

MINUTES OF THE MEETING

of the Mount Barker District Council held in the Council Chambers at the Mount Barker Homemaker Centre, 6 Dutton Road, Mount Barker on Monday 4 August 2025 at 7pm.

PRESENT

Mayor Leach
Councillors Grosser, Jones, Orr, Seager, Size, Szilassy, Voogt, Westwood.

IN ATTENDANCE:

Chief Executive Officer (A. Stuart), Executive Manager (A. Hancock), General Manager Corporate Services (A. Oulianoff), General Manager Infrastructure (P. Burton), Acting General Manager Planning and Regulatory Services (A. Houlihan), Head of Wastewater (H. Edmonds), Manager Strategic Projects and Economic Development (L. Gray), and the Minute Secretary (S. Miller).

For Item 18.3 Richard Altman, Independent Consultant

For Item 18.4 Felice D'Agostino, Principal, Norman Waterhouse Lawyers

The meeting opened at 7.00pm with an **Expression of Faith and Acknowledgement of Land.**

7.02pm Councillor Grosser took his chair

7.02pm Councillor Voogt entered the room and took his chair

Mayor Leach noted that a milestone achievement for a Council Member has been recognised by the Local Government Association of SA. A Years of Service Award was presented to Councillor Simon Westwood for 10 years of service to the community as an elected member of Council. Councillor Westwood spoke briefly in response.

Mayor Leach noted that with the Summit Aquatic and Regional Leisure Centre's opening now scheduled, the work of the Community Reference Group (CRG) will draw to a close. The CRG have been integral in providing advice to Council on engaging with community on the use and functionality of the facility through design to development. Mayor Leach thanked the members of the Group, particularly the Stakeholder and Community representatives, and presented those present with a certificate being Aaron Newman, Patricia Wheeler, Douglas McCarty, and Naomi Pugsley.

Apology: Councillor Hewett

NIL

Moved Councillor Orr that the minutes of the meeting held on 7 July 2025 as circulated to members be confirmed as a true and accurate record of proceedings.

Seconded Councillor Size

CARRIED
OM20250804.01

- 4.1.1** Date of Meeting : 4 August 2025
Councillor Name : **Councillor Westwood**
 Matter to be Discussed : Item 12.2 Event Support Program 2025/26
 Assessment of Applications
 Nature of interest : Councillor Westwood declared a **Material** conflict of interest in reference to agenda Item 12.2 due to being the District Governor of the Lions District in which three of the events seeking funds are being held by Lions clubs. As the District may gain a benefit from the decision on this agenda item or suffer a loss he declared a material conflict of interest. Councillor Westwood is also a board member of Lofty FM and as such have a material conflict regarding an application for funding by this organisation. Councillor Westwood will leave the meeting such that he cannot see or hear the meeting and will stay out for such time as the matter is discussed and will not vote.

NIL

5. DEPUTATIONS



NIL

6. **QUESTIONS WITH NOTICE**

6.1 **TITLE:** **REGIONAL IMPOUND FACILITY FEASIBILITY STUDY**
 DATE: **4 AUGUST 2025**
 FILE NUMBER: **DOC/25/101331**

Questions asked by Councillor Voogt

1. After being contacted by residents regarding excessive, growing numbers of free roaming animals in their area, specifically the impact of stray/displaced cats and the consequences they have on native environments and wildlife, pet chickens etc. and the need to rehabilitate and rehome these animals, could staff reaffirm what role Council plays in managing stray/displaced pets in the district?
2. Considering the growth in housing in the area and the likelihood of more of these types of issues, how does Council propose to handle these cases into the future?
3. Effective cat management starts with desexing. Other Councils, such as the District Council of Yankalilla, are offering fully funded cat desexing programs that replace subsidies models to reflect "a strategic shift towards removing financial barriers that may prevent responsible pet owners". Is this a possible strategy or something Mount Barker Council can consider?
4. Council has allocated in its most recent Annual Business Plan 2025-26 resources to investigate the potential of establishing a Regional Impound Facility. Can staff elaborate on why this investigation is now a priority?
5. What is the potential for Council to partner with external stakeholders, not-for-profits or other Councils in trying to establish a impound facility, or does/can Council going it alone?
6. What would be some key benefits and advantages for Council and the community more broadly regarding the establishment of this type of service? Can staff speak to how widespread/significant/damaging/costly stray and displaced pets in our district?

