

4.2.2 high levels of integration of transport and land-use planning;

4.2.3 relevant targets set out in a designated instrument within the area of the Council; and

4.2.4 the implementation of affordable housing policies set out in the designated instruments within the area of the Council.

4.3 To provide advice to the Council (or, where delegated, to act as its delegate), in relation to strategic planning and development policy issues when the Council is:

4.3.1 initiating or considering initiating a proposal to amend a designated instrument;

4.3.2 preparing a report or response of any nature in relation to a proposal by another body to initiate, prepare or amend a designated instrument;

4.3.3 initiating or considering initiating an infrastructure scheme under Part 13 of the PDI Act;

4.3.4 preparing a report or response to consultation (direct or otherwise) under Part 13 of the PDI Act in relation to an infrastructure scheme initiated by another body;

4.3.5 establishing or considering the establishment of an offset scheme under Part 15, Division 2 of the PDI Act; or

4.3.6 preparing a report or response to an agency or body which relates to a proposal to create or amend, or the contents of, a practice direction or practice guideline.

4.4 To provide advice to the Council in relation to such other issues or matters as requested by the Council.

4.5 Initiate and contribute to the preparation of master plans, research studies and strategies on strategic and land use planning and development that contribute to any relevant Regional Plan and sustainable development of the Council area.

4.6 Overview the progress of planning policy work and review priorities and comment on and make recommendations to Council on resource allocation for planning policy work generally.
4.7 Continually seek to improve procedures that simplify all planning and related matters for ratepayers.

5. **DELEGATION**

5.1 Council has delegated to the Committee powers and functions as set out in Council’s Delegations Register.

6. **MEMBERSHIP**

6.1 The Committee shall comprise the Mayor and all Elected Members.

6.2 The Presiding Member shall be the Mayor.

6.3 The Committee shall appoint a Deputy Presiding Member to act as Presiding Member at any time the Presiding Member is absent from the meeting for whatever reason.

6.4 The term of office for Committee members shall align with the duration of the Council unless determined otherwise by Council.

7. **MEETINGS**

7.1 The Committee shall meet at least quarterly in March, June, September and December.

7.2 The Committee shall meet at the Council Chamber, Nuriootpa or as otherwise determined by the Committee.

7.3 Ordinary meetings shall be held in the months referred to in Clause 7.1 at a time to be determined by the Committee.

7.4 Meetings at other times or other places shall be determined following discussion with the Presiding Member, or in the Presiding Member’s absence, the Deputy Presiding Member.

7.5 The Committee may also meet at other places to facilitate site inspections, familiarisation on planning policy issues or facilitate discussions with individuals, groups or the public.

7.6 In accordance with Regulation 26(2)[a] of the *Local Government (Procedures at Meetings) Regulations 2013* a quorum shall be one half of the members ignoring any fraction resulting from the division and adding 1.

7.6 All meetings of the Committee will be conducted in accordance with these meeting procedures. Where not specified in these procedures, the procedures to be used at a meeting shall be those set out in Parts 1, 2 and 4 of the *Local Government (Procedures at Meeting) Regulations 2013*. A reference in the Regulations to council or committee shall be taken to include the Committee.

7.7 Notice of an ordinary meeting and an agenda shall be given at least three (3) business days prior to the scheduled meeting; however notice and an agenda of a special meeting shall be given at least four hours prior to the commencement of the special meeting.

7.8 Minutes of meetings shall be distributed within three (3) days of the meeting.

7.9 Any member of Council may raise topics for consideration of the Committee by forwarding such topics to the Chief Executive Officer not less than seven (7) business days prior to the meeting.
7.10 The minutes of the Committee meeting shall be forwarded to the next available Council meeting for noting.

7.11 The Committee shall provide an annual report of its activities to the Council.

### 7. GENERAL

7.1 The Presiding Member shall be appointed as an ex-officio member of all strategic planning and development policy related reference groups or sub-committees.

7.2 On an annual basis, all Committee members should complete an anonymous self-assessment that evaluates the Committee’s performance to promote continuous improvements in performance and ensure that its actions are aligned with its intended purpose.

7.3 Council Employees who provide administrative support to the Committee will facilitate the annual self-assessment process and provide a summary of the results to the Committee and Council’s Chief Executive Officer for consideration and further discussion with the Committee as necessary. The results of the self-assessment may be referred to Council if required.

### 8. RESOURCES

8.1 Local Government Act 1991
8.2 Local Government (General) Regulations 2013
8.2 Code of Conduct for Elected Members
8.3 Caretaker Policy
8.4 Complaint Handling Process under the Code of Conduct for Council Members
8.5 Customer Service Policy
8.6 Elected Members Training and Development Policy
8.7 Committee Self-Assessment Tool (ref: 17/50802)
8.8 Declaration of Conflict of Interest Form – Committee Members

### 9. TRAINING

9.1 Committee members are encouraged to attend training related to the management of Local Government committees as sessions become available through the Local Government Association and other appropriate training providers.

### 10. DOCUMENT CONTROL

| Corporate Plan Link: | 1.1 Facilitate planned and appropriate development of our townships and district to maintain the character of townships and rural landscapes and to preserve properties and sites which have historic significance.  
1.3 Work with community and State Government to manage township boundaries and growth within them to ensure development is planned and appropriate whilst ensuring opportunities for population growth and tourism development. |
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Uncontrolled once removed from webpage or Council’s Record Management System. Before using printed copy please verify that it is the current version. © The Barossa Council 2021
Committee appointed under section 41 of the Local Government Act 1999
7.5.2 DEBATE AGENDA – ENVIRONMENTAL SERVICES REPORT

7.5.2.1 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY (GRFMA) – NOTICE OF ANNUAL BUSINESS PLAN AND DRAFT BUDGET 2021/2022

B11628, 21/26349

Author: Director Development and Environmental Services

PURPOSE

The attached documents have been circulated for consideration and approval by Constituent Councils in accordance with Clause 12 of the Charter for the Gawler River Floodplain Management Authority.

RECOMMENDATION

That Council:
(1) Endorses the draft Gawler River Floodplain Management Authority Annual Business Plan 2021-2022 and the draft Consolidated Budget 2021-2022 as circulated to Constituent Councils.

REPORT

Background

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


Introduction

The recently amended GRFMA Charter (2020) now provides that the Authority must prepare and Annual Business Plan and Budget for the forthcoming financial year.

The Charter also provides requirement for establishment of a Strategic Plan, Long-Term Financial Plan and Asset Management Plan. The GRFMA Board has determined that a program to establish the new management framework will be undertaken in 2022.

The Executive Officer of the GRFMA has written to the Constituent Councils seeking Council’s consideration of the draft 2021-2022 GRFMA Annual Business Plan and draft Budget.
The GRFMA must submit in draft form, the Business Plan and Draft Budget to each Constituent Council before 31 March for approval.

The draft Business Plan and Budget were considered at the GRFMA Audit Committee meeting held 17 March 2021.

The documentation was received on 17 March 2021, and are now presented for review and approval.

Discussion

**GRFMA ANNUAL BUSINESS PLAN 2020-2021**

Key elements of the 2021-2022 Annual Business Plan include:

- Continuation of the advocacy program to secure funding for the Northern Floodway project.
- Implementation of requirement of the reviewed Operation and Maintenance Manual.
- Continuation of the revegetation program around land associated with the Bruce Eastick North Para Flood Mitigation Dam.
- Scheduled inspections and environmental management of land associated with the Dam location will be undertaken in accordance with ANCOLD recommendations. Principality Routine (monthly), Intermediate (annually), Comprehensive (every 5 years which is next due 2022/2023).
- Completion of the Gawler River Stormwater Management Plan - the GRFMA recognises in-kind contribution of the City of Playford in provision of a Project Manager to facilitate development of the Plan.
- Completion of the GRFMA Strategic Management Plan.
- Engagement and partnership with the State Government to deliver the $9 Million for Gawler River flood mitigation works.
- Completion of identified repairs to the Bruce Eastick North Para Flood Mitigation Dam.

The draft GRFMA Annual Business Plan is included as **Attachment 2**.

**DRAFT BUDGET 2021-2022**

The draft Budget is provided as **Attachment 3**.

Considerations included within the draft Budget is allowances for the undertaking of repairs as identified in the Bruce Eastick Dam Low Level Outlet Pipe Inspection Report and the Bruce Eastick Dam Baffle Replacement Design Report, for which Tenders will be sought. An estimated value of $70,000 (based on a ten year term) as an annual repayment of the amount of borrowings has been proposed in the draft budget on the basis of providing capacity and flexibility for the GRFMA to utilise at the time any tender submissions are considered. Subsequently the actual level of funds required to then be financed will be able to be determined by the GRFMA and adjusted as required.

The finance for the required works will be via debenture loan borrowings (likely LGFA) in accordance with Clause 8.4 of the GRFMA Charter.
The Barossa Council’s contribution is proposed to be $36,729, which is an increase of $8046 on the 2020-2021 contributions, and represents an 8.67% share of maintenance of assets costs and 16.66% share of operational costs as per the Charter.

Summary and Conclusion

The draft GRFMA Annual Business Plan 2021-2022 and Budget 2021-2022 have been circulated for consideration and approval by Constituent Councils in accordance with the GRFMA Charter.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – Letter from Executive Officer
Attachment 2 – GRFMA Annual Business Plan 2021-2022
Attachment 3 – GRFMA Consolidated Draft Budget 2021-2022

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Natural Environment and Built Heritage

Infrastructure

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.
3.3 Ensure long term confidence in the Barossa’s capacity to access water to meet its industrial, domestic and environmental needs.

Infrastructure
7. Community infrastructure planning is aligned to both current and the future needs of the community.
7.1 Build on sound asset management practices to deliver sustainable services to ensure that infrastructure is adequate to support the community.
7.2 Ensure both current and future infrastructure needs are met in a proactive rather than reactive way.

Advocacy Plan
9. Work with governments and industry to bring critical water supply to the Barossa.

Corporate Plan
1.7 Maintain and extend existing initiatives to reduce, re-use and recycle water resources.

Legislative Requirements
Local Government Act
Financial Management

The scope of the GRFMA Annual Budget is small in comparison to the extensive undertakings by Constituent Councils.

