MINUTES OF THE MEETING OF THE BAROSSA COUNCIL
held on Tuesday 23 January 2024 commencing at 5.30pm
in the Council Chambers, 43-51 Tanunda Road, Nuriootpa.

MINUTES

Welcome by Mayor Bim Lange with an acknowledgement of Country and declared the meeting open at 5.30pm.

1. ATTENDANCE RECORD

1.1 Members Present

Mayor Bim Lange, Crs John Angas, Don Barrett, David de Vries, Tony Hurn, Cathy Troup, Jane Evans, Bruce Preece, Jess Greatwich and Heidi Thompson

Apologies

Crs Kathryn Schilling and Rick Lane

Not Present

Nil

Leave of Absence

Nil

Mayor Lange introduced Natasha Weedon as Council's newly appointed Senior Strategy Advisor and welcomed her to the Council.

2. CONFIRMATION OF MINUTES

2.1 Minutes of previous meetings – for confirmation:

MOVED Cr de Vries

That the Minutes of the Council meeting held on Tuesday 19 December 2023 at 5.30pm, as circulated, be confirmed as true and correct records of the proceedings of those meetings.

SECONDED Cr Hurn **CARRIED 2022-26/334**

2.2 Matters arising from previous minutes

2.2.1 MANAGEMENT OF COULTHARD RESERVE - CORRESPONDENCE
24/1665

Correspondence has been received from the Chair of the Nuriootpa Centennial Park Authority (NCPA) regarding the ongoing management to Coulthard Reserve. I am meeting with the Chair post the issuing of this agenda to fully ascertain what they are seeking and discuss funding and any transition challenges should Council agree. I could prepare a site-specific report, for the March Council meeting, and should any responsibilities be changed, it is suggested that the new financial year is the best time to do this so budgets can be aligned. In essence the request, if approved, will require budget (and cash) from NCPA to be transferred to Councils books on a regular basis as the budget sites with the NCPA and this within a different bank account, if Council approve the request. This is a very inefficient administrative process but can be achieved. However, it is a better strategy to consider the issues as part of a fully informed policy position with supporting research and investigations.

Therefore, the information is hereby tabled at this stage for information.

Various matters have been resolved by Council over the last 3 or so years which also all require review and a full report, related to NCPA, equity of governance arrangements across our recreational and sporting facilities and the wider issue of Caravan Park services, summarised as who, how and what are the best ways to provide these services into the future.

Work has been planned to undertake those investigations, develop a policy position and direction for Council through a holistic consideration this year rather than a piece meal approach.

In relation to Coulthard Reserve this has and remains under the Charter upon which NCPA operate (except the Bushgardens) the role of NCPA. They are seeking Council to maintain the land including the old pond, effectively transferring the costs and responsibility to Council, bar minor operating management. At this time and until full analysis has taken place around the long-term management of the location and community and commercial assets at NCPA further action should await the investigations and fully information position.

Normal operations and coordination can continue as they are, with NCPA providing the maintenance services, any capital upgrades would come to Council directly or via NCPA in any case for funding approvals.

SUPPORTING REFERENCES
Nil

3. PROCEDURAL ITEMS

3.1 Petitions

Nil

3.2 Deputations/Visitors to the meeting

Nil

3.3 Notice of Motion

3.3.1 PLAYING OF NATIONAL ANTHEM
24/1615

MOVED CR PREECE

That Council play the Australian National Anthem (short version) at the opening of each Council meeting.

The motion lapsed for want of a seconder

PURPOSE

To debate the notice of motion put forward by Cr Preece to play the Australian National Anthem at the opening of each Council meeting.

REPORT

Cr Preece has provided the requisite notice of motion pursuant to the *Local Government (Procedures at Meetings) Regulations 2013* and it is reflected at the Attachment.

There is no prior policy position of Council to reflect upon, and no officer research or resource changes are requested or needed.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Community and Culture

Goal

4. The Barossa fosters community resilience, connection and wellbeing through its social planning, recreation, safety, education, preventative health and social strategies especially for our youth and vulnerable people.

Strategies

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

Legislative Requirements

Regulation 12 - Local Government (Procedures at Meetings) Regulations 2013

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Nil

COMMUNITY ENGAGEMENT

Not required under Policy or the *Local Government Act 1999*.

3.4 Questions with Notice

3.4.1 QUESTION ON NOTICE – COUNCILLOR PREECE - CREDIT CARD TRANSACTIONS 24/1570

MOVED Cr Preece

That Council receive and note the response and that the questions and responses be placed in the minutes.

SECONDED Cr Angas **CARRIED 2022-26/335**

PURPOSE

To consider a question on notice provided in accordance with the *Local Government Act 1999* by Cr Preece.

QUESTION AND RESPONSE

Question

(1) When was the Mayor and CEO and any other Council Staff member who have a Council authorized Credit Cards transactions last Audited?

(2) Has the CEO referred re Interim Audit of CEO and Mayors credit card transactions been referred to the Audit Committee?

(3) Will the CEO make sure that the CEO and Mayors Authorized Council credit cards transactions are Audited at no less than once a year?

Response

(1) They are audited annually and reconciled monthly.

(2) Yes, the Audit Committee has reviewed the audit report and at next meeting card information will be provided.

(3) Yes, the independent auditor, audits the systems, processes and all payments annually based on their own testing requirements so as to provide an audited opinion to Council each financial year.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Nil

3.4.2 QUESTION ON NOTICE – COUNCILLOR PREECE - INSURANCE POSITION / FOOTPATH MATTER
24/1583

MOVED Cr Preece

That Council receive and note the response and that the question and response be placed in the minutes.

SECONDED Cr de Vries **CARRIED 2022-26/336**

PURPOSE

To consider a question on notice provided in accordance with the *Local Government Act 1999* by Cr Preece.