Councillor Voogt
18 July 2025

Council Officer response:

Question 1:



Since late 2019 Council has had a Cat By-law which addresses a number of issues one of which is the impact that cats have on residents and native wildlife. The role Council plays in regard to cat management is:

- Promoting responsible cat ownership
- Responding to cat complaints
- Reuniting lost cats with their owners
- Rehoming cats that are not claimed by their owners or are unowned and suitable for rehoming

Question 2:

Council will continue to undertake its cat management activities which ultimately benefits the community and local wildlife. Trapping cats is now a last resort due to impounding costs and challenges in rehoming unclaimed cats.

This change to our process as well as a focus on community education in areas where there are cat management issues is working well as it raises awareness and changes behaviours which ultimately means that cat owners are preventing their cats from causing issues.

Question 3:

Desexing is an important component of effective cat management. In South Australia desexing is compulsory for all dogs and cats that are born after 1 July 2018.

Council has participated in the National Desexing Network (NDN) program since 2022. The NDN program is a nationwide referral system which provides low cost-desexing to low income residents.

Both Council and the Dog and Cat Management Board have contributed money to this popular initiative.

The NDN program also offers low cost microchipping which greatly assists Council's Animal Management Officers reunite lost cats with their owners.

Question 4:

The Animal Welfare League and RSPCA used to regularly accept dogs and cats from Councils for rehoming. However they have recently changed their business model and are no longer accepting cats and dogs from Councils. This affects many Councils in South Australia and for Mount Barker District Council the main issue is the impounding and rehoming of cats.

Question 5:

There is the potential for Council to partner with a range of stakeholders in regard to impounding and rehoming of dogs and cats. Potential stakeholders could be nearby Councils, other rehoming agencies and potentially veterinarians. Council staff were part of the recent Impounding and Rehoming Project Steering Committee, a report has been produced and is currently with the three sub-committees of the LGA Board:

- The Greater Adelaide Regional Organisation of Councils (GAROC)
- The South Australian Regional Organisation of Committee (SAROC); and



- The CEO Advisory Group.

Question 6:

The advantages of a regional/partnership approach are:

- Cost savings
- Increased capacity to be able to handle impounding and rehoming of dogs and cats
- Improved animal welfare outcomes
- Potential for commercial partnerships

Council's priority is to reunite lost pets with their owners, if this can't be achieved then we make every attempt to rehome the dog or cat. This depends on the health and suitability of the dog or cat to be rehomed and this decision is made in conjunction with our local vets.

Council's animal management team will continue to perform this role whether it relates to an individual animal or numerous animals that may be present at a property as a result of animal hoarding.

Jamie Tann

A/g General Manager Planning and Regulatory Services

6.2	TITLE:	FANUA CARE DURING TREE REMOVAL
	DATE:	4 AUGUST 2025
	FILE NUMBER:	DOC/25/106422

Background provided by Councillor Grosser

Most hollows in old remnant trees are inhabited by fauna, especially during the spring breeding season. In addition, nests are often present in branches. During vegetation removal, many animals leap in panic from trees and are killed or injured by various means. Volunteer fauna rescue groups are sometimes then called in to rescue and rehabilitate injured animals, often incurring veterinary costs.

A member of Save Our Wildlife Foundation recently led tours for elected members to view trees mooted for removal on Fidler Lane at night and observed the presence of many ring tailed possums and brushtail possums.

Questions asked by Councillor Grosser

1. Could staff detail any legislation, guidance, pre-clearance habitat assessments or procedural steps required to be undertaken to identify any native wildlife present, prior to the removal of habitat supporting trees.



2. Does Council have policy to care for fauna impacted by vegetation removal during its own projects or minimise impacts eg by avoiding works in spring?
3. Does Council have any means of requiring developers, utilities or other levels of government to have a wildlife carer present during vegetation removal to care for impacted fauna or minimise impacts, including by avoiding clearance during the spring breeding season?
4. What practices do Onkaparinga Council and Adelaide City Council use to protect fauna during tree removal? Under what circumstances do they engage carers from Save Our Wildlife Foundation?

Councillor Grosser

28 July 2025

Council Officer response:

Question 1:

Native vegetation removal forming part of the Development Assessment process requires a report prepared in accordance with Regulation 18(2)(a) of the Native Vegetation Regulations 2017 that establishes clearance categorisation. As part of this assessment regard is given to threatened fauna under the Environment, Protection and Biodiversity Act 1999 and threatened fauna species under the National Parks and Wildlife Act 1972. The report is assisted by a field survey and review of the Biological Database of South Australia. Where required a statutory referral and/or permit is required from the Native Vegetation Council.

Regulated trees proposed to be removed require assessment against the relevant provisions of the Planning and Design Code. This includes provisions regarding required fauna habitat and biodiversity.