Principally the budget revenue is sourced from predetermined ‘formulae based’ financial contributions by the six Constituent Councils, opportunistic funding applications and some interest from financial institutions. Recently any shortfalls in income (over expenditure) have been met from reserves.

Risk Management

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

Community Consultation

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

Draft 2021/2022 GRFMA Annual Business Plan and Draft Budget.

I am writing seeking Councils consideration of the draft 2021/2022 GRFMA Annual Business Plan and Draft Budget.

The GRFMA Charter provides the Authority must prepare an Annual Business Plan and Budget for the forthcoming financial year.

The Charter also provides requirement for establishment of a Strategic Plan, Long-Term Financial Plan and Asset Management Plan. The GRFMA Board has determined that a program to establish the new management framework will be undertaken in 2022.

Prior to setting the draft budget each year the Authority must review its Business Plan in conjunction with the constituent councils.

The annual Budget must be consistent with and account for activities and circumstances referred to in the Authority’s Business Plan and must be submitted in draft form to each constituent council before 31 March for approval.

The draft Business Plan and Budget have now been considered at the 10/3/2021 GRFMA Audit Committee Meeting and the 17/03/2021 GRFMA Special Meeting.

The budget must not be adopted by the Authority until after 31 May but before 30 September; and the Authority must then provide a copy of its budget to each constituent council within five business days after adoption.
GRFMA Annual Business Plan

The format of the Annual Business Plan has been adopted from the previous GRFMA Business Plan document.

Key elements contained in the Annual Business Plan identify:

- Continuation of the advocacy program to secure funding for the Northern Floodway project.
- Implementation of requirement of the reviewed Operation and Maintenance Manual;
- Continuation of the revegetation program around land associated with the Bruce Eastick North Para Flood Mitigation Dam.
- Scheduled inspections and environmental management of land associated with the Dam location will be undertaken in accordance with ANCOLD recommendations. Principality Routine (monthly), Intermediate (annually), Comprehensive (every 5 years which is next due 2022/2023).
- Completion of the Gawler River Stormwater Management Plan.- The GRFMA recognizes the inkind contribution of the City of Playford in provision of a Project Manager to facilitate development of the Plan.
- Completion of the GRFMA Strategic Management Plan.
- Establishment of the Long-Term Financial Plan, and Asset Management Plan.
- Engagement and partnership with the State Government to deliver the $9 Million for Gawler River flood mitigation works.
- Completion of identified repairs to the Bruce Eastick North Para Flood Mitigation Dam.

See attached for a copy of the draft 2021/2022 Annual Business Plan.

Draft Budget

The scope of the GRFMA Annual Budget is small in comparison to the extensive undertakings by constituent councils.

Principally the budget revenue is sourced from predetermined “formula based’ financial contributions by the six constituent councils, opportunistic funding applications and some interest from financial institutions. Recently any shortfalls in income (over expenditure) have been met from reserves.

Expenditure is principally budgeted on estimated costs of Executive Management and administrative and governance requirements of the Authority according to its charter. Other costs are incurred with maintenance of the Bruce Eastick North Para River Flood Mitigation Dam site and access.

Historically the most material expenditure has been incurred via consultancies to pursue outcomes envisaged in the Gawler River Mark 2 flood mitigation strategies and capital works associated with Dam infrastructure repairs.

Of note for 2021/2022 is the GRFMA has been maintaining discussion on best approaches for processes to facilitate a body of work to undertake repairs as identified in the Bruce Eastick
The GRFMA intends to seek tenders for the repairs and finance the required works via debenture loan borrowings (likely LGFA) in accordance with Clause 8.4 of the GRFMA Charter. This process is to facilitate opportunity for the GRFMA to consider any tender submissions and subject to subsequent due process and checks and balances, then facilitate finance (borrowings) and contract arrangements for the level of repairs and costs agreed.

A value of $70,000 (based on a ten year term) as an annual repayment of the amount of borrowings has been proposed in the draft budget on the basis of providing capacity and flexibility for the GRFMA to utilise at the time any tender submissions are considered. Subsequently the actual level of funds required to then be financed will be able to be determined by the GRFMA and adjusted as required.

Note capital expenditure consisting of any agreed tender cost and resulting loan financing income has not been included at this time due to unknown quantity. Subsequent annual repayment of $70,000 or other amount as adjusted to reflect annual repayment costs of the final quantum of loan funds established will be required in future budgets until repaid.

A shorter term loan (5 years) or CAD options may provide cost savings which might be further considered at the time of tender submissions.

Operational contributions are calculated from the costs reflective of Administration of the GRFMA and general costs for the Gawler River Scheme Mark 2 (does not include capital works or maintenance of Assets) less Bank and other income.

Other key elements of the of the draft 2021/2022 GRFMA Budget, as identified in the 2021/2022 draft Business Plan are:

- Continuation of the advocacy program to secure funding for the Northern Floodway project.
- Implementation of requirement of the reviewed Operation and Maintenance Manual.
- Continuation of the revegetation program around land associated with the Bruce Eastick North Para Flood Mitigation Dam.
- Scheduled inspections and environmental management of land associated with the Dam location will be undertaken in accordance with ANCOLD recommendations. Principality Routine (monthly), Intermediate (annually), Comprehensive (every 5 years which is next due 2022/2023).
- Completion of the Gawler River Stormwater Management Plan. The GRFMA Audit Committee has advised that establishment of the Stormwater Management Plan is to be accounted as an operational cost.
- Completion of the GRFMA Strategic Management Plan.
- Establishment of the Long-Term Financial Plan, and Asset Management Plan.
- Engagement and partnership with the State Government to deliver the $9 Million Gawler River flood mitigation works.
Depreciation of Assets

The Bruce Eastick North Para Flood Mitigation Dam can be expected to have a life of 80 years. On that basis the Bruce Eastick North Para Flood Mitigation Dam has been depreciated at the rate of 1.25% annually.

Depreciation costs are calculated as $321,163 pa. GRFMA Board Policy is currently to not fund depreciation within the GRFMA budget process.

The Board has undertaken extensive discussion on this matter and resolved the current policy lay on the table pending development of an Asset Management Plan for the Dam.

The net equity share (of annual depreciation costs) of each constituent council is subsequently reflected in the (Financial Statements) Schedule of constituent councils interest in net assets as at 30 June each year.

See below Table 1 and Table 2 - Constituent Council Shares proposed as per draft 2021/2022 GRFMA Budget and Appendix 1 for copy of details of the GRFMA Budget functions which identifies the current 2021/2022 Budget against Year to Date (28/02/2021) income and expenditure and also the 2021/2022 Draft Budget income and expenditure proposals.

See separate attachment copy of GRFMA 2021/2022 budgeted financial statements presented, in a manner consistent with the Model Financial Statements, pursuant to section 123(10)(b) of the Local Government Act 1999.

Table 1
Constituent Council Shares proposed as per draft 2021/2022 GRFMA Budget - Refer 1.1 Member Subscriptions ($176,052) and 3.1 Council Subscriptions (85,200).

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<tr>
<td>Total</td>
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I would be pleased if this matter could be included in the next available Council Meeting Agenda and subsequent indication of Councils approval or otherwise of the draft 2021/2022 GRFMA Annual Business Plan and Draft Budget being provided to davidhitchcock@bigpond.com by 31 May 2021.

Yours Sincerely

[Signature]

David Hitchcock
Executive Officer
# Appendix 1  
Gawler River Floodplain Management Authority

## Budget - Functions & Items

### 2021-2022

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### REVENUE

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**TOTAL INCOME** | 1,973,500 | 1,970,780 | 2,618,520 |
### Administration of the GRFMA

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<td>367</td>
</tr>
<tr>
<td>6.3</td>
<td>Travelling Expenses</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>6.4</td>
<td>Insurance - PL &amp; PI</td>
<td>6530</td>
<td>4809</td>
</tr>
<tr>
<td>6.41</td>
<td>Audit Committee</td>
<td>2900</td>
<td>1300</td>
</tr>
<tr>
<td>6.5</td>
<td>Audit Fees</td>
<td>5500</td>
<td>5000</td>
</tr>
<tr>
<td>6.6</td>
<td>Bank Fees</td>
<td>125</td>
<td>36</td>
</tr>
<tr>
<td>6.7</td>
<td>Legal Advice</td>
<td>2200</td>
<td>0</td>
</tr>
<tr>
<td>6.8</td>
<td>Honorarium Chairperson</td>
<td>8500</td>
<td>5000</td>
</tr>
<tr>
<td>6.9</td>
<td>Administration and Finance</td>
<td>6000</td>
<td>2692</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>88050</strong></td>
<td><strong>52924</strong></td>
<td><strong>91652</strong></td>
</tr>
</tbody>
</table>

### Gawler River Scheme Mark 2

<table>
<thead>
<tr>
<th>Item</th>
<th>2020-2021</th>
<th>2021-2022</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>9.7</td>
<td>Consultancies</td>
<td>80736</td>
<td>22206</td>
</tr>
<tr>
<td>9.8</td>
<td>Total</td>
<td><strong>80736</strong></td>
<td><strong>22206</strong></td>
</tr>
</tbody>
</table>

### Maintenance Flood Mitigation Scheme

<table>
<thead>
<tr>
<th>Item</th>
<th>2020-2021</th>
<th>2021-2022</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>10.2</td>
<td>Maintenance Works Contractors</td>
<td>97650</td>
<td>7400</td>
</tr>
<tr>
<td>10.3</td>
<td>Property Maintenance</td>
<td></td>
<td></td>
</tr>
<tr>
<td>10.31</td>
<td>Rates -Levies</td>
<td>300</td>
<td>124*</td>
</tr>
<tr>
<td>10.4</td>
<td>Depreciation Dam</td>
<td>321163</td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>419113</strong></td>
<td><strong>7524</strong></td>
<td><strong>336363</strong></td>
</tr>
</tbody>
</table>

* Rounding variation

**ALL EXPENDITURE** | 587899 | 82655 | 583015 |

**SURPLUS/DEFICIT** | (390549) | 114423 | (321163) | Depn unfunded
Attachment Two
GRFMA ANNUAL BUSINESS PLAN

2021-2022

Gawler River Floodplain
Management Authority

Constituent Councils:
Adelaide Hills Council
Adelaide Plains Council
The Barossa Council

Town of Gawler
Light Regional Council
City of Playford
Business Plan 2021-2022
Gawler River Floodplain Management Authority (GRFMA)

The Gawler River

The Gawler River is formed by the confluence of the North Para and South Para in the town of Gawler and is located in the Adelaide Plains district of South Australia. The district surrounding the river produces cereal crops and sheep for both meat and wool, as well as market gardens, almond orchards and vineyards. The farm gate output of the Gawler River floodplain horticultural areas is estimated to be at least $355 million.