QUESTION AND RESPONSE

Question

(1) A resident of Tanunda badly injuring herself by tripping over a footpath 101 to 103 Murray Street Tanunda on the 4th of December 2023 what is the councils position on compensation, as the Lady damaged her eye glasses that cost $700 to replace and needed to be Hospitalized?

(2) When will this footpath be fixed?

Response

(1) This question requires more in depth understanding of the insurance arrangements in Local Government, hence the response commences with a short summary of the framework.

Council is insured by a sector based mutual liability scheme, called Local Government Mutual Services. This covers the four areas of insurance being:

- Public and product liability
- Professional indemnity
- Environmental landfill (pollution legal liability)
- Councillor and Officer and employment Practice Liability

There is also aviation liability for council operating airports, however this does not impact The Barossa Council.

The Council is bound by the rules of the Scheme and any compensation claims are submitted to the Scheme for assessment and determination. Council (not officers of Council) can act outside of the Scheme or statutory indemnities if it wishes to provide a settlement but would lose any protections should a matter escalate. Ultimately at worse, Council could be exposed to the following if it did act outside of the rules of the Scheme:

- Removal from the Mutual Liability Scheme exposing Council to much more complexity in meeting its legal insurance requirements (Sections 80 and 142 of the *Local Government Act 1999*);
- Significantly higher premiums, due to the fact that liability is currently shared across the whole sector;
- Significantly higher administrative costs associated with dealing with alternative insurers and trying to compete for a reasonable price and insurance policy settings in a worldwide market; noting we currently don't have staff skills in navigating the insurance market. We would effectively be a price taker, whereas a sector approach provides greater purchasing power; and
- Significant future liability should what may be a small claim escalate due to unforeseen circumstances, exposing ratepayers in such a situation to extensive loss, even into the millions depending on the severity of any escalation of factors associated with the claim, which would be attached to Council without the support and safety net of the mutual liability scheme.

To seek compensation from Council, a claimant (or their representative) needs to make a claim in writing and provide relevant evidence. This is remitted to the Scheme as required by the Scheme rules, and it is assessed by the insurer and managed with the claimant directly, separate to Council. Council in such circumstances may be asked to provide information such as location, responses to the location in the past, other incident history.

Council enjoys blanket protection, and is not liable under tort, for failure to maintain, repair or renew a road, or to take other action to avoid or reduce the risk of harm that results from a failure to maintain, repair or renew a road (noting the footpath forms part of a road, known as the road reserve) under Section 42 of the *Civil Liabilities Act 1936*.

The rules of the Scheme (in this case the mutual liability scheme that covering public liability) are comprehensive and have been provided at the *Attachment 1*, but the most relevant clauses are 7, 9.5, 10, 10.6, 13 and 18. Specifically the rules stipulate at 10.2:

"A Member shall not admit liability for, compromise, settle or make or promise any payment in respect of, any Claim which may be the subject of indemnity hereunder or incur any costs or expenses in connection therewith without the written consent of LGA which if it so wishes shall be entitled to take over and conduct in the name of the Member the defence and/or settlement of any such claim for which purpose the Member shall give all such information and assistance as LGA may reasonably require."

Therefore, Council's position, by virtue of the Scheme's arrangements and the law is that any claim made shall be managed by the Scheme and determined by the Scheme. The Council enjoy protection under the *Civil Liabilities Act 1936*. The Council should not act beyond those protections without:

1. Ensuring the Scheme requirements are met.
2. Undertaking significant risk assessment of any claim not supported by the Scheme an understanding the risk associated with any settlement of a claim outside of the protections afforded including being expelled from the Scheme and being uninsured should a claim escalate.

(2) When will this footpath be fixed?

When an incidence is reported they are reviewed and checked as a high priority and rectification work or other safety treatments applied to make it safe within 24-48 hours.

This footpath location will be reviewed and attended to prior to Councils' meeting under the target service standards.

Cr Preece has provided some photographs which (apart from the personal one of the resident face showing injury and stiches to the side of her face near her right eye) are at the Attachment.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Scheme Rules - Mutual Liability
Attachment 2 Photographs

<u>Supporting references</u>
Nil

4. MAYOR

4.1 Mayor's Report

MOVED Cr Hurn

That the Mayor's report be received.

SECONDED Cr de Vries **CARRIED 2022-26/337**

5. COUNCILLORS' REPORTS

5.1 COUNCILLOR'S REPORT TO COUNCIL - CR GREATWICH

MOVED Cr Barrett

That the Councillor Greatwich's report be received.

SECONDED Cr Evans **CARRIED 2022-26/338**

6. MATTERS FOR INFORMATION

6.1 FRIENDS OF BAROSSA BUSHGARDENS COMMITTEE

6.2 DRAFT BIOSECURITY BILL

6.3 NURIOOTPA CENTENNIAL PARK AUTHORITY - MINUTES OF 15 NOVEMBER 2023

6.4 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - CALL FOR MOTIONS - NATIONAL GENERAL ASSEMBLY 2024

6.5 RESPONSE FROM SOUTH AUSTRALIAN LOCAL GOVERNMENT BOUNDARIES COMMISSION - APPOINTMENT OF INVESTIGATOR - TOWN OF GAWLER PROPOSAL

7. DEBATE REPORTS

7.1 Office of the Mayor and CEO

7.1.1 ELECTED MEMBERS TRAINING AND DEVELOPMENT PLAN 2024
23/127795

MOVED Cr Troup

That Council receives and adopts the draft Elected Members' Training and Development Plan 2024 as per Attachment 1.

SECONDED Cr de Vries **CARRIED 2022-26/339**

PURPOSE

The Elected Members' Training and development Policy was adopted on 28 November 2022. Pursuant to clause 3.1.1 of the Policy, Council is required to develop and adopt a Training and Development Plan to ensure that activities available to all Elected Members:

- comply with the Regulations; and
- contribute to the personal development of the individual and the achievement of strategic and good governance objectives of Council'.

The draft Plan for 2024 is attached for Council's consideration and adoption.

