



# GOYDER

South Australia's Heartland

**ONE GOYDER:**

*A united vibrant community that embraces change and is characterised by strong and responsible leadership.*

# COUNCIL MEETING Minutes

**on Tuesday 20 July 2021 at 1:00pm**

*A copy of the Minutes for this Meeting is attached in accordance with Section 91 of The Local Government Act 1999*

**Minutes of the Meeting of the Regional Council of Goyder held on 20 July 2021 at Burra Council Chambers 1 Market Square Burra commencing at 1:09pm.**

**1. OPENING AND ACKNOWLEDGEMENT**

**1.1 ACKNOWLEDGEMENT TO COUNTRY**

***The Mayor stated:** The Regional Council of Goyder would like to acknowledge the Ngadjuri People, the traditional owners of the land on which we meet today and pay their respects to their Elders past, present and emerging and extend that respect to other Aboriginal or Torres Strait Islander people who may be present today.*

**1.2 PRESENT**

**1.2.1 Councillors Present**

Crs. S. Matthey (Mayor) OAM, J. Neal (Deputy Mayor), W. Gebhardt, P. Schiller, D. Hibbert and H. Thompson.

*Due to COVID-19 restrictions all Councillors attended via zoom.*

**1.2.2 Staff Present**

Ms. E. Moore (Executive Services Officer).

**1.3 APOLOGIES**

Cr. J. Kellock

**2. CONFIRMATION OF MINUTES**

Moved: Cr. Gebhardt

Seconded: Cr. Hibbert

**109/21** That the Minutes of the Ordinary Council Meeting held on Tuesday 15 June 2021 be confirmed as read.

CARRIED

**2.1 Minutes Arising from the Minutes**

Nil

**3. PUBLIC QUESTION TIME**

Nil

**4. DEPUTATION / PRESENTATIONS - *Deferred***

Nil

**5. MEMBERS DECLARATIONS**

Cr. Thompson declared a potential conflict of interest regarding Report 9.4.3 Community-Led Emergency Resilience Project as she is an employee of Australia Red Cross

**6. QUESTIONS WITH / WITHOUT NOTICE**

Nil

**7. MOTIONS WITH / WITHOUT NOTICE**

Nil

**8. REPORTS**

8.1 MAYOR Attended the 2021 National General Assembly

**8.2 COUNCILLORS**

Cr. Neal Attended a Goyder Education Foundation Meeting  
Attended the 2021 National General Assembly  
Attended Eudunda Business Breakfast  
Attended Tourism Industry Council of South Australia Growing our Heritage Future Launch  
Attended Robertstown & Districts Community Management Inc. Meeting  
Attended Native Vegetation Council Meeting  
Attended Chief Executive Officer Performance Review Panel Meeting  
Attended Lavender Federation Trail Meeting

Cr. Gebhardt Attended Tourism Industry Council of South Australia Growing our Heritage Future Launch

Cr. Gebhardt Attended the Mt Bryan 100 Year Anniversary  
Attended a Vintage Car Rally in Morgan

Cr. Schiller Attended the Eudunda Business Breakfast

Cr. Hibbert Attended Nil

Cr. Thompson Attended Nil

1:16pm Cr. Neal exited the chamber

1:16pm Mr. G. Campbell (Director of Finance) entered the chamber

1:17pm Cr. Neal entered the chamber

Moved: Cr. Neal

Seconded: Cr. Gebhardt

- 110/21** 1. That the CEO Review Committee are satisfied with the results of the review and that they recommend to Council according to the CEO employment agreement dated 5 April 2017 clause 15.1 the CEO receive the guaranteed 2% of the total employment cost (TEC), and that he also receive an extra week of annual leave, taking it to 6 weeks of annual leave; and
2. That these terms are backdated to the anniversary of the CEO's contract.
- CARRIED UNANIMOUSLY

Moved: Cr. Neal

Seconded: Cr. Hibbert

- 111/21** That it be recommended to Council that Council provide the CEO with a new five year employment agreement on terms equal to the current TEC and terms of the employment agreement dated 5 April 2017.
- CARRIED UNANIMOUSLY