History

The river is subject to periodic flood events.

<table>
<thead>
<tr>
<th>Properties at Risk</th>
</tr>
</thead>
<tbody>
<tr>
<td>Flood Frequency (ARI)</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>1 in 50</td>
</tr>
<tr>
<td>1 in 100</td>
</tr>
<tr>
<td>1 in 200</td>
</tr>
</tbody>
</table>

Desirable Levels of Protection

Cost of Flooding

<table>
<thead>
<tr>
<th>Flood Frequency (ARI)</th>
<th>Estimated Damages</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 in 10</td>
<td>$15m</td>
</tr>
<tr>
<td>1 in 20</td>
<td>$24m</td>
</tr>
<tr>
<td>1 in 50</td>
<td>$102m</td>
</tr>
<tr>
<td>1 in 100</td>
<td>$182m</td>
</tr>
<tr>
<td>1 in 200</td>
<td>$212m</td>
</tr>
<tr>
<td>Average Annual Damage</td>
<td>$7.40m</td>
</tr>
<tr>
<td>Present Value of Damages</td>
<td>$109m</td>
</tr>
</tbody>
</table>

Following the November 2005 flood, which flooded the Virginia district and township, a series of meetings of the major stakeholders led to the approval of $20 million in funding from Federal, State and Local Governments to fund the Gawler River Flood Mitigation Scheme (Scheme Works).
The Scheme Works had three parts:

One  The construction of a flood control dam on the North Para River near Turretfield designed to control a 1 in 100-year flood.

Two  The modification of the South Para Reservoir dam wall and spillway to provide 1 in 100-year flood control storage on top of full reservoir storage (completed 2012).

Three The formalisation of controlled flow paths for floodwaters along the lower reaches of the Gawler River.

Following successful construction of the flood control Dam on the North Para (Bruce Eastick North Para Flood Mitigation Dam) in 2007 and modification of the South Para Reservoir Dam and spillway in 2012, the Authority has progressed the Gawler River Flood Mitigation Scheme, elements which include:

- further development of the preliminary assessment of possible local area levees prepared in the 2008 Gawler River Floodplain Mapping Study at Gawler, Angle Vale and Two Wells and to develop a levee strategy for Virginia.
- establishment of a protocol with the Floodplain Councils that where development of land in areas identified as ‘at risk of flooding’ is planned to proceed by the implementation of a local area levee that mapping of the proposed levees on the Gawler River Floodplain Mapping Study Model will be required.
- to develop a funding strategy for flood protection that is delivered by local area levees on the questions of who should own and maintain the levees and whether local area levees are regional works that the GRFMA should fund or are they local works that are the responsibility of the local Council.
- investigate opportunities for funding partners and grants to undertake the necessary assessments and designs.

**Purpose of the GRFMA**

The Gawler River Floodplain Management Authority (GRFMA) was formed as a Regional Subsidiary under Section 43 and Schedule 2 of the Local Government Act 1999 on 22 August 2002. The Constituent Councils are the Adelaide Hills Council, The Adelaide Plains Council, The Barossa Council, The Town of Gawler, Light Regional Council, and the City of Playford.

The Authority has been established for the following purposes:

- to co-ordinate the construction, operation and maintenance of flood mitigation infrastructure for the Gawler River. This purpose is the core business of the Authority;
- to raise finance for the purpose of developing, managing and operating and maintaining works approved by the Board;
- to provide a forum for the discussion and consideration of topics relating to the Constituent Council’s obligations and responsibilities in relation to management of flood mitigation for the Gawler River; and
• upon application of one or more Constituent Councils pursuant to clause 12.4:
  o to coordinate the construction, maintenance and promotion and enhancement of the Gawler River and areas adjacent to the Gawler River as recreational open space for the adjacent communities; and
  o to enter into agreements with one or more of the Constituent Councils for the purpose of managing and developing the Gawler River.

**Governance**

The Authority has established a Charter which sets down the powers, functions, safeguards, accountabilities and an operational framework and the Business Plan sets down the operational plan and financial plan to achieve agreed objectives.

The Authority is governed by the Board of management. The Board comprises of:

- One independent person, who is not an officer, employee or elected member of a Constituent Council, to be appointed as the Chairperson of the Board of Management of the GRFMA for a term of two years.
- Two persons appointed from each of the six Constituent Councils (12 members in total). Council appointees comprise of the Council CEO, or delegate and one Elected Member.
- Deputy Board members as appointed by each Constituent Council.

**The Board**

The Members of the Board are:

<table>
<thead>
<tr>
<th>Council</th>
<th>Board Members</th>
<th>Deputy Board Members</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chairperson and Independent Member</td>
<td>Mr Ian Baldwin</td>
<td></td>
</tr>
<tr>
<td>Adelaide Hills Council</td>
<td>Cr Malcolm Herrmann</td>
<td>Cr Pauline Gill</td>
</tr>
<tr>
<td></td>
<td>Mr Ashley Curtis</td>
<td></td>
</tr>
<tr>
<td>Adelaide Plains Council</td>
<td>Cr Terry-Anne Keen</td>
<td>Cr John Lush</td>
</tr>
<tr>
<td></td>
<td>Mr James Miller</td>
<td>Ms Alyssa Denicola</td>
</tr>
<tr>
<td>The Barossa Council</td>
<td>Mayor Bim Lange</td>
<td>Cr Russell Johnstone</td>
</tr>
<tr>
<td></td>
<td>Mr Gary Mavrinac</td>
<td></td>
</tr>
<tr>
<td>Town of Gawler</td>
<td>Cr Paul Koch</td>
<td>Cr Nathan Shanks</td>
</tr>
<tr>
<td></td>
<td>Mr Sam Dilena</td>
<td>Mr Ben DeGilio</td>
</tr>
<tr>
<td>Light Regional Council</td>
<td>Cr William Close</td>
<td>Mr Andrew Philpott</td>
</tr>
<tr>
<td></td>
<td>Mr Brian Carr</td>
<td></td>
</tr>
<tr>
<td>City of Playford</td>
<td>Cr Peter Rentoulis</td>
<td>Cr Clinton Marsh</td>
</tr>
<tr>
<td></td>
<td>Mr Greg Pattinson</td>
<td></td>
</tr>
</tbody>
</table>
A Technical Assessment Panel has been appointed to support the decision-making processes of the Board with delegated powers to provide advice and manage the technical aspects of the design, assessment and construction of the various parts of the Scheme.

The Members of the Panel are:
- Mr Ian Baldwin, Independent Chair
- Ms Ingrid Franssen, Manager Flood Management, DEWN
- Dr Moji Kan, Principal Engineer Dams, SA Water
- Mr Matt Elding, The Barossa Council
- Mr Braden Austin, Playford Council
- Mr David Hitchcock, Executive Officer
- Mr Dino Musolino, Observer, Lower Gawler River representative

An Audit Committee has been appointed to review:
- The annual financial statements to ensure that they present fairly the financial state of affairs of the Board; and
- The adequacy of the accounting, internal control, reporting and other financial management systems and practices of the Board on a regular basis.

The Members of the Audit Committee are:
- Mr Peter Brass, Independent Member and Chair
- Cr Malcolm Herrmann, Adelaide Hills Council
- Mr Greg Pattinson, City of Playford

The following Policies have been adopted to provide management guidelines for the day-to-day business of the GRFMA:
- Access to Meetings and Documents
- Internal Review of Decisions
- Procurement and Operations
- Dam Valuation
- Public Consultation
- Treasury Management

Further work will be undertaken to establish and adopt appropriate policy documents as required (Public Interest Disclose, Fraud and Corruption etc).

To meet the statutory and operational responsibilities the Authority will maintain appointment of a part time Executive Officer, and an Auditor, on a contract basis.

Dean Newbery and Partners have been appointed as the external auditor until 2023/24.
The Authority is required to hold a minimum of 6 meetings per year and to provide the required Business Plans, Budgets Reports and Audited Statements to its Constituent Councils required by the Charter and Local Government 1999.

The Authority will conduct two reviews each year of its performance against the targets set in this Business Plan that will form part of the report to its Constituent Councils and will be included in its Annual Report.

**Cost of Operations**

The scope of the GRFMA annual budget and operations is small in comparison to the extensive undertakings by Constituent Councils.

Principally the budget revenue is sourced from predetermined “formulae based’ financial contributions by the six Constituent Councils, opportunistic funding applications and some interest from financial institutions. Recently any shortfalls in income (over expenditure) have been met from reserves.

Expenditure is principally budgeted on estimated costs of executive management and administrative and governance requirements of the Authority according to its charter. Some costs are incurred with maintenance of the Bruce Eastick North Para River Flood Mitigation Dam site and access.

The contributions of the Constituent Councils are based on the following percentage shares for capital works, maintenance of Scheme assets and operational costs of the Authority. (GRFMA Charter Clause 10).

**Constituent Council Shares for Contributions**

<table>
<thead>
<tr>
<th>Constituent Council</th>
<th>Capital Works Percentage Share</th>
<th>Maintenance of Assets Percentage Share</th>
<th>Operational Costs Percentage Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adelaide Hills Council</td>
<td>1.73%</td>
<td>1.73%</td>
<td>16.66%</td>
</tr>
<tr>
<td>Adelaide Plains Council</td>
<td>28.91%</td>
<td>28.91%</td>
<td>16.66%</td>
</tr>
<tr>
<td>The Barossa Council</td>
<td>8.67%</td>
<td>8.67%</td>
<td>16.66%</td>
</tr>
<tr>
<td>Town of Gawler</td>
<td>17.34%</td>
<td>17.34%</td>
<td>16.66%</td>
</tr>
<tr>
<td>Light Regional Council</td>
<td>8.67%</td>
<td>8.67%</td>
<td>16.66%</td>
</tr>
<tr>
<td>City of Playford</td>
<td>34.68%</td>
<td>34.68%</td>
<td>16.66%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>100%</strong></td>
<td><strong>100%</strong></td>
<td><strong>100%</strong></td>
</tr>
</tbody>
</table>
Work Priorities 2021/2022

Previously the Authority engaged:

- AECOM to provide a fatal flaw screening assessment for the potential raising of the North Para Dam by up to 10 metres to provide additional flood protection for a 1 in 100 Annual Event Probability (AEP) event to the township of Gawler and further downstream.
- Australian Water Environments to undertake the Gawler River 2016 Flood Review

Both reports have been subsequently completed and following consultation with Constituent Councils the Authority has resolved that decision on extending the height (10mtr) of the dam be on held over pending the initiatives recommended in the Gawler River 2016 Flood Review report are implemented and outcomes considered. Feasibility of raising of the North Para Dam will then subsequently be considered.