Question 2:

Staff and contractors are rarely removing something with habitat value. If removal of habitat was necessary, Council would do a preclearance habitat assessment check which would highlight when best to conduct the removal. If immediate removal was required due to the trees impending failure, Council would involve the appropriate fauna rescue group as required.

If Council staff know a tree has a habitat potential, they will always opt to retain the tree and framework it (selectively prune) rather than full removal. Council has preferred contractors who can conduct this specialised arboriculture work.

When considering undertaking any wildlife management, consideration must be given to all relevant legislation including the National Parks and Wildlife Act 1972 (NPW Act) a permit is required to:

- take (catch, restrain, euthanase, destroy) protected animals or the eggs of protected animals



- keep and/or release (move, relocate) protected animals or the eggs of protected animals.

It is an offence to undertake these activities without a permit. Interactions with any animal must also meet the requirements of the Animal Welfare Act 1985.

Where habitat disturbance or loss is unavoidable and foreseeable, and wildlife are likely to be impacted by development or habitat disturbance, the State Government may allow wildlife management activities under a permit for activities such as trapping and releasing, relocating within the home range, or sometimes destroying wildlife.

Council has a Tree Management Policy in place which supports increased biodiversity including through provision of habitat and food sources for fauna. This policy is due for review and will be workshopped with Council ahead of its endorsement later this year.

Question 3:

Any removal of native vegetation should be undertaken by a qualified contractor who is required to achieve relevant requirements of the National Parks and Wildlife Act 1972, Animal Welfare Act 1985 and the Environment, Protection and Biodiversity Act 1999. Removal in accordance with relevant approvals by the Native Vegetation Council are also required.

Question 4:

Council staff were unable to determine this in time before agenda publication however will engage with the Councils to investigate their practices and report back.

Phil Burton
General Manager Infrastructure

6.3	TITLE:	LITTLEHAMPTON COMMUNITY ASSOCIATION PROPOSED SHELTER AT WILLOW PARK
	DATE:	4 AUGUST 2025
	FILE NUMBER:	DOC/25/106454

Background provided by Councillor Szilassy

The Littlehampton Community Association (LCA) is a proactive and hard-working volunteer group who work to enhance the liveability of Littlehampton and promote the history and heritage of the township. Through volunteer efforts they work to strengthen community relationships, delivering positive change and benefit to current and future Littlehampton residents.

As one of their projects, the LCA was successful in a 2022 Council grant application to co-fund a picnic bench and seating located at the entrance to Littlehampton,



in Willow Park (opposite Anembo Park). All Council specifications were adhered to, with the added inclusion of a Disability Discrimination Act (DDA) compliant concrete path leading up to the large cement foundation for the bench and seating. The LCA note that their intention was always to include a future shelter structure over the picnic setting.

To that end, in late 2023 the LCA unsuccessfully applied for Council grant funding in the Community Grants 2023/24 program to complete the Willow Park project, with co-funding requested for the project, titled: 'Roof over Willow Park Picnic Table'. The reason for the grant application being rejected at this time, I understand to be based upon staff input and advice, was recorded in the 6th November 2023 Council minutes as:

"Applicant to work with Council staff with design/plans first to ensure appropriate structure then reapply in future round".

Within the local area, shelter structures have previously been installed by Council in Littlehampton's Anembo Park, The Glebe, and Miels Park. I understand the new Totness industrial estate was also granted necessary approvals to include and install a picnic setting and all-weather shelter within the Totness precinct. The LCA remain very passionate about their community-led project to activate the town's Willow Park reserve, enticing more people to utilise this space. In working toward this goal, the LCA has a commitment of partial funding support/investment from a local benefactor to contribute towards an all-weather shelter over the picnic table setting in Willow Park.

This picnic table, nestled in a picturesque park setting off Old Princes Highway, is well used, with visitors also attracted to Willow Park by the black granite sculpture (Sculpture #15 on the Hills Sculpture Trail) and the LCA's entrance statement that contains a heritage map of Littlehampton and related information. Presently, the picnic setting is open to the elements with no shade or all-weather shelter provision, meaning it is not able to be used to its full extent.

The LCA are very keen to take up the encouraging offer of 2023 extended by Council to work with staff on designs/plans for an appropriate shelter structure at this location.

Questions asked by Councillor Szilassy

Further to my email enquiry of 10th July (staff response received 22nd July), I ask:

1. As per written advice in the 6th November 2023 Council minutes at Item #12.3.1 Community Grant 2023/24 Round 1, Grant Application CG00337:

"Applicant to work with Council staff with design/plans first to ensure appropriate structure then reapply in future round",



Can Administration please detail the assistance and advice given to date to the Littlehampton Community Association (LCA) regarding designs/plans for their proposed shelter project over the picnic setting at Willow Park?