REPORT

Background
Section 80A of the *Local Government Act* 1999 and Regulation 8AA of the *Local Government (General) Regulations 2013* requires Council to prepare and adopt a training and development policy capturing the legal requirements for training and development of Council Members.

The current Elected Members' training and Development Policy was adopted on 28 November 2022 and is not due for review until early 2026. However, the Elected Members' Training and Development Plan is due for its annual review.

The updated draft Plan for 2024 is presented at Attachment 1 for the Elected Body's consideration and approval.

Discussion
Section 8AA (1)(b) of the *Local Government (General) Regulations 2013* states that a Council's training and development Policy must comply with the LGA training standards. The LGA Training Standards have been updated, with major changes to the knowledge and skills Council Members need to support their roles.

Council Member training contains a suite of leadership competencies. The key competencies will deliver better outcomes for councils and communities by building leadership capability in the sector, invest in Council Members as community leaders and focus on building a strong, effective team culture.

The new competencies include:

- **Behaviour:** To identify attributes and develop skills that uphold the behavioural standards and principles of good governance.

- **Civic:** To develop knowledge of the Australian system of government and how councils fulfil the objectives of the Local Government Act to deliver reputable community outcomes.

- **Legal:** To develop the knowledge and skills required to meet the legal responsibilities of a council member.

- **Strategy & Finance:** To develop the knowledge of integrated strategic and annual business planning and the skill to manage public funds appropriately.

Pursuant to 3.1.1 of the Elected Members' Training and development Policy, Council is required to develop and adopt an annual Training and Development Plan.

The 2024 Training and Development Plan 2024 (Attachment 1) has been prepared by the Chief Executive Officer (the CEO) and outlines the upcoming mandatory and non-mandatory training. It also includes requests via Elected Member consultation and gap analysis and is now presented to Council for approval. Activities approved on the Plan require no further Council approval.

Summary and Conclusion
Council is asked to approve the Elected Members Training and Development Plan 2024.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Draft Elected Member Training and Development Plan 2024

Supporting references
LGA Training Standards for Council Members

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan
BS7 Governance - Provision of governance advice and support in the discharge of legislative responsibilities for policy development, delegations and authorisations, internal review of Council decisions, delegations and authorisations, Native Title claims

7.1.2 REVOCATION OF COMMUNITY LAND CLASSIFICATION - ALLOTMENT 801 ATZE PARADE NURIOOTPA
24/1279

MOVED Cr de Vries

That Council, having noted the completion of the consultation requirements and not having received any formal submissions and complied with Section 194(2) of the Local Government Act 1999:

(1) Approve the inclusion, as per the revocation paper provided for community consultation, the whole of Allotment 801 Deposited Plan 71266 in the area named Nuriootpa, Hundred of Nuriootpa and that the land will form part of the adjacent road reserves at the completion of the necessary processes.

(2) Proceed, pursuant to Section 194 of the Local Government Act 1999, to continue the process to revoke the Community Land classification over certificate of Title Volume 5983 Folio 23 described as Allotment (Reserve) 801 Deposited Plan 71226 in the area named Nuriootpa, Hundred of Nuriootpa.

(3) In accordance with section 194 (3) (a), authorise the Chief Executive Officer to prepare a report and submit it to the Minister for Local Government seeking approval to revoke the Community Land classification over the above parcel, noting that should the Minister support the revocation Council shall be required to formally consider for a final time the actual revocation of Community Land classification.

SECONDED Cr Hurn **CARRIED 2022-26/340**

PURPOSE

For Council to consider community feedback in response to its proposal to revoke the Community Land classification over Allotment 801 Atze Parade, Nuriootpa and proceed in submitting the proposal to the Minister to consider in accordance with Section 194 of the Local Government Act 1999.

REPORT

Background
In a report put to Council On 17 October 2023 (Attachment 1) Council resolved to authorise the commencement of a Community Land revocation process pursuant to Section 194 of the *Local Government Act 1999* for portion of Allotment 801 Azte Parade Nuriootpa, for the purposes of facilitation a strategic road project for the benefit of the Barossa community.

Introduction
A public notice (Attachment 2) inviting comments on the Community Land Revocation was placed in the Leader and Bunyip newspapers and on Council's website on 13 December 2023. The timeframe was also extended a week to allow for the Christmas and New Year period.

The public notice advised Interested persons may inspect documents, including mapping to assist in knowledge of the location, at The Barossa Council's Principal Office at 43-51 Tanunda Road, Nuriootpa; or on Council's website. A copy of the consultation report and supporting documentation is included in this report at Attachment 3.

Discussion
Whilst there was some online commentary, no submissions were received. Council can now consider whether to submit a report proposing the revocation of the community land status to the Minister for consideration.

Summary and Conclusion
Should the proposal be referred to the Minister and supported, the matter will be referred to Council for final endorsement in accordance with the *Local Government Act 1999* at section 194(3)(b).

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1	Report Council Meeting - 17 October 2023 - GSM - Greenock Road - Samuel Road - Moppa Road - Roundabout - Update
Attachment 2	Public Notice - Revoke Community Land Classification - Due 9 January 2024
Attachment 3	Consultation Report - Greenock Samuel Moppa Road South Project - Community Land Revocation

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Infrastructure

Goal

8. To have a connected and safe transport network that meets the needs of our community

Strategies

8.2. Ensure a high quality road, shared paths and footpath network throughout the Barossa in partnership with all levels of government.

Corporate Plan

BS7 Governance - Provision of governance advice and support in the discharge of legislative responsibilities for policy development, delegations and authorisations, internal review of Council decisions, delegations and authorisations, Native Title claims

Legislative Requirements

Local Government Act 1999, Sections 50 and 194

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

There is no financial or resource implications in submitting a report requesting the revocation of the community land status to the Minister.

Risk is mitigated by complying with the relevant sections of the Local Government Act 1999 as to the revocation of community land classification.