8.3 CHIEF EXECUTIVE OFFICER - *deferred*

## **9. REPORTS**

### **9.1 GOVERNANCE**

9.1.1 Policies

1:39pm *Mr. David J. Stevenson (Chief Executive Officer) entered the chambers*

Moved: Cr. Neal

Seconded: Cr. Hibbert

- 112/21** That Council adopt the following policies;
1. ACMS Burra Conservation Management Plan Policy V1.0; and
  2. ACMS Burra Conservation Management Plan Town Wide Priorities Policy V1.0.
- CARRIED

1:44pm *Mr. L. Wallis (Director of Infrastructure & Technical Services) entered the chamber*

8.3 CHIEF EXECUTIVE OFFICER

9.1.2 Elected Member Training

9.1.3 Rating Equity

9.1.4 Delegations Annual Review

Moved: Cr. Neal

Seconded: Cr. Hibbert

- 113/21** 1. That having considered a review of Council's delegations as presented, the Council hereby revokes its previous delegations to the Chief Executive Officer of those powers under functions under the following Acts:

#### **1.1 BURIAL AND CREMATIONS ACT 2013**

- 1.2 **BURIAL AND CREMATIONS REGULATIONS 2014**
- 1.3 **COMMUNITY TITLES ACT 1996**
- 1.4 **COST OF LIVING CONCESSIONS ACT 1986**
- 1.5 **CROWN LAND MANAGEMENT ACT 2009**
- 1.6 **DISABILITY INCLUSION REGULATIONS 2019**
- 1.7 **DOG AND CAT MANAGEMENT ACT 1995**
- 1.8 **DOG AND CAT MANAGEMENT REGULATIONS 2017**
- 1.9 **ELECTRICITY (PRINCIPLES OF VEGETATION CLEARANCE) REGULATIONS 2010**
- 1.10 **ELECTRICITY ACT 1996**
- 1.11 **ENVIRONMENT PROTECTION (AIR QUALITY) POLICY 2016**
- 1.12 **ENVIRONMENT PROTECTION (NOISE) POLICY 2008**
- 1.13 **ENVIRONMENT PROTECTION (USED PACKAGING MATERIALS) POLICY 2012**
- 1.14 **ENVIRONMENT PROTECTION (WASTE TO RESOURCES) POLICY 2010**
- 1.15 **ENVIRONMENT PROTECTION ACT 1993**
- 1.16 **ENVIRONMENT PROTECTION REGULATIONS 2009**
- 1.17 **EXPIATION OF OFFENCES ACT 1996**
- 1.18 **FENCES ACT 1975**
- 1.19 **FINES ENFORCEMENT AND DEBT RECOVERY ACT 2017**
- 1.20 **FIRE AND EMERGENCY SERVICES ACT 2005**
- 1.21 **FIRE AND EMERGENCY SERVICES REGULATIONS 2021**
- 1.22 **FOOD ACT 2001**
- 1.23 **FOOD REGULATIONS 2017**
- 1.24 **FREEDOM OF INFORMATION (FEES AND CHARGES) REGULATIONS 2018**
- 1.25 **FREEDOM OF INFORMATION ACT 1991**
- 1.26 **GAS ACT 1997**
- 1.27 **HEAVY VEHICLE (MASS, DIMENSION AND LOADING) NATIONAL REGULATION (NSW)**
- 1.28 **HEAVY VEHICLE NATIONAL LAW (SCHEDULE TO THE HEAVY VEHICLE NATIONAL LAW (SOUTH AUSTRALIA) ACT 2013)**
- 1.29 **INDEPENDENT COMMISSIONER AGAINST CORRUPTION ACT 2012**
- 1.30 **INSTRUMENT OF AUTHORISATION FOR THE PURPOSES OF THE INSTRUMENT OF GENERAL APPROVAL AND DELEGATION (DATED 22 AUGUST 2013) UNDER THE ROAD TRAFFIC ACT 1961**
- 1.31 **INSTRUMENT OF DELEGATION UNDER THE ELECTRONIC CONVEYANCING NATIONAL LAW (SA) ACT 2013**
- 1.32 **INSTRUMENT OF DELEGATION UNDER PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS A RELEVANT AUTHORITY (INSTRUMENT B)**
- 1.33 **INSTRUMENT OF SUB-DELEGATION FOR THE PURPOSES OF THE INSTRUMENT OF GENERAL APPROVAL AND DELEGATION (DATED 22 AUGUST 2013) UNDER THE ROAD TRAFFIC ACT 1961**
- 1.34 **INSTRUMENT TO COUNCILS FOR THE USE OF TRAFFIC CONTROL DEVICES – 22 AUGUST 2013**
- 1.35 **LABOUR HIRE LICENSING ACT 2017**
- 1.36 **LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994**
- 1.37 **LANDSCAPE SOUTH AUSTRALIA (GENERAL) REGULATIONS 2020**