2. Referencing written advice in the 6th November 2023 Council minutes detailing that the LCA work with Council staff to ensure an appropriate shelter structure at Willow Park (as noted in Question 1), can Administration advise the process available to the LCA to progress this suggested collaboration, enabling them to reapply in the two current Council grant rounds now open for applications (these being Community Infrastructure Grants 2025/26 and Community Grants 2025/26 Round 1 programs)?

Councillor Szilassy

26 July 2025

Council Officer response:

Question 1:

In 2021/22 Littlehampton Community Association (LCA) received \$2,500 from Council's Community Grants program towards their project to install tables and chairs at Willow Park. At the time, the grant application did not reference future plans to install a shelter and/or apply for Council grants to do so.

On 7 November 2023 LCA received notification that their Council Community Grant application for a shelter was declined and they received the following commentary: Please work with Council staff with the design/plans of the structure to ensure it is appropriate then reapply in a future round.

Council Officers did not receive any communication with LCA about this project throughout 2024.

In April 2025 LCA commenced conversations with Council requesting advice on preferred fabricators and designs for shade shelters. After a process of internal consultation, Council staff advised LCA that a shelter was not supported at Willow Park because it is a Local Passive Reserve and intended as a short-stay area (typically less than an hour length of stay). Council staff encouraged LCA to consider other locations in Littlehampton where a shade structure may be well utilised.

Council Officers have not heard from LCA since sending correspondence on 30 April 2025 requesting their consideration of alternative locations.

Question 2:

Council is currently developing an Open Space Strategy which proposes hierarchies on open space, and whilst not currently endorsed, the distribution of parks and reserves within Littlehampton has been considered and a local passive reserve such as Willow Park does not warrant infrastructure that encourages a stay of greater than 30 minutes. These hierarchies stipulate levels of service,

supply of infrastructure, maintenance and other considerations. Council Officers do not wish to dampen LCA's enthusiasm and note they have their own funds for this project. There are other sites in Littlehampton more suited to shade shelters such as *District* and even some *Neighbourhood* level spaces, namely Anembo Park and The Glebe. Please note the infrastructure in the Totness Industrial Estate was installed by the Developer.

Council's open space planning, asset planning and grant making processes have matured since 2022. This maturity means Council Officers can provide open, transparent and consistent advice to community groups seeking to undertake projects in Council's open spaces moving forward. Council should avoid situations where its grant funds are used by groups undertaking projects considered as Council core business. It can create situations where infrastructure and maintenance of sites are over-served, duplicated and not equitably provisioned across the Mount Barker District. It can also work to unfairly raise community expectations about what Council can provide and maintain.

The newly adopted Community Funding and In-Kind Support policy emphasises that grant applications will not be considered for projects deemed to result in an ongoing dependency on Council or be inconsistent with any other Council policy/strategy.

Ben Footner
Manager Customer Experience

7. QUESTIONS WITHOUT NOTICE - COUNCILLORS

- 7.1** Councillor Orr asked questions regarding the Shared Carparking Agreement at Dumas Street at the Library, Mount Barker and future use of the site.

The Chief Executive Officer took the questions on notice for a response to be provided outside of the meeting.

8. MOTIONS ON NOTICE

- 8.1**
- | | |
|---------------|---|
| TITLE: | HAHNDORF MAIN STREET SAFETY REPORT |
| DATE: | 4 AUGUST 2025 |
| FILE: | DOC/25/101319 |

Moved Councillor Voogt that:

1. Council investigates and report on safety concerns including tripping hazards, and more broadly the paving condition of Hahndorf's main street and develop footpath/verge maintenance service standards for the Hahndorf main street, including intervention tolerances to ensure measurable performance standards.



2. Council consult and collaborates with the local Community Association (HCA), as well as other local relevant organisations including the Hahndorf Business and Tourism Association (HBTA), and the Hahndorf Memorial Institute Committee (HMIC), to inform decision-making and the development of future works programs.
3. Upon the development of the standards, Council considers what available options exist to meet the financial investment to develop a routine maintenance program to meet this service standard, including resources being allocated through a future budget review for the 2025/26 financial year if required.
4. Subject to the adoption of this program, Council staff to provide reports on works delivered in line with adopted standards and service levels through existing maintenance and operations quarterly reporting.
5. Council recognises the Hahndorf Main Street upgrade as an important future project and requests a report on funding options and timing while acknowledging its scale, lack of current LTFP funding, and the need to prioritise alongside other major projects.