COMMUNITY ENGAGEMENT

Community consultation has occurred in accordance with section 194 of the *Local Government Act 1999* and Councils Consultation Policy

7.1.3 CONCORDIA DEVELOPMENT - MASTER PROJECT PLAN AND SEED FUNDING ALLOCATION FOR 2023/24
24/1765

MOVED Cr de Vries

That Council having reviewed the current status of work related to the Concordia Development:

(1) Approve the project plan and work summary.

(2) Approve the budget amendments and transfers outlined in the financial assessment of this report in support of the Concordia Development investigations and programmed works for the 2023/24 financial year to project number Q100.

(3) Approve the allocation of the forecast funding for the 2024/25 financial year to enable continuity of services.

(4) Note the likely need for amended funding and decision-making as the project proceeds and agree that, where necessary, priority access to Council workshop time will be provided.

SECONDED Cr Hurn **CARRIED 2022-26/341**

PURPOSE

To endorse the plan for works related to the Concordia Development and note the update.

REPORT

Background
The Concordia Development has been identified by the State as a priority greenfield land development of strategic importance. In April 2024, the State initiated the process for infrastructure planning and delivery for growth at Concordia. The development has the capacity to deliver in the order of 10,000 allotments and 25,000-30,000 residents.

Currently the location is one of four priority development areas for which the Department for Trade and Investment under the auspices of the Housing Infrastructure Planning and Development Unit (HIPDU) is tasked to plan and deliver.

Introduction
Since the establishment of HIPDU and their resourcing implementation it has been operating in earnest since mid to late 2023. At present the current governance structure has seen senior staff of relevant Departments and Gawler, Light and Barossa Councils undertaking work and engagement on the critical infrastructure planning needs.

The Mayor and myself, along with relevant staff, have had briefings from the Director of HIPDU on early progress.

I would categorise the current state of the project as gearing up for significant work over the ensuing 18-24 months to mid to late 2025.

Discussion
As a result of foreseen work demands, briefings with the Director of HIPDU and recruitment of our new Senior Strategy Advisor, as approved by Council in July 2023, a high-level project plan has been developed. Many items are estimates based on the best information at hand at present. The plan will provide insight into the work ahead of Council and staff to ensure the best possible outcome for Concordia, the Barossa and the State.

Our strategy regarding our role and work, is to be a collaborative and active critical partner to the State. This will involve sharing work on critical needs including, but not limited to:

- Councils vision and policy position for the development.

- Critical infrastructure needs including road connectivity, power, water, wastewater, telecommunications, transport services.
- Community and contemporary infrastructure including carbon neutral and smart cities technologies, open spaces, recreation and sporting needs, cultural and community needs.
- Ongoing service needs which support communities including health and wellbeing (at State and Local level), safety, local road networks, education, the range of services Council supplies.
- Building the new Concordia community spirit, its connectivity and identity.

There is undoubtedly a need to ensure we work in partnership with the State, developers, landowners and community and share resources where appropriate. There are various works identified that offer a collaborative and shared outcome with the State. In this regard, pooling of funding, resources and sharing of investigations can deliver the desired working model and efficient use of limited funds and resources. The first identified critical piece of work is an update the 2016 study into the Community Needs and Social Infrastructure work from AECOM. We are collaborating with HIPDU on their specification to include any other items and needs with the intent to jointly support the work which will include:

1. In-kind support such as using our Community Development team to assist research and engagement; and
2. Providing funding support in the order of $30,000 once the costs are known.

Other foreseen shared work will be centered on:

- Economic and financial modelling of the development.
- Infrastructure investigations (which are underway and will also be funded by other stakeholders).
- Master planning and land division design.
- Governance and service delivery needs.

Other works Council may specifically need assistance with will be land use policy development as the Code Amendment is designed, our own financial and asset management modelling and legal support. To assist in delivery, a very preliminary budget estimate for support work has been identified in the project plan. With transfers and adjustments to the 2023/2024 budget a further $60,000 is requested to support the work over the next 6 months, with further investment forecast for 2024/2025.

Resource support will be provided through the addition of the Senior Strategy Advisor role as approved by Council (outlined above). This resource has now commenced and will be dedicated to managing and delivering the plan, supported by the Executive Team, the internal working group and staff generally. The role has other strategic work priorities, the two for the foreseeable future are the requested Housing Study and the long-standing Caravan Park review and policy development. Whilst there are additional and valuable strategic tasks in the list identified to Council when it approved the role, this resource, the Executive Leadership Team and organisation cannot absorb significantly more work at this time. As strategic work is delivered, new projects will be added, noting the new resource will be driving the Concordia work in conjunction with myself for the foreseeable future (2-3 years) and the workload is extensive for Concordia alone.

Presented at Attachment 1 is the high-level project plan. At this time, it is an estimate as best can be developed on the known information. The plan is indicative and will change as the work of HIPDU and all stakeholders proceeds. The plan sets our internal program and provides seed funding to start sharing with the State to enable critical works and investigations. It will vary as the project proceeds.

Our current governance framework for this work has been recommended as (with the internal group established by the Executive Leadership Team) as follows:

- An internal working group to meet regularly and proceed on matters of investigations, policy and advocacy discussion.
- The Executive Leadership Team as the internal Steering Committee.
- The Mayor as the Change Champion.
- The Council as the oversight and policy decision maker.

It is recommended that Council not establish a 'Council Committee'. The Concordia development is of high strategic importance and presents extensive opportunities and risks. It is envisaged that where policy requires determination and direction it should be with the full Council. A Committee would simply add a layer of administrative burden, in circumstances already necessitating a report be required to Council and need to direct limited resources to the core needs of the project. Further, to achieve decision making through this journey, there will likely be need for additional and dedicated workshops and possibly special Council meetings. This will be managed as we proceed through the next 18-24 months.