The Gawler River 2016 Flood Review report provides three recommendations for works to be undertaken and provides first stage indicative costs of $41 million:

a) proposed Gawler River northern floodway;

b) upgrade and maintenance of the levee system;

and

c) management of silt and pest vegetation.

The Authority will continue to pursue endeavours to obtain State and Federal government funding for the project.

On 16/8/18 the Authority endorsed commencement of a GRFMA Charter and Governance Review to be undertaken in two phases consisting of:

1. A charter review to be undertaken as a shorter-term action (completed); and
2. Following completion of the charter review a further process to scope and consider other contemporary governance arrangements be undertaken (completed).

The new Charter (phase1) commenced from 28 January 2020 and a transition program is being undertaken to effect the new GRFMA Management Framework requiring a Long-Term Financial Plan, a Strategic Plan and an Asset Management plan as well as annual budget.
Charter Review Phase 2 Governance and Funding has now been completed and will be finalized pending determination of a preferred funding model that Constituent Councils might collectively contribute to funding of flood mitigation projects as they are proposed.

# GRFMA Charter extract: Where the capital and/or maintenance cost exceeds $1 Million in any given year, Clause 11.7 shall apply.

11.7 The Authority may enter into separate funding arrangements with Constituent Councils and with any State or Federal Government or their agencies in respect of any project undertaken or to be undertaken by or on behalf of the Authority.

It is anticipated, subject to Constituent Council approval, the new funding model will apply from 1 July 2021.

Maintenance and operations of the scheme during 2021 to 2022 will include:

- Implementation of requirement of the reviewed Operation and Maintenance Manual.
- Continuation of the revegetation program around land associated with the Bruce Eastick North Para Flood Mitigation Dam.
- Scheduled inspections and environmental management of land associated with the Dam location will be undertaken in accordance with ANCOLD recommendations. Principality Routine (monthly), Intermediate (annually), Comprehensive (every 5 years due 2022/2023).
- Completion of the Gawler River Stormwater Management Plan – The GRFMA recognises the in-kind contribution of the City of Playford in provision of a Project Manager to facilitate development of the Plan.
- Completion of the GRFMA Strategic Management Plan.
- Continuation of the advocacy program to secure funding for the Northern Floodway project.
- Engagement and partnership with the State Government to deliver the $9 Million for Gawler River flood mitigation works.
- Completion of identified repairs to the Bruce Eastick North Para Flood Mitigation Dam.
Attachment Three
## STATEMENT OF COMPREHENSIVE INCOME

<table>
<thead>
<tr>
<th></th>
<th>2020/2021 FULL YEAR REVISED ESTIMATE $'000</th>
<th>2021/2022 DRAFT BUDGET $'000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>INCOME</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Subscriptions</td>
<td>196,235</td>
<td>261,252</td>
</tr>
<tr>
<td>Grants Subsidies and Contributions</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Investment Income</td>
<td>1,100</td>
<td>600</td>
</tr>
<tr>
<td>Other</td>
<td>15</td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL REVENUES</strong></td>
<td>197,350</td>
<td>261,852</td>
</tr>
<tr>
<td><strong>EXPENSES</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Materials, Contracts and Other Expenses</td>
<td>266,736</td>
<td>191,852</td>
</tr>
<tr>
<td>Finance Costs</td>
<td>-</td>
<td>70,000</td>
</tr>
<tr>
<td>Depreciation, amortisation &amp; impairment</td>
<td>321,163</td>
<td>321,163</td>
</tr>
<tr>
<td><strong>Total Expenses</strong></td>
<td>587,899</td>
<td>583,015</td>
</tr>
<tr>
<td><strong>OPERATING SURPLUS/(DEFICIT) BEFORE CAPITAL AMOUNTS</strong></td>
<td>(390,549)</td>
<td>(321,163)</td>
</tr>
<tr>
<td>- Net gain (loss) on disposal or revaluation of assets</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>- Amounts specifically for new or upgraded assets</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>- Physical resources received free of charge</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL COMPREHENSIVE INCOME</strong></td>
<td>(390,549)</td>
<td>(321,163)</td>
</tr>
</tbody>
</table>
# CASH FLOW STATEMENT

## 2020/2021 FULL YEAR REVISED ESTIMATE

<table>
<thead>
<tr>
<th>Inflows (Outflows)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>--</td>
</tr>
<tr>
<td><strong>CASHFLOWS FROM OPERATING ACTIVITIES RECEIPTS</strong></td>
<td><strong>CASHFLOWS FROM OPERATING ACTIVITIES RECEIPTS</strong></td>
</tr>
<tr>
<td>226,789</td>
<td>261,252</td>
</tr>
<tr>
<td>1,100</td>
<td>600</td>
</tr>
<tr>
<td><strong>PAYMENTS</strong></td>
<td><strong>PAYMENTS</strong></td>
</tr>
<tr>
<td>(308,405)</td>
<td>(191,852)</td>
</tr>
<tr>
<td>-</td>
<td>(70,000)</td>
</tr>
<tr>
<td><strong>(60,516)</strong></td>
<td>-</td>
</tr>
<tr>
<td><strong>Net Cash provided by (or used in) Operating Activities</strong></td>
<td>-</td>
</tr>
</tbody>
</table>

## 2021/2022 DRAFT BUDGET

<table>
<thead>
<tr>
<th>Inflows (Outflows)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>--</td>
</tr>
<tr>
<td><strong>CASH FLOWS FROM INVESTING ACTIVITIES RECEIPTS</strong></td>
<td><strong>CASH FLOWS FROM INVESTING ACTIVITIES RECEIPTS</strong></td>
</tr>
<tr>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>PAYMENTS</strong></td>
<td><strong>PAYMENTS</strong></td>
</tr>
<tr>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>(80,516)</strong></td>
<td>-</td>
</tr>
<tr>
<td><strong>Net Cash provided by (or used in) Investing Activities</strong></td>
<td>-</td>
</tr>
</tbody>
</table>

## 2021/2022 DRAFT BUDGET

<table>
<thead>
<tr>
<th>Inflows (Outflows)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>--</td>
</tr>
<tr>
<td><strong>CASH FLOWS FROM FINANCING ACTIVITIES RECEIPTS</strong></td>
<td><strong>CASH FLOWS FROM FINANCING ACTIVITIES RECEIPTS</strong></td>
</tr>
<tr>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>PAYMENTS</strong></td>
<td><strong>PAYMENTS</strong></td>
</tr>
<tr>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>NET CASH USED IN FINANCING ACTIVITIES</strong></td>
<td><strong>NET CASH USED IN FINANCING ACTIVITIES</strong></td>
</tr>
<tr>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

## NET INCREASE (DECREASE) IN CASH HELD

|  |
|-------------------|--|
| $                  |--|
| **NET INCREASE (DECREASE) IN CASH HELD** | **NET INCREASE (DECREASE) IN CASH HELD** |
| 151,764            | 71,248 |
| 71,248             | 71,248 |