Seconded Councillor Szilassy

CARRIED
OM20250804.02

9. MOTIONS WITHOUT NOTICE

9.1 TITLE: SHARED CARPARKING AGREEMENT, DUMAS STREET, MOUNT BARKER
DATE: 4 AUGUST 2025

Moved Council Orr that Council request staff, further to his questions asked without notice earlier in the meeting, prepare an information report to the September council meeting detailing the history and proposed future arrangements regarding the Shared Carparking Agreement at Dumas Street, Mount Barker.

Seconded Councillor Szilassy

CARRIED
OM20250804.03

10. PETITIONS

10.1 REPORT TITLE: RECEIVE PETITION: CLOVER PARK ENTRANCE SIGN
DATE OF MEETING: 4 AUGUST 2025



FILE NUMBER: DOC/25/106052
ATTACHMENTS: 1. DOC/25/106677 PETITION FIRST PAGE

Moved Councillor Jones that Council:

1. Receives the petition seeking that the Council advocate on behalf of Clover Park residents and formally request that Lanser Developers install a suitable and permanent entrance sign that clearly identifies and represents the Clover Park area; and
2. Note that staff will advise the head Petitioner of the Council's decision in relation to this petition and the Council report on the matter.

Seconded Councillor Voogt

Councillor Jones, with the consent of Councillor Voogt sought and was granted leave of the meeting to vary the motion to include a third point.

Moved Councillor Jones (*as varied*)

1. Receives the petition seeking that the Council advocate on behalf of Clover Park residents and formally request that Lanser Developers install a suitable and permanent entrance sign that clearly identifies and represents the Clover Park area;
2. Note that staff will advise the head Petitioner of the Council's decision in relation to this petition and the Council report on the matter.
3. Request staff to prepare an information report outlining discussions with the developer regarding their installation of appropriate entrance signage to Clover Park Estate. This report to then be presented to a Council meeting no later than 1 December 2025

Seconded Councillor Voogt

CARRIED
OM20250804.04

11. RECOMMENDATIONS FROM COMMITTEES

NIL

12. REPORTS

12.1 **REPORT TITLE:** **ENVIRONMENT AND SUSTAINABILITY
STRATEGY FOR ENDORSEMENT**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/86633**



AK

Moved Councillor Grosser that Council endorse the allocation of \$117,875 of the FY2025/26 Event Support Program budget to support the running of community and regional events, with these funds to be allocated as detailed in Attachment 1.

Seconded Councillor Orr

CARRIED
OM20250804.06

7.37pm *Councillor Westwood entered the room and took his chair.*



12.3	REPORT TITLE:	ENGINEERING REQUIREMENTS FOR LAND DIVISION
	DATE OF MEETING:	4 AUGUST 2025
	FILE NUMBER:	DOC/25/100368
	ATTACHMENTS:	1: DOC/25/100670 – MBDC SUBMISSION ENGINEERING STANDARDS JULY 2025 2: DOC/25/100674 - DRAFT DESIGN STANDARD 1 - ENGINEERING REQUIREMENTS FOR LAND DIVISIONS <u>DRAFT DESIGN STANDARD 1 - ENGINEERING REQUIREMENTS FOR LAND DIVISIONS</u> 3: DOC/25/100677 - SOUTH AUSTRALIA GROWTH AREA ENGINEERING STANDARDS TECHNICAL MANUAL <u>DRAFT TECHNICAL MANUAL</u> 4: DOC/25/82893 - SOUTH AUSTRALIA GROWTH AREA STANDARD DRAWINGS <u>DRAFT STANDARD DRAWINGS</u> 5: DOC/25/100682 – FREQUENTLY ASKED QUESTIONS ENGINEERING REQUIREMENTS FOR LAND DIVISION <u>FREQUENTLY ASKED QUESTIONS - DESIGN STANDARD 1 – ENGINEERING REQUIREMENTS FOR LAND DIVISION</u>

Moved Councillor Orr that Council:

1. Endorse Council's submission to the State Planning Commission on the Engineering Standards (attachment 1); and
2. Authorise the General Manager Planning and Regulatory Services to make any required further edits arising from the discussion at the Council meeting and to finalise the submission.