- 1.38 **LANDSCAPE SOUTH AUSTRALIA (WATER MANAGEMENT) REGULATIONS 2020**
- 1.39 **LANDSCAPE SOUTH AUSTRALIA ACT 2019**
- 1.40 **LIQUOR LICENSING ACT 1997**
- 1.41 **LOCAL GOVERNMENT (BUILDING UPGRADE AGREEMENTS) REGULATIONS 2020**
- 1.42 **LOCAL GOVERNMENT (ELECTIONS) ACT 1999**
- 1.43 **LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 2011**
- 1.44 **LOCAL GOVERNMENT (FORESTRY RESERVES) ACT 1944**
- 1.45 **LOCAL GOVERNMENT (GENERAL) REGULATIONS 2013**
- 1.46 **LOCAL GOVERNMENT (MEMBERS ALLOWANCES & BENEFITS) REGULATIONS 2011**
- 1.47 **LOCAL GOVERNMENT (PROCEDURES AT MEETINGS) REGULATIONS 2013**
- 1.48 **LOCAL GOVERNMENT ACT 1999**
- 1.49 **LOCAL NUISANCE AND LITTER CONTROL ACT 2016**
- 1.50 **LOCAL NUISANCE AND LITTER CONTROL REGULATIONS 2017**
- 1.51 **MAGISTRATES COURT RULES 1992**
- 1.52 **MINING ACT 1971**
- 1.53 **MINING REGULATIONS 2020**
- 1.54 **OMBUDSMAN ACT 1972**
- 1.55 **PRIVATE PARKING AREAS ACT 1986**
- 1.56 **PUBLIC INTEREST DISCLOSURE ACT 2018**
- 1.57 **REAL PROPERTY ACT 1886**
- 1.58 **ROAD TRAFFIC (MISCELLANEOUS) REGULATIONS 2014**
- 1.59 **ROAD TRAFFIC (ROAD RULES – ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 2014**
- 1.60 **ROADS OPENING AND CLOSING ACT 1991**
- 1.61 **ROAD TRAFFIC (ROAD RULES – ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 2014**
- 1.62 **ROAD TRAFFIC ACT 1961**
- 1.63 **ROADS (OPENING AND CLOSING) ACT 1991**
- 1.64 **SA PUBLIC HEALTH ACT 2011 (COVID-19)**
- 1.65 **SA PUBLIC HEALTH (GENERAL) REGULATIONS 2013**
- 1.66 **SA PUBLIC HEALTH (LEGIONELLA) REGULATIONS 2013**
- 1.67 **SA PUBLIC HEALTH (WASTEWATER) REGULATIONS 2013**
- 1.68 **SA PUBLIC HEALTH ACT 2011**
- 1.69 **STATE RECORDS ACT 1997**
- 1.70 **UNCLAIMED GOODS ACT 1987**
- 1.71 **WATER INDUSTRY ACT 2012**
- 1.72 **WATER INDUSTRY REGULATIONS 2013**
- 1.73 **WORK HEALTH AND SAFETY ACT 2012**

2. That, having considered a review of Councils delegations as presented, in exercise of the power contained in Section 44 of the *Local Government Act 1999*, the powers and functions under the following Acts and statutory instruments made thereunder contained in the proposed Instrument of Delegation attached to the report dated 20 July 2021 and entitled Appendix 1 as detailed in the table below are hereby delegated this 20<sup>th</sup> day of July 2021 to the person occupying or acting in the office of Chief Executive Officer of the

Council subject to the conditions and/or limitations, in any, specified herein or in the Schedule of Conditions in the proposed instrument of Delegation.