At Attachment 2 is the Terms of Reference for the working group. The working group will also have support from our wider staffing expertise as the work moves forward to ensure subject matter experts are engaged when required. For instance, when road connectivity is being designed our Manager Engineering Services will be involved, when community services are being designed our relevant Managers such as Manager Library Services will be involved.

The working group has come together in November 2023 and to date has:

- Been briefed on the strategic direction of the State.
- Developed the initial project plan.
- Undertaken preliminary works and discussion on risks, needs and general thinking for the future of the development.
- Commenced design of a vision and policy statement.
- Met with the full HIPDU team and had a briefing from the Director and staff.
- Commenced understanding and planning for the need and risk associated with the raft of issues under the *Planning Infrastructure and Development Act 2016*, the two main areas requiring extensive work being the Code Amendment and the design of the Infrastructure Scheme.

The first and most important point for the working group is to develop a vision and policy statement for Council consideration. This will anchor decision making, advocacy and design through the journey. This work is targeted to come to the February 2024 workshop and then February Council meeting for endorsement.

It is the intent to provide a formal quarterly update to Council on works and progress, in addition to specific reports that require Council policy direction.

Summary and Conclusion

The work on the Concordia Development is underway. Governance and project arrangements are recommended to Council for approval to support the development planning, design and implementation.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Project Plan
Attachment 2 Terms of Reference

Supporting references

Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Natural Environment and Built Heritage

Community and Culture

Infrastructure

Goal

1. The Barossa has sustainable farmland providing diverse and stable returns, while protecting the unique natural environment and biodiversity of the region.
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.
7. Community infrastructure planning is aligned to both current and the future needs of the community.

Strategies

1.1. Ensure land use planning and resource use protects the quality of the natural environment, the existing character of rural landscapes, historic significance and the high value of agricultural land.
5.2. Create places where people want to live and plan for the future in a coordinated, affordable, appropriate and proactive way.
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.

Legislative Requirements

Section 123 of the Local Government Act

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Current initial estimates for funding support. Please note this is preliminary and is likely to be subject to change.

Item	Amount	2023-24	2024-25
Community needs analysis – Opportunity to Partner with State Community and Social Planner – Shared cost	50,000	50,000	0
Financial and Rate Modelling and Revenue Policy generation assessment	30,000	10,000	20,000
Council organisational service needs assessment – based on staging – required internal and external support	50,000	25,000	25,000
Council related infrastructure needs assessment – based on staging and community need analysis – requires internal and external support	50,000	25,000	25,000
Support for Code Amendment needs – majority of costs to be borne by State	20,000	0	20,000
Other General Support – Contingency, Legals, Minor Administrative Costs	50,000	25,000	25,000
Total	**250,000**	**135,000**	**115,000**
Funding in Budget and LTFP	125,000	75,000	50,000
Increase – Minimum	**125,000**	**60,000**	**65,000**

There are extensive risks highlighted in Attachment 1. These risks will be explored and addressed through the detailed work outlined in the project plan.

Resourcing is outlined in the body of the report and through the working party commitment.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS			
Financial Considerations			
(where additional funding outside adopted budget is required)			
Items Being Considered in this Agenda	[redacted]	***Concordia Development***	
Net operating costs (incl depreciation)		*$60,000.00*	
Total project cost (ex GST)		*$60,000*	
Grant / Other Income (ex GST)		*$0*	
Funding required by Council		*$60,000*	
Where funding is sourced from:		*Borrowings*	
DDR provided		*Not required*	
Business Assessment Tool Score Cut Off Comparison		*Not assessed as part of budget development - assessment is pursuant to Clause 3.5 of the Annual Business Plan and Budget Policy*	
If approved – a BAR or NI will be included in the:		*December 2023 Quarterly Budget Update*	
KPI	***Current Adopted or Revised Budget $'000*****	***Budget Result for 2023/24***	***Result***
Operating Surplus / (Deficit)	*($2,121)*	*($2,181)*	*Increase of $60K*
Operating Surplus / (Deficit) - Adjusted (removes effect of Grants upfront payment)	*($36)*	*($96)*	
Operating Surplus Ratio (Target: -2% to 10%)	*-4.66%*	*-4.80%*	*Increase of 0.14%*
Operating Surplus Ratio - Adjusted (removes effect of Grants upfront payment) (Target: -2% to 10%)	*-0.08%*	*-0.21%*	*Increase of 0.13%*
Net Financial Liabilities Ratio (Target: >0 to <100%)	*79.98%*	*80.11%*	*Increase of 0.13%*
Asset Funding Renewal Ratio (Target: >80% to <110%)	*160.0%*	*160.0%*	*No change*
** Assumes all are approved and presented in order of the agenda and all other components of budget will be achieved.*			
*** Adjusts for changes approved since the last updated budget but not yet processed in the next quarter update.*			

Please note the above analysis as it relates to the net financial liabilities is predicated on the quarter 1, September 2023 financial and budget review. The review of the full suite of financial statements will be undertake as part of the quarter 2, December 2023 financial and budget review and due to much lower borrowings than that predicted at the conclusion of the 2022/2023 financial year the net financial liabilities will reduce once the updated balance sheet is undertaken as part of the quarter 2 review.

COMMUNITY ENGAGEMENT

None required or recommended for the establishment of the internal governance and working arrangements. The State, and at appropriate times Council, will be undertaking community engagement requirements for the development.

Legislative Requirements
Local Government Act 1999, section 80A
Local Government (General) Regulations 2013, Regulation 8AA
LGA Training Standards for Council Members

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial – Elected Members Training and Development is supported with an annual budget allocation, as ratified by Council as part of the process.

Resource – There is no further requirement for resources, officers undertake support for Elected Member training and development within their current duties.

Risk Management – It is fundamental to good governance that Council supports its Elected Members with the necessary training to make them effective leaders and advocates for the Barossa.

COMMUNITY ENGAGEMENT

While there is no community consultation requirement under the *Local Government Act 1999*, the Training Plan is based on the LGA Training Standards for Council Members pursuant to Regulation 8AA of the Regulations. All training costs and attendances will be recorded in the appropriate registers ensuring the public interest is being protected through open and transparent processes. This register is available on the Council website.