Seconded Councillor Seager

7.39pm Councillor Jones stood from her chair and left the room

CARRIED
OM20250804.07



- 12.4** **REPORT TITLE:** **GMB WATER MOUNT BARKER REGION
WASTEWATER UTILITY BOARD AUDIT AND RISK
MANAGEMENT COMMITTEE TERMS OF
REFERENCE**
- DATE OF MEETING:** **4 AUGUST 2025**
- FILE NUMBER:** **DOC/25/103717**
- ATTACHMENTS:** **1. DOC/25/108417 - DRAFT GMB WATER MOUNT
BARKER REGION WASTEWATER UTILITY BOARD
AUDIT AND RISK MANAGEMENT COMMITTEE
TERMS OF REFERENCE**

Moved Councillor Szilassy that Council:

1. Note the recommendation from the Mount Barker Region Wastewater Utility Board regarding Audit and Risk Management Committee Terms of Reference.
2. Adopts the Mount Barker Region Wastewater Utility Board Audit and Risk Management Committee Terms of Reference provided as attachment 1.

Seconded Councillor Westwood

CARRIED
OM20250804.08

Disclosure of Material Conflict of Interest Declaration

Refer to Item : 4.1.1

Councillor Westwood declared a material conflict of interest due to being the District Governor of the Lions District in relation to the ward donation to Battunga Lions Club which was submitted after the council meeting agenda had been published.

7:42pm Councillor Westwood stood from his chair and left the room.

- 12.5** **REPORT TITLE:** **WARD DONATIONS**
- DATE OF MEETING:** **4 AUGUST 2025**
- FILE NUMBER:** **DOC/25/81753**
- ATTACHMENTS:** **NIL**

Moved Councillor Size that Council approve the following donations outlined in the table below, given that each Member nominating the donation has given careful consideration to whether there is a conflict of interest:

Council Member	Amount	Group/Individual/Purpose
Councillor Size	\$200	To Emma de Haas for representing South Australia at the National Schools Cross Country Championships on the Gold Coast, September 2025.



Councillor Size	\$200	To Nina Tschernykov for providing the homeless with haircuts.
Councillor Szilassy	\$100	To Littlehampton Community Association for a contribution towards signage costs.
Councillor Jones	\$200	To Littlehampton Community Association (LCA) as a contribution to the purchase of LCA badges, identifying volunteers when working in the community.
Councillor Voogt	\$200	To Save Our Wildlife Foundation Inc. to support organisational efforts in assisting wildlife in our district.
Councillor Voogt	\$200	To Macclesfield Men's Shed to help cover maintenance costs of defib associated with their space.
Councillor Grosser	\$50	To Battunga Lions Club to assist with the 2025 MaccELVESfield Community Christmas Display.

Seconded Councillor Voogt

CARRIED
OM20250804.09

7.43pm Councillor Westwood entered the room and took his chair

13. INFORMATION REPORTS

Moved Councillor Voogt that the following information reports be noted en bloc:

- 13.1** **REPORT TITLE:** **UPDATE TO THE MOUNT BARKER DISTRICT COUNCIL HOUSING STRATEGY 2025**
 DATE OF MEETING: **4 AUGUST 2025**
 FILE NUMBER: **DOC/25/95983**
- 13.2** **REPORT TITLE:** **WARD DONATION EXPENDITURE – PERIOD OF 1 JULY 2024 TO 30 JUNE 2025**
 DATE OF MEETING: **4 AUGUST 2025**
 FILE NUMBER: **DOC/25/81797**
 ATTACHMENTS: **1. DOC/25/92847 - SUMMARY OF WARD DONATION EXPENDITURE 2024/2025**
- 13.3** **REPORT TITLE:** **FIDLER LANE MOUNT BARKER RAIL CROSSING**
 DATE OF MEETING: **4 AUGUST 2025**
 FILE NUMBER: **DOC/25/102393**

- 13.4** **REPORT TITLE:** **CONCLUSION OF SUMMIT AQUATIC AND
LEISURE CENTRE COMMUNITY REFERENCE
GROUP**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/96084**
- 13.5** **REPORT TITLE:** **BRUKUNGA TOWNSHIP STORMWATER
DRAINAGE STUDY**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/94836**
- 13.6** **REPORT TITLE:** **STATUS OF THE MOUNT BARKER ARTERIAL
ROAD NETWORK**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/99397**
- 13.7** **REPORT TITLE:** **ADVOCACY AND LOBBYING ACTIVITY –
MONTHLY UPDATE**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/99661**
- 13.8** **REPORT TITLE:** **COMMUNITY SPORTS CENTRE AT ST FRANCIS
DE SALES SCHOOL - COMMUNITY USE**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/101145**

Seconded Councillor Szilassy

7.44pm *Councillor Jones entered the room and took her chair*

7.51pm *Councillor Jones stood from her chair and left the room*

CARRIED
OM20250804.10

14. QUARTERLY REPORTS

Moved Councillor Orr that the following quarterly reports be noted en bloc:

- 14.1** **REPORT TITLE:** **MAINTENANCE AND OPERATIONS
QUARTERLY REPORT**
DATE OF MEETING: **4 AUGUST 2025**
FILE NUMBER: **DOC/25/98108**



- 14.2** **REPORT TITLE:** **ANNUAL BUSINESS PLAN 2024/25
PERFORMANCE MEASURES – 4TH QUARTER
REPORT**
- DATE OF MEETING:** **4 AUGUST 2025**
- FILE NUMBER:** **DOC/25/101443**
- ATTACHMENTS:** **1: DOC/25/97072 - ANNUAL BUSINESS PLAN
2024 - 2025 REPORTING 4TH QUARTER**
-
- 14.3** **REPORT TITLE:** **MOUNT BARKER COMMUNITY LIBRARY
QUARTERLY PERFORMANCE REPORT**
- DATE OF MEETING:** **4 AUGUST 2025**
- FILE NUMBER:** **DOC/25/101144**

Seconded Councillor Voogt

CARRIED
OM20250804.11

15. MAYOR'S REPORT

Moved Councillor Szilassy that the Mayor's report to the August meeting of Council be noted.

Activity
Littlehampton meeting with Infrastructure staff re leaf litter Springpark Rd.
Pastoral meeting with Councillor.
Adelaide Hills Rally meeting with organisers Mayor's Parlour.
South Australian Local Government Officers Association welcome Auchendarroch House.
Headstone unveiling Pte Bertie Ross Macclesfield Cemetery.
Council agenda meeting with Governance staff Mayor's Parlour.
NAIDOC Week Dinner and film night at Auchendarroch House.
Adelaide Hills Stoma Support Group Nairne District Hotel.
Webinar Training on Governance Norman Waterhouse.
Interview panel for SHLGA Executive Officer position Victor Harbor Council office.
Hahndorf Community Association committee meeting.
Webinar to discuss drought hosted by LGA.
NAIDOC Week Family Fun Day at Laratinga Pavilion.
Interview at Radio Italiana in Hindmarsh.
Funeral Mr Garth Watts at Echunga Golf Club.
Community reference group information session City Centre Catalyst project in Chambers.
Meeting with child care providers in Chambers.
Observe community consultation open spaces held in library.
Nairne District Residents Association meeting.
Chair CEO Annual Performance Review Panel in chambers.

Observe community consultation session open space held in Von Doussa clubrooms.
Behavioural Standards Panel webinar hosted by LGA and Dept Local Government.
Funeral Ms Lyndell Davidge OAM at Heysen Cedars Hahndorf.
CEO PRAP feedback session with CEO.
Visit Harrogate Hall, meet line dancing cohort.
Attend regular meeting Hon Josh Teague with CEO at Stirling Electorate Office.
Attend Funeral Service Mr Greg Ruckert in Kleemans Mount Barker.
Adelaide Hills Farmers Market meeting stakeholders at Mann St.
Mayors/CEO Dinner at Novotel Resort Rowland Flat.
Tour refurbished Ballarat Library with Library Manager.

Seconded Councillor Size

7.55pm Councillor Jones entered the room and took her chair

CARRIED
OM20250804.12

16. MEMBERS' REPORTS

Moved Councillor Size that the Council Member's report to the August meeting of Council be noted.

16.1 Councillor Szilassy

Date	Activity
30 June	Information and briefing session
30 June	Confidential briefing session
1 July	National Trust meeting
4 July	Nairne Lions Handover dinner
6 July	Macclesfield RSL - The Headstone project, unveiling of military headstone
7 July	July Council meeting
7 July	Information and briefing sessions
8 July	NAIDOC Dinner and Nunga Screen - Auchendarroch House
8 July	Littlehampton Community Association monthly meeting
11 July	Meeting with external consultant – CEO review
14 July	Information and briefing session
14 July	Confidential briefing session
16 July	Nairne & Districts Residents Association – Councillor Forum
19th July	Nairne Bremer United Football Club – Sponsors Day



21st July	Meeting with Zonta representatives
Ongoing	Meetings, phone calls and emails with residents

Seconded Councillor Voogt

CARRIED
OM20250804.13

17. **QUESTIONS ARISING FROM COUNCIL MEETING**

- 17.1** Ms Cheryl Hart, Mount Barker, asked a question regarding Item 10.1 Petition Clover Park Entrance Sign requesting to bring forward the date for the report.

Mayor Leach provided a response at the meeting.