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- a. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.
3. That, having considered a review of Council's Delegations as presented, in exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation attached to this Report and entitled Appendix 1 dated 20 July 2021 and as detailed in the table below are hereby delegated this 20th day of July 2021 to the person



occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

**COMBINED INSTRUMENT OF SUB-DELEGATION (APPENDIX 1) PAGE No.**

**3.1 INSTRUMENT OF DELEGATION UNDER PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS A RELEVANT AUTHORITY (INSTRUMENT B) ..... 198**

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

4. That, having considered a review of Council's Delegations as presented, the Council hereby delegates the sub-delegation and authorisation of powers under the *Road Traffic Act 1961* this 20<sup>th</sup> day of July 2021 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

**COMBINED INSTRUMENT OF SUB-DELEGATION (APPENDIX 1) PAGE No.**

**4.1 INSTRUMENT OF AUTHORISATION FOR THE PURPOSES OF THE INSTRUMENT OF GENERAL APPROVAL AND DELEGATION (DATED 22 AUGUST 2013) UNDER THE ROAD TRAFFIC ACT 1961..... 113**  
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**4.5 ROAD TRAFFIC (ROAD RULES – ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 2014..... 382**  
**4.6 ROAD TRAFFIC ACT 1961 ..... 384**

- a. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with sub-delegation and authorisation of powers under the *Road Traffic Act 1961* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

5. That the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the instruments during the period of currency.

CARRIED

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9.1.5 Elector Representation Review

Moved: Cr. Gebhardt

Seconded: Cr. Neal

- 114/21** That following due consideration of the public submission received on the draft Representation Review Report – April 2021 as prepared by the Chief Executive Officer pursuant to Section 12 (8a) of the *Local Government Act 1999*, the Representation Review Report – July 2021 be adopted for submission to the Electoral Commissioner for certification.  
CARRIED UNANIMOUSLY

9.1.6 Regional Development Australia Regional Workforce Policy

9.1.7 Legatus Group Nominations

Moved: Cr. Neal

Seconded: Cr. Hibbert

- 115/21** That Council nominate Mayor Peter Matthey to the position of Chairperson of the Legatus Group.  
CARRIED UNANIMOUSLY

9.1.8 COVID-19 Relief & Recovery Fund Success

9.1.9 SAROC July 2021 Update

9.1.10 Heritage Conservation Grants Extension & Pilot Heritage Tourism Grant Program

**9.2 FINANCE AND ADMINISTRATION**

9.2.1 Monthly Budget Review 2020 – 2021

Moved: Cr. Gebhardt

That the 2020/21 adopted budget be varied to incorporate the following amendments:

1. GL A/C 250580 – Goyder Virtual Community Hub – operating expenditure increase of \$7,500
2. GL A/C 380300 – Drought Communities Program – operating income increase of \$30,220
3. GL A/C 510550 – Local Roads Grant – operating income reduction of \$347,190
4. GL A/C 530254 – Local Roads Community Infrastructure Grant – operating income increase of \$76,723
5. GL A/C 830552 – General Purpose Grant – operating income reduction of \$1,172,090
6. GL A/C 830560 – Drought Communities Program – operating income increase of \$100,000
7. CAP20002 – RFID tags compactor – capital expenditure increase of \$4,000
8. Job 8205 – DCP 2 – Brewery Cellars adaptation project – capital expenditure increase of \$94,282
9. Job 8213 – DCP 2 – Eudunda Caravan Park extension and camp kitchen – capital expenditure increase of \$15,830
10. CAP21019 – Floodway – reconstruct Baldina Creek – capital expenditure increase of \$58,020

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11. CAP21020 – Floodway – Mosey Rd – capital expenditure increase of \$71,678
12. CAP21021 – Floodway – repair Geranium Plains Rd – capital expenditure increase of \$8,880
13. CAP21022 – Floodway – reconstruct Reilly Rd – capital expenditure increase of \$56,198
14. CAP21026 – Holder Garden Lawned Area – Burra – capital expenditure increase of \$15,000
15. CAP21028 – Acropetal Park Lawned area irrigation – capital expenditure increase of \$18,730
16. CAP21036 – Hampden Rail Corridor Infill – capital expenditure increase of \$432,982
17. CAP21037 – Eudunda Dog Park Construction – capital expenditure increase of \$25,000
18. Job 31256 – Public Conveniences Upgrade Robertstown oval – capital expenditure increase of \$47,693
19. CAP21009 – Forklift All Terrain - capital expenditure increase of \$25,000
20. CAP21013 – Radio Communications Network Upgrade – capital expenditure increase of \$50,000