7.2 Corporate Services and Business Innovation

7.2.1 AUTHORISATION UNDER THE ROAD TRAFFIC ACT 1961
23/116464

MOVED Cr Preece

That Council, in accordance with the Instrument of General Approval and Delegation to Council:

(1) Authorises the following persons pursuant to Clause A.7 of the Instrument to endorse Traffic Impact Statements for the purposes of Clause A:
  a. Steven Kaesler
  b. Richard Cocker
  c. Neil Dien

(2) Is of the opinion that the following people are experienced traffic engineering practitioners for the purpose of preparing a Traffic Impact Statement pursuant to Clause A.7:
  a. Steven Kaesler
  b. Richard Cocker
  c. Neil Dien

(3) Is of the opinion that the following people have an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans pursuant to Clause E.2:
  a. Steven Kaesler
  b. Richard Cocker
  c. Neil Dien

SECONDED Cr Barrett **CARRIED 2022-26/342**

PURPOSE

Pursuant to the Minister for Transport and Infrastructure's Instrument of General Approval and Delegation to Council (the Instrument), as at Attachment 1, Council is required to approve the names of officers who are experienced traffic engineering practitioners who can prepare and endorse:

- Traffic Impact Statements when dealing with traffic control devices; and
- Traffic Management Plans when dealing with traffic control devices for events.

With staff movements occurring, an update to Council's experienced traffic engineering practitioners is required.

REPORT

Background
Pursuant to Sections 11 and 12 of the *Road Traffic Act 1961* (the Act), the Minister may provide approval for, or, delegate any of the powers or functions under the Act that have been assigned by the Minister, to a council.

Introduction
On 22 August 2013, pursuant to Sections 11 and 12 of the Act, the Minister for Transport and Infrastructure issued an Instrument of General Approval and Delegation to Council, which empowers councils to use traffic control devices, close roads and grant exemptions for events.

The Instrument specifically empowers Council's Chief Executive Officer to authorise council employees to exercise powers regarding:

- Traffic Control Devices;
- Speed limits at works on roads;
- Traffic Control Devices on roads;
- Temporary Parking Controls;
- Traffic Control Devices for events; and
- Grant approval to another road authority for the above actions.

Pursuant to Clauses A.7 and E.2 of the Instrument, officers preparing and endorsing Traffic Impact Statements and Traffic Management Plans must be authorised by Council to do so and, must, in Council's opinion:

- be experienced traffic engineering practitioners (see highlighted section on pages 2 and 3 of the Instrument); and
- have an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans (see highlighted section on page 7 of the Instrument).

Council most recently endorsed officers to be authorised under Clauses A.7 and E.2 of the Instrument on 21 February 2023.

Discussion
Following staff movements, the Director of Infrastructure and Environmental Services, Ben Clark has reviewed the names of those officers appointed by Council and proposes the following staff to be recognised by Council:

- Steven Kaesler: Manager, Engineering Services (continuing)
- Richard Cocker: Engineer (continuing)
- Neil Dien: Graduate Civil Engineer (new appointment)

Summary and Conclusion
Council is now asked to approve the named officers, who are experienced traffic practitioners and who can prepare and endorse Traffic Impact Statements and Traffic Management Plans in accordance with Clauses A.7 and E.2 of the Instrument.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Instrument of General Approval and Delegation to Council

Supporting references
Road Traffic Act 1961

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Infrastructure

The Barossa maintains and develops infrastructure that meets the needs of the region and is efficient.

To have a connected and safe transport network that meets the needs of our community.

Corporate Plan
BS7 – Governance: Output 2 – Delegations and Authorisations Management

Legislative Requirements
Road Traffic Act 1961

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Financial
There are no financial considerations.

Resource
Facilitation of these authorisations to the officers will be undertaken according to officer's existing duties, as required.

Risk Management
Risks are mitigated by the approval of appropriate authorisations which allow those who have the necessary qualifications and experience to undertake necessary functions on behalf of Council in a compliant and efficient manner.

COMMUNITY ENGAGEMENT

There is no legislative requirement to consult the community on this matter.

7.2.2 MONTHLY FINANCE REPORT AS AT 31 DECEMBER 2023
24/1175

MOVED Cr Angas

That Council receive and note the Monthly Finance Report as at 31 December 2023 as provided at Attachment 1.

SECONDED Cr Hurn **CARRIED 2022-26/343**

PURPOSE

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

REPORT

The Monthly Finance Report (as at 31 December 2023) is Attached. The report has been prepared comparing actuals to the original adopted budget 2023/24.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Monthly Finance Report Council December 2023

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan

BS6 - Finance - Transparency and accountability regarding Council activity and expenditure. Provision of organisational performance report (outcomes), activity report (outputs), a range of statutory reporting (e.g. public health, tax, superannuation), financial reporting

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

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

To enable Council to make effective and strategic financial decisions, a regular up to date high level financial report is provided.

COMMUNITY ENGAGEMENT

Community Consultation was part of the original budget adoption process in June/July 2023, as per legislation. This report is advising Council of the monthly finance position compared to that budget.

7.3 Infrastructure and Environment Services

7.3.1 CONSIDERATION AND ADOPTION OF COMMITTEE RESOLUTIONS - BAROSSA BUSHGARDENS
23/125811

MOVED Cr de Vries

That Council having reviewed the minutes of the Barossa Bushgardens S41 Committee meeting held 13 December 2023, adopt the resolutions contained therein.

SECONDED Cr Troup **CARRIED 2022-26/344**

PURPOSE

The minutes of Council Section 41 Committees are presented here for consideration and adoption by Council.

REPORT

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

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Attachment 1 Minutes - Barossa Bushgardens Committee Meeting - 13 December 2023 -

Supporting references
Nil.