## CASH AT BEGINNING OF YEAR

| 71,248 |

## CASH AT END OF YEAR

| 71,248 |
## BALANCE SHEET

<table>
<thead>
<tr>
<th>2020/2021 FULL YEAR REVISED ESTIMATE</th>
<th>2021/2022 DRAFT BUDGET</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td><strong>ASSETS</strong></td>
<td><strong>ASSETS</strong></td>
</tr>
<tr>
<td><strong>CURRENT ASSETS</strong></td>
<td><strong>CURRENT ASSETS</strong></td>
</tr>
<tr>
<td>Cash and cash equivalents</td>
<td>71,248</td>
</tr>
<tr>
<td>Trade &amp; other receivables</td>
<td>1,612</td>
</tr>
<tr>
<td>Inventories</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL CURRENT ASSETS</strong></td>
<td>72,860</td>
</tr>
<tr>
<td><strong>NON-CURRENT ASSETS</strong></td>
<td></td>
</tr>
<tr>
<td>Financial Assets</td>
<td>-</td>
</tr>
<tr>
<td>Infrastructure, Property, Plant &amp; Equipment</td>
<td>21,368,512</td>
</tr>
<tr>
<td><strong>TOTAL NON-CURRENT ASSETS</strong></td>
<td>21,368,512</td>
</tr>
<tr>
<td><strong>TOTAL ASSETS</strong></td>
<td>21,441,372</td>
</tr>
<tr>
<td><strong>LIABILITIES</strong></td>
<td><strong>LIABILITIES</strong></td>
</tr>
<tr>
<td><strong>CURRENT LIABILITIES</strong></td>
<td><strong>CURRENT LIABILITIES</strong></td>
</tr>
<tr>
<td>Trade &amp; Other Payables</td>
<td>-</td>
</tr>
<tr>
<td>Borrowings</td>
<td>-</td>
</tr>
<tr>
<td>Short-term Provisions</td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL CURRENT LIABILITIES</strong></td>
<td>-</td>
</tr>
<tr>
<td><strong>NON-CURRENT LIABILITIES</strong></td>
<td></td>
</tr>
<tr>
<td>Long-term Borrowings</td>
<td>-</td>
</tr>
<tr>
<td>Long-term Provisions</td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL NON-CURRENT LIABILITIES</strong></td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL LIABILITIES</strong></td>
<td>-</td>
</tr>
<tr>
<td><strong>NET ASSETS</strong></td>
<td>21,441,372</td>
</tr>
<tr>
<td><strong>EQUITY</strong></td>
<td></td>
</tr>
<tr>
<td>Accumulated Surplus</td>
<td>12,759,399</td>
</tr>
<tr>
<td>Asset Revaluation</td>
<td>8,681,973</td>
</tr>
<tr>
<td>Other Reserves</td>
<td>-</td>
</tr>
<tr>
<td><strong>TOTAL EQUITY</strong></td>
<td>21,441,372</td>
</tr>
<tr>
<td></td>
<td>2020/2021 FULL YEAR REVISED ESTIMATE $</td>
</tr>
<tr>
<td>----------------------</td>
<td>----------------------------------------</td>
</tr>
<tr>
<td>ACCUMULATED SURPLUS</td>
<td></td>
</tr>
<tr>
<td>Balance at end of previous reporting period</td>
<td>13,471,111</td>
</tr>
<tr>
<td>(390,549)</td>
<td></td>
</tr>
<tr>
<td>0</td>
<td></td>
</tr>
<tr>
<td>Transfer From Reserves</td>
<td></td>
</tr>
<tr>
<td>0</td>
<td></td>
</tr>
<tr>
<td>BALANCE AT END OF PERIOD</td>
<td>13,080,562</td>
</tr>
<tr>
<td>ASSET REVALUATION RESERVE</td>
<td></td>
</tr>
<tr>
<td>Balance at end of previous reporting period</td>
<td>8,681,973</td>
</tr>
<tr>
<td>Gain on revaluation of infrastructure, property, plant &amp; equipment</td>
<td>0.00</td>
</tr>
<tr>
<td>0.00</td>
<td></td>
</tr>
<tr>
<td>Transfer to Accumulated Surplus on sale of infrastructure, property, plant &amp; equipment</td>
<td></td>
</tr>
<tr>
<td>0.00</td>
<td></td>
</tr>
<tr>
<td>BALANCE AT END OF PERIOD</td>
<td>8,681,973</td>
</tr>
<tr>
<td>TOTAL EQUITY AT END OF REPORTING PERIOD</td>
<td>21,762,535</td>
</tr>
<tr>
<td>2020/2021 FULL YEAR REVISED ESTIMATE $</td>
<td>Operating Revenues</td>
</tr>
<tr>
<td>----------------------------------------</td>
<td>-------------------</td>
</tr>
<tr>
<td>197,350</td>
<td>less Operating Expenses</td>
</tr>
<tr>
<td>(587,899)</td>
<td>Operating Surplus / (Deficit) before Capital Amounts</td>
</tr>
<tr>
<td>(390,549)</td>
<td>(321,163)</td>
</tr>
</tbody>
</table>

 Less Net Outlays in Existing Assets
  Capital Expenditure on renewal and replacement of Existing Assets
    less Depreciation, Amortisation and Impairment (321,163)
    less Proceeds from Sale of Replaced Assets

(321,163)

 Less Net Outlays on New and Upgraded Assets
  Capital Expenditure on New and Upgraded Assets
    less Amounts received specifically for New and Upgraded Assets
    less Proceeds from Sale of Surplus Assets

(69,386) Net Lending / (Borrowing) for Financial Year
7.5.5 DEBATE AGENDA – WASTE SERVICES REPORT

7.5.5.1 MANDATORY GREEN ORGANIC SERVICE UPDATE
B11883-05

Author: Waste Management Officer

PURPOSE
To provide Council with the outcome of the expression of interest for green organic service exemption, and an update on the mandatory green organic roll out.

RECOMMENDATION
That Council:
(1) Receive and note the expressions of interest received for green organic service exemption
(2) Reaffirm its support for the green organic service to become mandatory, with the adoption of
   a) a change from a Saturday service to a weekday service,
   b) a fortnightly service level (with the view to increase to weekly in the future), and
(3) Approve the update of the Waste Management Services Policy to reflect changes to service levels, townships boundaries and management of units/multiple tenancies as detailed in Attachment 2.

REPORT

Background
At the Council Meeting held 15 December 2020, Council initially moved to introduce a mandatory Green Organic service with the service shifting to weekdays and increasing the service level to weekly rather than fortnightly. In addition, there was to be a service exemption for properties that could demonstrate effective management of their green waste.

At the Council meeting held 27 January 2021, a further report was received with an overview of how the Green Organic service exemption will be determined and implemented. Council moved to commence a call for residents to apply for a Green Organic service exemption ahead of the roll out of the mandatory Green Organic service.

It was also noted that negotiations with Solo Resource Recovery would commence, with the intent that a contract variation would need to be executed.
Introduction
A call for expressions of interest for the Green Organic service exemption commenced on 24 February 2021 and concluded on 1 April 2021. A total of 76 completed applications were put forward, with 86 enquiries logged.

The 76 applications fell into 3 categories:

1. **Criteria met, eligible for proposed exemption**
   The property was within the eligible townships, evidence of compost or green waste management systems was supplied and a Statutory Declaration was provided.

   These properties will be notified that their exemption will be approved as per the revised Policy.

2. **Criteria met, property not on route, no exemption required**
   The applicant provided evidence of compost or green waste management systems and a Statutory Declaration however, the property is not within an eligible township. This type of application has still been noted against the properties as they would still qualify for the exemption if the route was expanded.

   These properties will be notified that the exemption will be reconsidered if/when the route is reviewed by the contractor.
3. Criteria not met, further documentation required

These applications were missing an element of the required documentation. In most cases the Statutory Declaration was not completed. Any applications that were missing documentation were given the opportunity to provide the missing items.

These properties will be notified that the exemption will be reconsidered as soon as the additional documentation has been provided.

In effect, a total of 40 properties would be immediately eligible to receive the exemption on adoption of the revised Policy. A further 11 applications can be reassessed on receipt of the required information.

The following will be added to the special circumstances provisions with the Waste Management Policy:

Green Organic Service Exemption

4.7.6 A Residential Premises within the Designated Waste Collection Area (refer Appendix B are eligible for a green organic service exemption if they are effectively managing green waste via composting as evidenced by photographs submitted to council and signed statutory declaration stating that no green waste will be placed in the General Waste or Recycling services.

Discussion

Feedback from expression of interest for the Green Organic Service Exemption

Enquiries received for the Green Organic service exemption highlighted the potential challenges for residential properties with multiple tenancies such as unit blocks or retired / aged accommodation where the total volume of kerbside bins supplied might be above the needs of residents and could become difficult to store and create congestion issues when presented kerbside for emptying.

The above was also reiterated by property owners that are part of a Community Plan (Community/Strata Titles). In this scenario 13 properties currently share 2 green organic bins which are charged via a Tenant Licence held by the Community Corporation.

In light of these enquiries, a mechanism to manage this type of scenario within the Waste Management Services Policy has been considered. It is proposed that the following wording be added to the Policy:

4.8.7 Multiple dwellings such as community and strata titles may apply to the Contractor to share bin services. Subject to Council approval.

Negotiations with Solo for the Mandatory Roll Out

Council administration met with Solo Resource Recovery (Solo) to discuss the mandatory Green Organic service to determine if there were any major obstacles to the proposed changes. See attachment 1.

Township and Rural Services:
As there are no changes proposed to rural service level, it was acknowledged that there are some primary production properties on the fringe of townships that should be considered rural. It was also noted that some rural properties that are along the
approved designated collection route could be provided with the Green Organic service.

As part of the Policy a clear designation between Township and Rural properties is needed to ensure the level of service entitlements. In addition, Council could opt to allow rural properties along the designated collection route to have access to the service on an opt-in basis.

Solo see no issue with the scope of eligible properties being expanded to include all townships defined in the Waste Management Service Policy. This would mean that the Green Organic service could become mandatory in Cockatoo Valley, Sandy Creek, Moculta and Eden Valley.

It is proposed that the following revisions to the Waste Management Policy be made:

<table>
<thead>
<tr>
<th>Waste to Landfill (Red Bin)</th>
<th>Recyclable (Yellow Bin)</th>
<th>Green Organic (Green Bin)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Township</td>
<td></td>
<td></td>
</tr>
<tr>
<td>140L</td>
<td>240L</td>
<td>240L</td>
</tr>
<tr>
<td>Rural</td>
<td></td>
<td></td>
</tr>
<tr>
<td>140L</td>
<td>240L</td>
<td>240L Optional</td>
</tr>
<tr>
<td>Commercial</td>
<td></td>
<td></td>
</tr>
<tr>
<td>140L</td>
<td>240L</td>
<td>240L (Townships Only)</td>
</tr>
</tbody>
</table>

Township Service

4.5.4 Residential Premises within the Designated Waste Collection Area (refer Appendix B) will receive:
- A mandatory weekly collection service for General (Landfill) Waste (140L Red Bin),
- A mandatory fortnightly collection service for Co-mingled Recycling (240L Yellow Bin)
- A mandatory fortnightly collection service for Green Organics Recycling (240L Green Bin) and

4.5.5 Residential Premises opting into the Green Organics Recycling service will receive a Kitchen Caddy for compost, which is supplied by Council’s contractor.

Rural Service

4.5.6 Residential Premises within rural areas (having property frontage to the Approved Waste Collection Route refer Appendix A) will receive
- A mandatory weekly collection service for General (Landfill) Waste (140L Red Bin),
- A mandatory fortnightly collection service for Co-mingled Recycling (240L Yellow Bin); and

Residential Premises within rural areas may apply to opt into a fortnightly collection service for Green Organics Recycling subject to demand and availability of service.

Commercial Service

4.5.8 Commercial Premises within the Designated Waste Collection Area will can receive, on an optional basis:
- a weekly collection service for General (Landfill) Waste (140L Red Bin), and
• A fortnightly collection service for Co-mingled Recycling (240L Yellow Bin).
• A fortnightly collection service for Green Organics Recycling (240L Green Bin – within the Designated Waste Collection Area (refer Appendix B)

4.11.2 A service charge for mandatory General (Landfill) and Recycling Waste and Green Organics will be applied on all Service Entitled Properties within the Designated Waste Collection Area and along the Approved Collection Route with a dwelling, whether permanently occupied or not, and regardless of whether the service is required or utilised.