MOTION LAPSED FOR WANT OF A SECONDER

Moved: Cr. Neal

Seconded: Cr. Schiller

116/21

That the 2020/21 adopted budget be varied to incorporate the following amendments:

1. GL A/C 250580 – Goyder Virtual Community Hub – operating expenditure increase of \$7,500
2. GL A/C 380300 – Drought Communities Program – operating income increase of \$30,220
3. GL A/C 510550 – Local Roads Grant – operating income reduction of \$347,190
4. GL A/C 530254 – Local Roads Community Infrastructure Grant – operating income increase of \$76,723
5. GL A/C 830552 – General Purpose Grant – operating income reduction of \$1,172,090
6. GL A/C 830560 – Drought Communities Program – operating income increase of \$100,000
7. CAP20002 – RFID tags compactor – capital expenditure increase of \$4,000
8. Job 8205 – DCP 2 – Brewery Cellars adaptation project – capital expenditure increase of \$94,282
9. Job 8213 – DCP 2 – Eudunda Caravan Park extension and camp kitchen – capital expenditure increase of \$15,830
10. CAP21019 – Floodway – reconstruct Baldina Creek – capital expenditure increase of \$58,020
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13. CAP21022 – Floodway – reconstruct Reilly Rd – capital expenditure increase of \$56,198
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15. CAP21028 – Acropetal Park Lawned area irrigation – capital expenditure increase of \$18,730
16. CAP21036 – Hampden Rail Corridor Infill – capital expenditure increase of \$432,982
17. CAP21037 – Eudunda Dog Park Construction – capital expenditure increase of \$25,000
18. Job 31256 – Public Conveniences Upgrade Robertstown oval – capital expenditure increase of \$47,693

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19. CAP21009 – Forklift All Terrain - capital expenditure increase of \$25,000
20. CAP21013 – Radio Communications Network Upgrade – capital expenditure increase of \$50,000

CARRIED

*Cr. Gebhardt called for a division, the Mayor set the motion aside.*

Voting in the affirmative;

Cr. Neal

Cr. Schiller

Cr. Hibbert

Cr. Thompson

Voting in the negative;

Cr. Gebhardt

Cr. Mathey

THE MOTION WAS CARRIED

9.2.2 Outstanding Rates as at 30 June 2021

2:00pm *Council adjourned*

2:23pm *Council recommenced*

9.2.3 Burra Caravan and Camping Park and Paxton Square Cottages Activity Report

9.2.4 Drought Communities Round #2 Project Report

9.2.5 Donation Requests

Moved: Cr. Gebhardt

Seconded: Cr. Neal

- 117/21
1. That the request from the Burra Regional Art Gallery for financial assistance for SALA registrations of \$380 for Lisa Smedley and Pauline McPharlin be approved for \$380; and
  2. That the request from the Burra Bowling Club for financial assistance of \$1,000 toward the "Better Ageing – Roll Back the Clock, Exercise Program" be approved for \$1,000 from the Burra Sport and Recreation Ward Fund.

CARRIED UNANIMOUSLY

9.2.6 Waste Service Rebate

Moved: Cr. Gebhardt

Seconded: Cr. Schiller

- 118/21
- That the request from the Burra Uniting Church Op-Shop for a reduction in the annual waste service charge of \$1,320 be approved at a reduction of 50% (three bins).

CARRIED UNANIMOUSLY

2:38pm *Cr. Neal exited the chambers*

2:39pm Cr. Neal entered the chambers

9.2.7 NBN Regional Co-Investment Opportunity

9.2.8 Ngadjuri NAIDOC August 2021

### 9.3 TECHNICAL SERVICES AND INFRASTRUCTURE

9.3.1 Works Program Activity Report

9.3.2 Walkerville All Cars Club Inc. – 2021 Copyworld Walky 100 Car Rally

Moved: Cr. Neal

Seconded: Cr. Hibbert

**119/21** That in accordance with Section 33 of the *Road Traffic Act 1961*, Council approves the Walkerville All Cars Club Inc. to hold the 2021 Copyworld Walky 100 on Saturday 14<sup>th</sup> August, 2021 and to allow the following temporary road closures for the following stages

Stage	Section	Closure	Re-Open
1 & 4	Pfitzer Road in between Tamma road Prior Rd	8:45	14:45
8 & 11	Unnamed Road between Tableland Road and Leakes Pass Road	15:00	21:30

And the event is subject to;

- 1) Pre and Post Race inspection with a nominated Council representative;
- 2) Reinstate any damage caused as a result of the event;
- 3) Correspond with all affected property owners on the proposed routes 4 weeks prior to the event;
- 4) Manage & advertise the proposed road closures; AND
- 5) Erect advance notice warning signs on affected roads 3 weeks prior to the event.