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan
BS6 - Finance - Transparency and accountability regarding Council activity and expenditure. Provision of organisational performance report (outcomes), activity report (outputs), a range of statutory reporting (e.g. public health, tax, superannuation), financial reporting

7.3.2 RECREATIONAL FACILITES - ADDITIONAL WORKS
24/1716

MOVED Cr Preece

That Council approve the addition of the three projects as outlined in the body of the report and approve the budget amendments to the Council and Nuriootpa Centennial Park Authority, being a net increase in budget of $12,000.

SECONDED Cr Thompson **CARRIED 2022-26/345**

PURPOSE

To approve amendments to give effect to new and additional works.

REPORT

Background
Council has approved various works as part of its 2023/24 budget. During implementation of decisions there is at times opportunities to make further improvements.

Introduction
There are three key deliverables that can be addressed through budget savings to complete and improve some works underway or near completion. They are:

1. Additional path sealing in Coulthard Reserve.
2. The need to complete ball netting and fencing works adjacent to the Junior Oval at Tanunda.
3. Completion of some sealing works and minor civil works at the Tanunda Recreation Park.

It is recommended these works be undertaken due to urgency as it applies to project 1 and efficiency of completion as it applies to projects 2 and 3.

Discussion

Project 1

Coulthard Reserve is managed by the Nuriootpa Centennial Park Authority. Council identified pathway works in the adjacent parks as part of its annual program, however the adjacent land pathway works under NCPA management was not identified as a priority and not budgeted for in the 2023/24 year. The matter has been raised with Council and with the NCPA as a result. A further inspection of the area located adjacent the ford in a section of path accessing the rear of the Coulthard Reserve toilet block, identified some sections of path that have significant degradation and requires urgent works to be undertaken.

The works can be coupled with other sealing works in the district still to be done and there is no loss of efficiency in having this work now scheduled, instead of specifically returning for this small job, and it also ties in well with project 3.

The work is estimated at $12,000 and should be funded from the NCPA budget allocations and this can be directed by Council and included in the quarter 2 review.

On a grander scale of future management of assets it is noted Council is undertaking a review of the NCPA arrangements in the near future and in considering the benefits and costs of options the integration of asset management into one program is a definite benefit in future. In the interim officers will assess the NCPA asset data on an annual basis and ground truth the program as part of the annual budget processes to limit in future any missed opportunities to partner on asset renewal.

Project 2

The final component of the Junior Oval upgrade at Tanunda which was to be monitored for need has come to fruition. The need to erect a ball net and fencing extension, due to the extent of incursion onto the neighbour's property warrants this treatment. Whilst it was highlighted as a potential need it has not been budgeted. An extension to the neighbours fencing has been undertaken as envisaged and budgeted, but has not proved adequate relief.

The erection of a ball fence, as was implemented (by way of example) at the soccer development in Nuriootpa, is a sound long term investment for the management and use of the space, relationships, and limits incursion by balls and people onto private property.

The estimated cost is $50,000 budget will be funded from savings in the capital budget for the Tanunda Oval reconstruction.

Project 3

The Tanunda Clubs have recently banded together to assist and fully complete the landscaping at the recreational oval. To compliment the work there are various trenches and areas that require final treatment and sealing to complete the work at the recreation park. This was raised with Council as a matter for information October 2023. With the clubs completing the landscaping in-kind, the works to complete the sealing and minor civil works would best be done for efficiency purposes, the final finish and presentation of the recreation park and the fact there are sealing and civil works to do with the oval extension and renovation it is timely to do so. There are sufficient savings in the resealing budget to support the costs of $95,000.

Summary and Conclusion
The opportunity to complete various and complementary pieces of capital work are noted and recommended to be undertaken and can be coupled together to achieve an efficient infrastructure spend and complete the three projects.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Community Plan

Infrastructure

Goal

7. Community infrastructure planning is aligned to both current and the future needs of the community

Strategies

7.2. Ensure both current and future infrastructure needs are met in a proactive rather than reactive way.

Corporate Plan

CS3 Assets - Planning, construction, maintenance and operation of Council's assets (Transport, Bridges, Community Wastewater Management System, Community, Cultural, Recreation and Stormwater)

CS12 Facility and Community Land - Management of buildings, maintenance and occupancy, including inspections and advice to enable safe, accessible, fit for purpose and well managed community facilities, office spaces and community land

CS20 Sport and Recreation - Provide a broad range of sporting, recreational and leisure facilities/ services/programs at a range of facilities, parks and open space areas

Legislative Requirements

Section 123 of the Local Government Act

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

Existing resourcing can support the projects.

Savings in capital budgets will support projects 2 and 3 the works and therefore there is no net change to the operating position of Council, net financial liabilities will increase by $12,000 or 0.03%.

An allocation from the NCPA budget will be made for the sealing works.

The asset renew ratio will decrease marginally but is not material and estimated to drop to approximate 159.5% from 160% and still above the target range.

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS			
Financial Considerations			
(where additional funding outside adopted budget is required)			
Items Being Considered in this Agenda	[redacted]	***Further Works - 3 Projects***	
Net operating costs (incl depreciation)	[redacted]	*$428.57*	
Total project cost (ex GST)	[redacted]	*$12,000*	
Grant / Other Income (ex GST)	[redacted]	*$0*	
Funding required by Council	[redacted]	*$12,000*	
Where funding is sourced from:	[redacted]	*Borrowings*	
DDR provided	[redacted]	*Not required*	
Business Assessment Tool Score Cut Off Comparison	[redacted]	*Not assessed as part of budget development - assessment is pursuant to Clause 3.5 of the Annual Business Plan and Budget Policy*	
If approved – a BAR or NI will be included in the:	[redacted]	*December 2023 Quarterly Budget Update*	
KPI	***Current Adopted or Revised Budget $'000*****	***Budget Result for 2023/24***	***Result***
Operating Surplus / (Deficit)	*($2,121)*	*($2,181)*	*No change*
Operating Surplus / (Deficit) - Adjusted (removes effect of Grants upfront payment)	*($36)*	*($96)*	
Operating Surplus Ratio (Target: -2% to 10%)	*-4.66%*	*-4.80%*	*No change*
Operating Surplus Ratio - Adjusted (removes effect of Grants upfront payment) (Target: -2% to 10%)	*-0.08%*	*-0.21%*	*No change*
Net Financial Liabilities Ratio (Target: >0 to <100%)	*79.98%*	*80.14%*	*Increase of 0.03%*
Asset Funding Renewal Ratio (Target: >80% to <110%)	*160.0%*	*159.5%*	*Reduction of 0.5%*