4.11.3 A service charge for Green Organics will be applied on all Service Entitled Properties within the Designated Waste Collection Area or along the Approved Collection Route where the property owner has opted for the service. Where a tenant has opted for a service, and the property owner has declined to accept the service charge, the tenant will be required to sign an agreement with Council to have the charge billed directly. Any default on payment will result in the cancellation of the service and surrender of the bin. An administration fee is applicable in the event of a cancellation.

Weekly Green Organic Service:
Solo stated that moving the service to weekly is achievable. However, Solo suggested that in swapping the Organics collection to weekly, the current weekly Rubbish (red bin) could shift to fortnightly. This is due to concerns around bin clutter and the need for each residence to have the service. For example, on the recycling fortnight, there would in effect be three bins placed at the kerb. As an alternative, the Green Organic Service could be made fortnightly on the alternate fortnight of the recycling bin, as is the case for most metropolitan council services, to ensure that only two bins are out at any one time.

Weekday service:
Solo have confirmed that maintaining the fortnightly service on a Saturday would no longer be viable and that collections will move to weekday aligning with current service days and in the off week for recyclables.

Service Commencement:
A weekly Organics service would need a full costing to ensure it does not have too much of an impact to the capital equipment and as such Solo believe a longer timeline is required for the service to move to weekly and would recommend allowing until July 2022 for the roll out.

Therefore it is suggested commencing the mandatory Green Organic service on a fortnightly basis, but continue discussions with Solo in regards to a weekly service and/or a swap in service levels. Tonnages and diversion rates can be monitored and a full costing analysed with a further report to Council outlining the pros and cons to change service levels in the future.

Rollout, Resourcing and Equipment:
There will be no problems with resourcing additional staff and the roll out could be implemented within 1 month of being advised of the intent to commence a mandatory service however, they would prefer the roll out to occur in September or October 2021.

A suitable permanent vehicle could take up to 6 months to secure. Subject to Council approval, a generic branded Solo vehicle would be used until the permanent vehicle is available.
Waste Management Service Policy

A revised version of the Policy containing track changes to address the service level changes and exemption requirements is provided in Attachment 2.

With the opportunity to update the Waste Management Service Policy to better align the policy with the Waste Services Contract, the following additional changes have also been made:

Changing ‘attachment b’ to appendix b in the ‘designated Waste Collection Area’ definition to align with the rest of the policy.

Removing the following from the Special Circumstances provisions:
4.7.2 Eligible Special Circumstance Provision applicants will be issued an annual sticker to affix to the bin which will confirm collection for the Contractor’s drivers. Bins will not be collected if the sticker is not displayed

Adding ‘small businesses’ to the commercial premise in the special circumstances Provisions section:

Commercial Premises

4.7.6 Commercial Premises and small businesses can upsize to 240L General (Landfill) Waste Bin at an additional cost and may request additional bins from the Contractor which are charged annually at the unit rate cost.

Defining the maximum distance a collection point service can be from the property:

Collection Locations

4.8.2 Within rural areas, a common collection point may be nominated for ease of waste collection by the Contractor. A common collection point will be as close as possible to eligible premise and no more than 5 kilometres from the access point to the premise

Summary and Conclusion

Following the expression of interest process for service exemptions, it is proposed that Council proceed with the changes to the Green Organic service, as follows:
- Move from a Saturday Service to a Weekday service
- Fortnightly service level instead of the initially proposed weekly service level
- Alternate fortnight to the recycling service
- Add options for community titles / strata titles to better manage waste services

These are reflected in the revised Policy.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 – Solo response
Attachment 2 – update of Waste Management Service Policy
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

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.

Health and Wellbeing
9. Our community has fair and equitable access to the resources and services they need to lead a safe, healthy, inclusive and connected lifestyle.
10. Our region enjoys the benefits of sustainable community groups, networks and facilities that encourage everybody to participate in the community.

Natural Environment and Built Heritage
3.1 Support community based sustainability initiatives to help reduce the Barossa’s contribution to the climate crisis and build on the capacity of local residents and industry to mitigate negative impacts.
3.2 Collaborate with partners and our community to support innovative approaches to waste minimisation, and increase reuse and recycling opportunities.

Health and Wellbeing
10.2 Advocate for and encourage services that ensure equity and support inclusion and at risk members of the community.

Corporate Plan

Health and Wellbeing
4.9 Provide residents kerbside waste collection and recycling services that reduce waste disposed to landfill.
4.10 Facilitate access to hard and green waste facilities and associated recycling opportunities that reduce waste disposed to landfill and support the environment.

Legislative Requirements
Local Government Act 1999
Environment Protection Act 1993
FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Based on the outcome of the expression of interest, it is estimated that the initial number of Green Organic services to determine the Service Charge would be 6,475 240L bins with the approved townships, plus the existing 38 240L bins for Commercial (owner/tenant) services (which remains optional). With allowance for new services (i.e., new dwellings) the total amount of bins is in the order of 6,870.

The current collection rate for the service is $1.0184 and allowing for a CPI increase using the current rate of 0.70%. This would equate to a collection cost of approximately $15,497 per month for a fortnightly service. Estimated annual cost is $185,971.

The disposal cost for green organic material is currently at $37.55 per tonne and allowing for a CPI increase using the current rate of 0.70%. Disposal would cost $8,008.44 per month, with an annual cost estimated at $96,101.30. Estimated monthly tonnage has been calculated based on a 45% increase to the average monthly tonnage.

The total mandatory Green Organic service for 6,870 services is estimated at $282,072. The budget for 2020-21 for 4,348 voluntary services is $183,029.

The service charge will be calculated accordingly with the intention that it remains as close to the current service charge as possible. The current service charge is $53, the current figure based on the estimated bin numbers and tonnages would be $49.

COMMUNITY CONSULTATION

Nil
31 March 2021:

Weekly run – Can we look at what the limitations are and how we would approach this?

The biggest concern for this once is Bin Clutter and the need for people to have the service. If required, residents could have 2 bins collected fortnightly and that would assist their needs. If Council wanted to go down this path, Council could swap the organics to weekly and Rubbish to Fortnightly. Not sure how this one would be excepted by the community although it is done in other non metro councils ie Adelaide Plains. It would need a full costing to ensure it does not have too much of an impact to the capital equipment. I would suggest if council was considering this one, I would aim for July 2022. It gives everyone time to get it right.

Fortnightly weekday run – Do we leave this as townships currently in scope with the inclusion of Sandy Creek and Eden Valley as they already have the service? This would leave Cockatoo Valley and Moculta as the only defined townships without service.

I would add Cockatoo Valley and Moculta and this would then include all towns

No change to service day or level – leaving it on a Saturday with service rolled out to all properties in eligible townships. Is this sustainable? No as we could not get the numbers on board.

I plan to put this to Council in a pros / cons format with estimated costs for each option. Happy to advise Council if the Saturday collection will no longer work, likewise if a weekly service needs to come into effect at a later date to ensure that we have adequate resources in place.

I would suggest we aim for a Sep/ Oct 21 start up for the change from an opt in to an all in . This would allow for bin dels etc to take place. Could call it a spring campaign.

Email 13 January 2021:

As discussed, are you able to provide further information / feedback on the implementation of a mandatory Green Organic service

1. Operational Implications and requirements in moving the green organic service to mandatory looking at
   - the service day moving to a week day. We do not see any problems with this move. Collections will align with current Rub days and in the OFF Week for recyclables
   - weekly vs fortnightly service in eligible townships. This needs further discussion. ie swapping weekly rub to fortnightly etc

2. Opportunity to Include townships not currently serviced We see no problems with including the these townships.

3. Timeframes for your team and areas where Council could potentially provide some flexibility to assist in rolling out the mandatory service including
   - Resourcing – There will be no problems with resourcing additional staff. We could implement within 1 month or sooner if required.
   - Equipment – A suitable permanent vehicle could take up to 6 months to secure. Subject to Council approval, a generic branded Solo vehicle would be used until the permanent vehicle is available.
   - Temporary measures that can be implemented to manage the service short term . We would use an existing generic branded wagon to commence the service. This can commence as soon as required.
Attachment Two
THE BAROSSA COUNCIL
WASTE MANAGEMENT SERVICES
POLICY

Corporate Plan Link:
1.9 Participate in initiatives, or advocate for, improvement to recycling, re-use, and minimisation education initiatives to reduce waste disposed to landfill.
4.9 Provide residents kerbside waste collection and recycling services that reduce waste disposed to landfill.
4.10 Facilitate access to hard and green waste facilities and associated recycling opportunities that reduce waste disposed to landfill and support the environment.

Policy Owner:
Director – Development and Environmental Services
Previous Approval
Date(s):
07/06/2009

Document Control
Officer:
Director – Development and Environmental Services
Current Approval Date:
26/04/2018

TRIM Reference:
17/23580
Next Review Date:
26/04/2022

1. Purpose

1.1 This policy sets out the entitlement of properties to waste, recycling and green organic collection services and disposal of other waste streams.

2. Scope

2.1 This policy defines:
2.1.2 Council’s role as a waste and recycling service provider;
2.1.3 the service mix that will be offered to protect public health and assist the community to waste less and recycle more;
2.1.4 criteria for cost recovery; and
2.1.5 eligibility criteria to ensure fair, just and financially sustainable access to services.