CARRIED UNANIMOUSLY

9.3.3 Julia Road Hampden Bridge Works

Moved: Cr. Hibbert

Seconded: Cr. Neal

**120/21** That Council proceed with the Julia Road Hampden Bridge works.  
CARRIED

*Cr. Gebhardt called for a division, the Mayor set the motion aside.*

Voting in the affirmative;

Cr. Thompson

Cr. Neal

Cr. Schiller

Cr. Hibbert

Voting in the negative;

Cr. Gebhardt

Cr. Matthey

THE MOTION WAS CARRIED

3:06pm *Cr. Schiller exited the chamber*

9.3.4 Practice Direction 14 – New Site Contamination Assessment Scheme for South Australia

9.3.5 Building & Development Quarterly Activity Report

9.3.6 Environmental Health Quarterly Activity Report

**9.4 COMMUNITY & CULTURE**

9.4.1 Grants Activity Report

9.4.2 Goyder Master Plan 2021 – 2036

Moved: Cr. Neal

Seconded: Cr. Gebhardt

**121/21** That Council endorse the Development of an Experience Trail both digital and actual of the Miners Dugouts and that it be included in the 2021 – 2036 Goyder Master Plan.  
CARRIED

9.4.3 Community-Led – Emergency Resilience Project

9.4.4 Tourism & Events Quarterly Activity Report

9.4.5 COTA – State of the Older Nation

9.4.6 Compliance Quarterly Activity Report

9.4.7 AGL Hallett Wind Farm Community Fund

Moved: Cr. Neal

Seconded: Cr. Hibbert

**122/21** That Council nominate Cr. Gebhardt to be the appointed representative on the AGL Hallett Wind Farm Community Fund 2021 assessment panel.  
CARRIED

9.4.8 Northern Group of Councils Regional Public Health & Wellbeing Plan 2021 – 2026

Moved: Cr. Hibbert

Seconded: Cr. Gebhardt

**123/21** That the DRAFT Northern Group of Councils Regional Public Health and Wellbeing Plan 2021 - 2026 be adopted by Council as one of Council's Strategic Management Plans.  
CARRIED

9.4.9 Community Management Committee Meetings

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- 9.4.9.1 *Hallett Community & Sports Association  
Meeting Minutes 3 May 2021*
- 9.4.9.2 *Eudunda Hall & Catering Committee  
Meeting Minutes 11 May 2021*
- 9.4.9.3 *Eudunda Community Hub & Shed  
Meeting Minutes 11 May 2021*
- 9.4.9.4 *Burra Community Management Committee  
Meeting Minutes 7 June 2021*
- 9.4.5.6 *Eudunda Community, Hub & Shed  
Meeting Minutes 2 March 2021*
- 9.4.10 Starclub Quarterly Activity Report
- 9.4.11 Memorandum of Understanding between Council and the Eudunda Community Hub & Shed
- Moved: Cr. Hibbert  
Seconded: Cr. Neal
- 124/21** That Council endorse the Memorandum of Understanding (MoU) between Council and the Eudunda Community Hub and Shed Inc. for the management and operation of the Community Hub on the portion of Road Reserve adjacent to Worlds End Highway, Eudunda, Hundred of Neales, under the terms and conditions as contained in the MoU as presented to Council.  
CARRIED
- 3:28pm *Cr. Thompson exited the chambers*
- 10. AUSTRALIAN LOCAL GOVERNMENT**
- 10.1 Australian Local Government Circulars**
- 10.1.1 Strategic LG Asset Assessment Project Moving to Phase 2
- 10.1.2 \$85m Set Aside for New Natural Hazards Research Centre
- 10.1.3 LG Feedback Wanted on Shared Approach to Drought Support
- 10.2 South Australian Local Government Circulars**
- 3:30pm *Cr. Thompson entered the chambers*
- 10.2.1 Local Government Reform Update
- 10.2.2 Select Committee on Operations of the Office of the Valuer-General
- 10.2.3 Local Government Fees & Charges set by Statute 2021 – 2022