** Assumes all are approved and presented in order of the agenda and all other components of budget will be achieved.*

*** Adjusts for changes approved since the last updated budget but not yet processed in the next quarter update.*

COMMUNITY ENGAGEMENT

Officers have engaged with the neighbour adjacent to the Junior Oval and Tanunda Recreation Park Clubs in relation to the landscaping and fencing requirements.

7.4 Development and Community Services

7.4.1 NOMINATION OF MELISSA WHITROW FOR LIBRARIES BOARD OF SA 23/116632

MOVED Cr Preece

That Council endorse the nomination of Melissa Whitrow for a position on the Libraries Board of SA.

SECONDED Cr Troup **CARRIED 2022-26/346**

PURPOSE

To seek endorsement for Melissa Whitrow, Manager Library Services, to nominate as the local government representative on the Libraries Board of SA.

REPORT

Background
The Local Government Association is seeking nominations to fill one LGA-nominated position on the Libraries Board of SA. Nominees are required to attend up to ten meetings per year, are appointed for a period not exceeding three years, and are paid a nominal sitting fee.

Discussion
Melissa Whitrow, Manager Library Services, meets the stated selection criteria to nominate for this role. She is a librarian, employed in a public library and has local government knowledge and experience. The selection criteria also encourages representatives of regional councils to apply.

Should the nomination be successful, board membership will benefit the Barossa Library and wider community via the connections Melissa will establish with peers, in addition to increased knowledge of public library service strategy, operations and governance, and development of leadership and interpersonal skills.

Summary and Conclusion
Given the professional development and learning opportunities this position provides to staff and broader benefits to the Barossa Council, it is recommended that Council supports the nomination of Melissa Whitrow for the Libraries Board of SA.

ATTACHMENTS OR OTHER SUPPORTING REFERENCES

Nil

Supporting references
Nil

COMMUNITY PLAN / CORPORATE PLAN / LEGISLATIVE REQUIREMENTS

Corporate Plan
CS16 Library - Provision of public library services across multiple physical branches, online and via outreach programs. This includes providing access to a physical and online collection

Legislative Requirements
Libraries Act 1982

FINANCIAL, RESOURCE AND RISK MANAGEMENT CONSIDERATIONS

The requirements of Board membership are aligned with the scope of the role of Manager Library Services and time commitments can be managed within the existing role.

COMMUNITY ENGAGEMENT

Community consultation is not required under Legislation or Council Policy.

8. CONFIDENTIAL REPORTS

Pursuant to Section 120(1) of the Local Government Act 1999, Mr McCarthy, Chief Executive Officer, disclosed a Conflict of Interest in the matter Item 8.1 – Chief Executive Officer Performance Review 2023 – Close out of key performance indicators as it relates directly to his performance outcome, future targets and contractual conditions of employment.

Mr McCarthy advised Council of the Conflict of Interest and stated he would remain in the meeting to answer any questions from members and would leave the meeting prior to any debate commencing.

8.1 Office of the Mayor and CEO

8.1.1 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2023 - CLOSE OUT OF KEY PERFORMANCE INDICATORS
24/1727

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 itis related to the performance review outcome of the Chief Executive Officer and has personal information associated with the report.

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

MOVED Cr Hurn

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 in order to consider in confidence a report relating to being information that must be considered in confidence pursuant to:

Section 90(3)(a) of the *Local Government Act 1999:*

information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);

(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 in order that itis related to the performance review outcome of the Chief Executive Officer and has personal information associated with the report.

SECONDED Cr Troup **CARRIED 2022-26/347**

The meeting moved into confidence at 6.14pm

Mr McCarthy left the meeting at 6.25pm

MOVED Cr de Vries

That Council, having read the Mayor's report and observations:

(1) Council resolution

(2) Council resolution

(3) Having considered this matter in confidence under Sections 90(2) and 90(3)(a) of the *Local Government Act 1999,* makes an order pursuant to Section 91(7), that the minutes, agenda report and attachments other than the minutes relating to this confidentiality order of the Confidential Council Meeting held on 23 January 2024 in relation to item 8.1.1 Chief Executive Officer Performance Review 2023 - Close Out of Key Performance Indicators be kept confidential and not available for public inspection and be reviewed as part of Councils annual review of confidential items.

SECONDED Cr Hurn **CARRIED CO 2022-26/348**

Resumption of open council meeting at 6.46pm

9. URGENT OTHER BUSINESS

9.1 <u>REQUEST - LEAVE OF ABSENCE</u>

Pursuant to Section 73 of the Local Government act 1999 Cr Barrett disclosed an actual Conflict of Interest in the matter 9.1 - Request Leave of Absence - Cr Barrett as they are seeking a leave of absence which would result in a direct personal benefit (or loss) depending on whether such leave is granted.

Cr Barrett left the meeting 6.49pm

MOVED Cr Preece

That Cr Barrett be granted Leave of Absence from 29 January 2024 to 11 March 2024 inclusive.

SECONDED Cr Hurn **CARRIED 2022-26/349**

10. NEXT MEETING

Tuesday 20 February 2024 at 5.30pm

11. CLOSURE

Mayor Lange declared the meeting closed at 6.49pm.

Confirmed at Council Meeting on 20 February 2024

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