18. **CONFIDENTIAL REPORTS**

- 18.1** **REPORT TITLE:** **CONFIDENTIAL ITEM: GMB WATER MOUNT
BARKER REGION WASTEWATER UTILITY BOARD
– APPOINTMENT OF AUDIT AND RISK
MANAGEMENT COMMITTEE MEMBERS**
- DATE OF MEETING:** **4 AUGUST 2025**
- FILE NUMBER:** **DOC/25/198584**
- ATTACHMENTS:** **NIL**

Moved Councillor Voogt that Council:

Section 90 (3) (a) Order

1. Pursuant to Section 90(3)(a)

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: GMB Water Mount Barker Region Wastewater Utility Board – Appointment of Audit and Risk Committee Members.

The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process.

Seconded Councillor Size

CARRIED
OM20250804.14

Moved Councillor Voogt that Council:

Section 91(7) Order

10. Pursuant to Section 91(7)

That having considered Agenda Item 18.1 Confidential Item: GMB Water Mount Barker Region Wastewater Utility Board – Appointment of Audit and Risk Committee Members, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until Audit and Risk Committee appointees have been advised or such period determined by the Chief Executive Officer and that this order be reviewed every 12 months.

Seconded Councillor Westwood

CARRIED
OM20250804.19

18.2	REPORT TITLE:	CONFIDENTIAL ITEM: UNSOLICITED PROPOSAL
	DATE OF MEETING:	4 AUGUST 2025
	FILE NUMBER:	DOC/25/105433
	ATTACHMENTS:	1: DOC/25/105436 – UNSOLICITED PROPOSAL – ADELAIDE FOOTBALL CLUB 2: DOC/25/97324 MAP OF SUBJECT SITE

Moved Councillor Westwood that Council:

1. Pursuant to Section 90(3)(d)

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, General Manager Corporate Services; Manager Strategic Projects and Economic Development and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Unsolicited Proposal.

The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda

item is 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.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.

Seconded Councillor Voogt

CARRIED
OM20250804.20

Moved Councillor Westwood that Council:

Section 91(7) Order

5. Pursuant to Section 91(7)

That having considered Agenda Item 18.2 Confidential Item: Unsolicited Proposal in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.

Seconded Councillor Voogt

CARRIED
OM20250804.22

8.15pm *Chief Executive Officer Andrew Stuart stood from his chair and left the room*

8.15pm The Mayor sought and was granted, with the consent of two thirds of the members present, leave of the meeting for a short-term suspension of meeting procedures for a 10-minute comfort break, and the suspension of meeting procedures to end at 8.25pm.

8.25pm The Mayor brought to an end the short-term suspension of meeting procedures.



After having considered Agenda Item 18.3 Chief Executive Officer's Performance Review 2025 in confidence under 90(2) and 3(a) of the Local Government Act 1999,

the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 4 August 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained in confidence until determined by the Council that they be released.

Seconded Councillor Westwood

CARRIED
OM20250804.26

8.31pm Mayor Leach stood from his chair and left the room

8.31pm Councillor Jones stood from her chair and left the room

8.31pm Ms Felice D'Agostino, Principal, Norman Waterhouse entered the meeting

8.32pm The Executive Manager, in the absence of the Mayor, Deputy Mayor and Chief Executive Officer advised the meeting that as the Mayor and Deputy Mayor had left the room, the Chief Executive Officer will need to preside over the meeting in order to have a chair nominated for the next item. The meeting waited for the Chief Executive Officer to return to the room.

8.32pm Councillor Voogt stood from his chair and left the room

8.33pm Andrew Stuart, Chief Executive Officer entered the meeting

Acting Presiding Member

8.33pm In the absence of the Mayor and Deputy Mayor, the Chief Executive Officer pursuant to Section 86(3) of the Local Government Act 1999 presided over the meeting, called for nominations for the role of presiding member as per the process set out in the Council's Code of Practice for Meeting Procedures, clause 3.2e Acting Presiding Member in Appendix 1 - for Regulation 16 Voting and took his chair.

8.33pm Councillor Szilassy stood from her chair and left the room

8.33pm Quorum was lost.

The meeting waited a brief period for Council Members who had left the room and not declared a conflict of interest to return to the room.

The CEO led discussion regarding the date and time for resumption of the meeting.

8.40pm Mayor Leach entered the room but did not resume his chair

8.40pm Mayor Leach left the room

8.42pm The Chief Executive Officer declared the meeting adjourned for want of a quorum to resume at the point of interruption on Monday 11 August 2025 immediately following the information briefing session but no earlier than 6.30pm.

Council members present at the time of adjournment were Councillors Size, Westwood, Orr, Seager and Grosser.

MEETING DECLARED CLOSED AT 8.42PM



MAYOR

5.9.25
DATE