2.2 This policy applies to:
2.2.1 all Service Entitled Properties on the principle of equity to all residents;
2.2.2 the disposal of household waste (including rubbish, recyclables and green organic waste) via kerbside collection;
2.2.3 the operation of the Springton Transfer Station; and
2.2.4 the collection and disposal of hard waste (including e-waste) through a specific program.
3. Definitions

<table>
<thead>
<tr>
<th>Term</th>
<th>Definition</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved Waste Collection Route</td>
<td>The route [approved between Council and the Contractor] which a service is provided for the collection and disposal of domestic waste and recyclables using 140L and/or 240L Mobile Bins outside of the Designated Waste Collection Areas, as shown in Appendix A.</td>
</tr>
<tr>
<td>Bin</td>
<td>A mobile garbage bin (MGB) provided by Council as a container for the temporary storage of waste and recycling.</td>
</tr>
<tr>
<td>Co-mingled Recycling</td>
<td>Dry and clean newspapers, magazines, paper, cardboard, tins, cans, glass, milk and juice containers, plastic containers of a type specified by Council and other recyclable material for which permission has been given by Council.</td>
</tr>
<tr>
<td>Commercial premise</td>
<td>A premise lawfully used for a commercial, light industrial, institutional or other non-residential purposes and includes short term accommodation such as tourist accommodation in a hotel, backpacker hostel or serviced apartment.</td>
</tr>
<tr>
<td>Designated Waste Collection Area</td>
<td>An area defined by Council in which a service is provided for the collection and disposal of domestic and commercial waste and recyclables using 140L and/or 240L Mobile Bins. Designated Waste Collection Areas are as marked on Council Designated Waste Collection Area maps (Attachment Appendix B) and are subject to change as a result of future subdivisions or planning requirements.</td>
</tr>
<tr>
<td>General (landfill) waste</td>
<td>That part of the waste stream remaining after the separation of organic, recyclable and hazardous or prohibited waste materials that is directed to landfill.</td>
</tr>
<tr>
<td>Hard waste</td>
<td>Selected solid waste items, as specified by Council, which arise from residential premises that cannot be collected by the general waste, co-mingled or organics recycling collection services.</td>
</tr>
<tr>
<td>Hazardous waste</td>
<td>Listed waste having a characteristic described in schedule A list 2 of the National Environment Protection (Movement of controlled waste between States and Territories) Measure, as amended from time to time.</td>
</tr>
<tr>
<td>Kerbside Waste Collection Service</td>
<td>Council’s waste management services that typically requires bin presentation on the footpath and utilises smaller capacity Bins and a collection truck with a hydraulic lifting arm on the kerb (starboard) side of the vehicle.</td>
</tr>
<tr>
<td>Green Organics recycling</td>
<td>Any clean organic matter consisting of lawn clippings, plants, vegetables, leaves, prunings, vegetables, fruit, manure or any other organic material for which permission has been granted by Council.</td>
</tr>
<tr>
<td>Recyclable material</td>
<td>Includes include many kinds of glass, paper, and cardboard, metal, plastic, tires, textiles, and electronics. The composting or other reuse of biodegradable waste, such as food or garden waste, is also considered recycling.</td>
</tr>
</tbody>
</table>
### Residential premise
A premise lawfully used as a dwelling or place of residence, including:
- a. a detached or semi dwelling, row house or townhouse;
- b. a home unit or apartment within a residential flat building or group dwelling;
- c. caretakers residence within a residential complex; and
- d. student accommodation, hostels, lodging and boarding houses (excluding tourist accommodation).

### Service Entitled Property
Any premises entitled to the relevant collection service as set out in this Policy and at locations defined by the Approved Collection Route for that service. For the purposes of collection, service entitlement is based on rateable properties not on allotments or titles of land.

### Street Bin
A receptacle for the disposal of waste and recyclable material usually in a street, park, or public area.

## 4. Policy Statement

### Policy Principles

4.1 Council is committed to continuous improvement in waste and recycling services. This policy promotes the protection of public health and environmentally responsible waste and recycling services with a key focus on maximising the diversion of materials from landfill and into recycling streams including green organics.

4.2.1 This policy is consistent with the Waste Management Hierarchy with regard to waste management practices within council, with the intent to achieve optimal environmental outcomes.

4.2.2 Council will seek to operate at the highest possible level of the hierarchy, considering social, environmental and economic practicalities.

4.3 Council will seek to provide a fair, just and equitable waste and recycling service for township and rural residents.

![Waste Management Hierarchy Diagram]

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Policy Statements

4.5 Collection Services

4.5.1 Council will provide a Kerbside Waste Collection Service by Contractor to all Service Entitled Properties in the Designated Waste Collection Areas and along the Approved Waste Collection Route with the exception of vacant properties or any property where the Contract Supervisor determines collection is not possible.

4.5.2 Council’s Kerbside Waste Collection Services are divided into three categories, Township services, Rural services and Commercial services. Each premise is entitled to collection in accordance with the standard service level outlined below.

<table>
<thead>
<tr>
<th></th>
<th>Waste to Landfill (Red Bin)</th>
<th>Recyclable (Yellow Bin)</th>
<th>Green Organic (Green Bin)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Township</td>
<td>140L</td>
<td>240L</td>
<td>240L</td>
</tr>
<tr>
<td>Rural</td>
<td>140L</td>
<td>240L</td>
<td>Not Available/Optional</td>
</tr>
<tr>
<td>Commercial</td>
<td>140L</td>
<td>240L</td>
<td>240L (Townships Only)</td>
</tr>
</tbody>
</table>

4.5.3 Where Council cannot safely, lawfully or practically provide waste and recycling services to a particular residential development, a private commercial waste and recycling service must be provided by the property owner or relevant community corporation or strata corporation, at their own expense.

Township Service

4.5.4 Residential Premises within the Designated Waste Collection Area (refer Appendix B) will receive:
- A mandatory fortnightly collection service for Co-mingled Recycling (240L Yellow Bin).
- An option to opt into a mandatory fortnightly collection service for Green Organics Recycling (240L Green Bin) within the townships of Nuriootpa, Tanunda, Angaston/Pennice, Lyndoch, Williamstown, Stockwell, Spington and Mount Pleasant, subject to demand and availability of service.

4.5.5 Residential Premises opting into the Green Organics Recycling service will receive a Kitchen Caddy for compost, which is supplied by Council’s contractor.

Rural Service

4.5.6 Residential Premises within rural areas (having property frontage to the Approved Waste Collection Route refer Appendix A) will receive
- A mandatory fortnightly collection service for Co-mingled Recycling (240L Yellow Bin); and
Residential Premises within rural areas may apply option to opt into a fortnightly collection service for Green Organics Recycling subject to demand and availability of service.

4.5.7 A permit exemption is available to a Residential Premise that has its main access off a road which is not included as an Approved Waste Collection Route.

Commercial Service

4.5.8 Commercial Premises within the Designated Waste Collection Area will receive, on an optional basis:
- a weekly collection service for General (Landfill) Waste (140L Red Bin), and
- a fortnightly collection service for Co-mingled Recycling (240L Yellow Bin), and
- A fortnightly collection service for Green Organics Recycling (240L Green Bin – within the Designated Waste Collection Area (refer Appendix B) Township areas only)

4.6 New or Additional Services

4.6.1 Anything extra to one set of bins per rateable, eligible property for residents and small businesses is considered to be an additional collection.

4.6.2 A request for any new or additional commercial service or additional township/rural recycling services must be submitted to the Contractor.

4.6.3 A fee will be charged for any new or additional service that is approved by Council.

4.7 Special Circumstances Provisions

4.7.1 A request for a Special Circumstance Provision will need to be renewed each financial year (to confirm eligibility, as the needs of residents or business may change).

4.7.2 Eligible Special Circumstance Provision applicants will be issued an annual sticker to affix to the bin which will confirm collection for the Contractor’s drivers. Bins will not be collected if the sticker is not displayed.

Large Family

4.7.3 A property is eligible for a Family 240L Waste service (free of additional charge) if the household is a family of six or more members (not extended families), as evidenced by a current Medicare Card or a signed Statutory Declaration.

Special Medical Condition

4.7.4 A property is eligible for a Medical 240L Waste service (free of additional charge) for those residents where an extra volume of waste is produced due to a disability and/or medical condition. This does not include premises generating medical waste from a business, such as home massage, podiatry or similar.

4.7.5 To be eligible the resident must provide a letter from their medical practitioner or a signed statutory declaration stating the residents needs the extra capacity
to dispose of additional waste associated with their disability or medical treatment.

Green Organic Service Exemption

4.7.6 A Residential Premises within the Designated Waste Collection Area (refer Appendix B) are eligible for a green organic service exemption if they are effectively managing green waste via composting as evidenced by photographs submitted to council and signed statutory declaration stating that no green waste will be placed in the General Waste or Recycling services.

Commercial Premises

4.7.6 Commercial Premises and small businesses can upsize to 240L General (Landfill) Waste Bin at an additional cost and may request additional bins from the Contractor which are charged annually at the unit rate cost.

4.8 Collection locations

Kerbside / Collection Point

4.8.1 Collection will generally be undertaken from the kerbside adjacent to each eligible premise.

4.8.2 Within rural areas, a common collection point may be nominated for ease of waste collection by the Contractor. A common collection point will be as close as possible to eligible premise and no more than 5 kilometres from the access point to the premise.

4.8.3 Bins will not be collected from other than the kerbside location or collection point, unless approval is given to Special On-Site Properties.

Special On-Site Property

4.8.4 Residents within private land divisions with private access roads under strata management are entitled to the standard waste collection service.

4.8.5 It is the responsibility of the property owner or relevant community corporation or strata corporation to seek an indemnity direct with the Council’s Contractor prior to the service commencing. This service will only be available if access is deemed satisfactory by the Contractor.

4.8.6 Aged care facilities and caravan parks may apply to the Contractor to have their bins picked up from within their premise rather than kerbside subject to a written agreement.

4.8.7 Multiple dwellings such as community and strata titles may apply to the Contractor and to share a bin service on request from the Contractor, subject to Council approval.

4.8.8 Council will maintain a Special On-Site Property register.
4.9 Collection Conditions

General

4.9.1 Council’s contractor will provide bins in a safe working order and a maintenance service for repair and replacement when damaged.

4.9.2 Service recipients are responsible for washing or sanitising bins so as to prevent or minimise the discharge of fluids and the emission of offensive odours.

4.9.3 Bins must be removed from the kerbside within 24 hours of being emptied.

Overweight/Overflow

4.9.4 The Contractor may not collect a bin where it is evident upon visual inspection at the kerbside that it is overweight or over flowing with waste material.

4.9.5 It is the responsibility of the customer to rectify the situation before the bin will be collected.

Gross Contamination

4.9.6 The Contractor may not collect a bin where it is evident upon visual inspection at the kerbside or via the camera in the hopper that it contains gross contamination. Gross contamination refers to a high level of material that does not conform to acceptable materials specified in Appendix C (i.e. green waste in the recycling bin, general waste in the recycling bin etc.).

4.9.7 It is the responsibility of the customer to remove any contaminated material before the bin will be collected.

4.10 Replacement of stolen or damaged bins

4.10.1 Ratepayers/residents are responsible for contacting the Contractor for replacement of stolen or damaged bins.

4.11 Service Charges

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

4.11.2 A service charge for mandatory General (Landfill) and Recycling Waste and Green Organics will be applied on all Service Entitled Properties within the Designated Waste Collection Area and along the Approved Collection Route.
with a dwelling, whether permanently occupied or not, and regardless of whether the service is required or utilised.

4.11.3 A service charge for Green Organics will be applied on all Service Entitled Properties within or along the Designated Waste Collection Area Approved Collection Route where the property owner has opted for the service. Where a tenant has opted for a service, and the property owner has declined to accept the service charge, the tenant will be required to sign an agreement with Council to have the charge billed directly. Any default on payment will result in the cancellation of the service and surrender of the bin. An administration fee is applicable in the event of a cancellation.

4.11.4 The pricing structure is to recover the cost of all direct and indirect costs associated with waste, recycling and green organic services.

4.11.5 Council will annually review the service charges and include in the Fees and Charges Register.

4.12 Bin Identification

4.12.1 Bin identification measures, including address labelling and radio frequency identification devices (RFID), will be adopted to minimise misuse of the service, support bin recovery, enable enhanced reporting and educational support and facilitate cost effective alternative service delivery options.

4.12.2 Bins are allocated to and remain with the property as part of the general, recycling and green waste collection service, but remain the property of the Contractor.

4.13 Refusal, Decline, Cessation and Reinstatement of Service

4.13.1 A temporary refusal of service may be issued to a Residential Premise or eligible Commercial Premise where:

- there is a failure to place approved waste or recycling in the correct bin (i.e. high level of contamination – refer to acceptable items);
- insanitary or prohibited waste is placed out for collection;
- a bin presented for collection exceeds the maximum safe weight for a collection;
- the bin is presented in a location where it would be un-safe for the collection vehicle to empty due to local environmental conditions;
- the bin is presented in a location that is unrelated to the property where the bin is registered or not located within a nominated Bin Bank;
- bin identification measures have been removed or modified without the consent of Council;
- the bin is not accessible from a public road way; or
- the correct bin is not presented for collection by the required time on the Council nominated collection day.

4.13.2 Council reserves the right to decline a request for a general waste service where an eligible premise does not take-up recycling service/s that are appropriate to the type, volume and nature of recyclable materials in that premises waste stream.
4.14 Council Rights
4.14.1 Council reserves the right to:
- recover stolen or misappropriated bins;
- remove bins where there are repeated instances of bins not being stored between collection days on the site where they are registered;
- withdraw or cease a collection service where there is repeated misuse of waste and recycling services;
- withdraw or cease collection when deliberate and wilful damage of a bin provided by Council occurs;
- withdraw services for non-payment of fee-for-service or replacement bin charges; and
- charge bin replacement fees to re-deliver bins.

4.15 Street Bin/Council Parks and Facilities
4.15.1 Council’s Street Bin collection service includes the collection of rubbish in streets, parks and public places by Council’s contractor on either a bi-weekly basis for peak locations, or weekly collection service for other township locations. Street Bins are supplied, owned, repaired and replaced by Council’s Contractor.

4.16 Waste Accepted Per Kerbside Service
4.16.1 Materials accepted in each of the bin receptacles is provided in Attachment D.

4.17 Hard Waste Program
4.17.1 Council may offer a hard waste (including e-waste) service. The extent and scope of these services will be subject to budget allocation.

4.18 Transfer Station
4.18.1 The Barossa Council operates a transfer station at 1508 Springton Road, Springton opposite Barossa Boundary Road which opens on the second Saturday of each month between 9am and 3pm.

4.18.2 The Transfer Station must operate in accordance with the EPA license.

4.18.3 Fees and Charges are reviewed annually.

4.18.3 The following will not be accepted at the Springton Transfer Station:
- permapine posts
- tyres
- loose paper
- plastic
- concrete
- car bodies
- gas bottles.

4.19 Hazardous Waste
4.19.1 Council does not provide a hazardous waste program, if this service is required please contact Council who can advise if suitable locations exist depending on the waste material.
5. Supporting Process

Waste Management User Guidelines

6. Related Policies

Nil

7. Legislation and References

7.1 The following legislation and related documents are considered most relevant to waste management in The Barossa Council:
- Local Government Act 1999
- South Australian Public Health Act 2011
  - South Australian Public Health (General) Regulations 2013
- Environment Protection Act 1993
  - Environmental Protection (Waste to Resources) Policy 2010
  - South Australia’s Waste Strategy

8. Review

8.1 This Policy will be reviewed by [the Council / Document Control Officer] in consultation with the relevant stakeholders, within four (4) years or more frequently if legislation or Council’s need changes.

9. Further Information

9.1 This Policy is available on Council’s website at www.barossa.sa.gov.au. It can also be viewed electronically at Council’s principal office at 43-51 Tanunda Road, Nuriootpa and all Council branches, during ordinary business hours. A copy of this Policy can be obtained at those venues upon payment of a fixed fee.

9.2 Complaints regarding this Policy or its application can be made to the Customer Service team on 8563 8444 or barossa@barossa.sa.gov.au in the first instance, who will refer you to the most appropriate officer according to Council’s Complaints Handling Policy [see clause 9.1 above for availability].

Signed: .............................................  Dated: .............................................

[Mayor Michael (Bim) Lange or
Chief Executive Officer under delegation]

10. Policy Version History

Waste Management Service Policy approved by Council/CEO on 26 of April 2018

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This electronic copy is the approved version and is stored in Council’s Record Management System (TRIM).

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<table>
<thead>
<tr>
<th>Version No.</th>
<th>Approval Date</th>
<th>Description of Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.0</td>
<td>07/06/2009</td>
<td>New Policy, June 2009</td>
</tr>
<tr>
<td>2.0</td>
<td>TBA/TBA/2018</td>
<td>Waste Management Service major review.</td>
</tr>
<tr>
<td>3.0</td>
<td>TBA/2019</td>
<td>Amended to include availability of Green Waste Services for commercial properties within Township areas.</td>
</tr>
<tr>
<td>4.0</td>
<td>16 July 2019</td>
<td>Amendment of Clause 4.17.1 in the Waste Management Services Policy, by deleting 'disposal' from the first sentence</td>
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</table>
Appendix A – APPROVED WASTE COLLECTION ROUTE

Map to be inserted when completed.
Appendix C – ACCEPTABLE MATERIALS IN BINS

Co-mingled Dry Recycling (yellow lid bins)
- Liquid paperboard cartons
- Rigid plastic containers with lids removed (recycle code 1-7)
- all paper, magazines and cardboard
- Glass jars and bottles with lids removed (excluding crockery)
- aluminium cans
- aluminium rigid and semi-rigid packaging
- steel cans, aerosol spray cans
- metal lids

Organics Recycling Collection (green lid bins)
- fruit and vegetable material
- bread, pastries and flours (including rice and corn flours)
- teabags, coffee grounds
- food soiled paper products (hand towels, butter wraps etc)
- lawn/grass clippings
- plant and tree pruning (branches up to 15cm in diameter)
- weeds, leaves, flowers
- fats
- cheese, yoghurt
- eggs, oyster shells
- meat scraps, bones and seafood (cooked and raw)
- Compostable biodegradables (Bag, polymers)

Solid Waste Collection (red lid bins)
- plastic wrappers and plastic bags
  (Ratepayers should seek to deposit at a facility that accepts soft plastics i.e. supermarkets)
- nappies
- soiled packaging
- broken glass (wrapped in newspaper)
- ceramics
- bones; food scraps; fats; meats; fish (wrapped in newspaper)
- items that cannot be placed in the Co-mingled Dry Recycling or Organics Recycling bins

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Prohibited Waste

The following substances are prohibited from collection by the Kerbside Waste Collection Service:

- hot ashes;
- liquids;
- dust and fine loose material unless it is securely wrapped in paper or plastic;
- pool chemicals;
- liquid paint;
- varnishes and solvents;
- listed waste as under ‘dangerous substances’ in the Environment Protection Act;
- car batteries;
- acids and alkalis;
- earth, gravel, rocks: building materials – concrete, bricks masonry, tiles, sand, gravel;
- asbestos;
- bitumen;
- car bodies;
- engines;
- tyres;
- explosives and ammunition;
- gas bottles;
- medical or dental practice waste;
- veterinary practice waste;
- animal carcasses;
- any other article or matter that is discarded in the course of medical, dental or veterinary practice or research that poses a significant risk to the health of a person who comes into contact with it, or to the environment at large;
- radio-active waste;
- any other item or substance that may constitute a hazard to the waste collectors, or to the mechanism of the collection vehicle, or to the environment at large.
The matter of the agenda item being confidential information being the provision of personal information of a ratepayer requesting Council to undertake private works and for them to repay costs overtime through their rates and therefore pursuant to Section 90(3)(a) of the Local Government Act 1999 ("the Act") being information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

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 being personnel information of a ratepayer and resident.

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.
RECOMMENDATION

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 and the Minute Secretary, in order to consider in confidence a report relating to agenda item 8.1.1 ‘Private Works Request’ being information that must be considered in confidence as includes the personal information of a ratepayer and resident under Section 90(3)(a) of the Local Government Act being information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); 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 consider the commercial and pricing proposal of the submission.
20 April 2021

Council

8.1.2 – NURIOOTPA OLD DUMP SITE PROPOSAL

The matter of the agenda item being confidential information being the provision of personal information of a ratepayer requesting Council to undertake private works and for them to repay costs overtime through their rates and therefore pursuant to Section 90(3)(b) of the Local Government Act 1999 ("the Act") being information the disclosure of which would be information the disclosure of which:

(i) 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; and

(ii) would, on balance, be contrary to the public interest.

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 commercial and valuation information could compromise Council should it proceed with supporting a proposal for the Nuriootpa Old Dump Site including the lease or sale of part of the land.
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.

**RECOMMENDATION**

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 and the Minute Secretary, in order to consider in confidence a report relating to agenda item 8.1.2 ‘Nuriootpa Old Dump Site Proposal’ being information that must be considered in confidence as it includes commercial and valuation information that under Section 90(3)(b) of the Local Government Act being information the disclosure of which would involve the unreasonable disclosure of information the disclosure of which would be information the disclosure of which (i) 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; and (ii) would, on balance, be contrary to the public interest; 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 consider the commercial and pricing proposal of the submission.