10.2.4 Local Government Research & Development Scheme Funding Opportunity

10.2.5 State Bushfire Coordination Committee Consultation on Broad Acre Burning

**11. LATE AGENDA ITEMS**

**12. OTHER BUSINESS**

**13. ITEMS TO BE CONSIDERED IN CONFIDENCE**

13.1 2021 Annual Review of Confidential Register

Moved: Cr. Hibbert

Seconded: Cr. Neal

- 125/21**
1. That the minutes of the confidential meeting held on 15 June 2021 regarding the Worlds End Gorge RFP be confirmed; and
  2. That the minutes of the confidential meeting held on 15 June 2021 regarding the Eudunda Silo License Agreement with Viterra be confirmed.

CARRIED

Moved: Cr. Hibbert

Seconded: Cr. Gebhardt

- 126/21**
1. At 3:39pm pursuant to **Sections 90(2) and 90(3)(a)(b)(c)(d)(e)(f)(g)(h)(i)(j)(k)(m)(n)** of the Local Government Act 1999, Council orders that the public be excluded from attendance at the part of this meeting relating to items;
    1. **Ombudsman SA Council Assets**  
17 October 2017  
21 November 2017  
19 December 2017  
15 May 2018
    2. **Commercial Project**  
20 March 2018  
15 October 2019
    3. **Lot 3 Barrier Highway**  
17 September 2019  
15 October 2019  
19 May 2020
    4. **21 July 2020 National Heritage COVID19 Opportunities**
    5. **20 October 2020 Legal Advice**
    6. **20 October 2020 World Heritage Statement of OUV's**
    7. **20 October 2020 Human Resource Matters**
    8. **16 February 2021 CEO Performance Review Panel**
    9. **16 June 2021 Worlds End Gorge Neoen RFP**
    10. **16 June 2021 Eudunda Silo License Agreement Viterra;**accepting the following persons;

- **David J. Stevenson (Chief Executive Officer)**
- **Emily Moore (Executive Services Officer)**

To enable the Council to consider these items in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence information relating to;

1. **Ombudsman SA Council Assets**
2. **Commercial Project**
3. **Lot 3 Barrier Highway**
4. **21 July 2020 National Heritage COVID19 Opportunities**
5. **20 October 2020 Legal Advice**
6. **20 October 2020 World Heritage Statement of OUV's**
7. **20 October 2020 Human Resource Matters**
8. **16 February 2021 CEO Performance Review Panel**
9. **16 June 2021 Worlds End Gorge Neoen RFP**
10. **16 June 2021 Eudunda Silo License Agreement Viterra**

specifically the matters relate to;

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
- (b) information the disclosure of which;
  - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business,
  - (ii) or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest;
- (c) information the disclosure of which would reveal a trade secret;
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which—
  - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
  - (ii) would, on balance, be contrary to the public interest;
- (e) matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person;
- (f) information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;
- (g) matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;
- (h) legal advice;
- (i) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;
- (j) information the disclosure of which—
  - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and

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- (ii) would, on balance, be contrary to the public interest;
  - (k) enders for the supply of goods, the provision of services or the carrying out of works;
  - (m) information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act;
  - (n) information relevant to the review of a determination of a council under the Freedom of Information Act 1991.
2. Accordingly, on this basis the principle that meetings of Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

CARRIED

Moved: Cr. Hibbert

Seconded: Cr. Thompson

- 127/21
1. Pursuant to **Section 91(7)** of the *Local Government Act 1999*, Council orders that the following shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under **Sections 90(2)** and **90(3)(a)(b)(c)(d)(e)(f)(g)(h)(i)(j)(k)(m)(n)** of the Act;
- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
  - (b) information the disclosure of which;
    - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business,
    - (ii) or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest;
  - (c) information the disclosure of which would reveal a trade secret;
  - (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which—
    - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
    - (ii) would, on balance, be contrary to the public interest;
  - (e) matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person;
  - (f) information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;
  - (g) matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;
  - (h) legal advice;
  - (i) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;
  - (j) information the disclosure of which—

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- (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
- (ii) would, on balance, be contrary to the public interest;
- (k) ends for the supply of goods, the provision of services or the carrying out of works;
- (m) information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act;
- (n) information relevant to the review of a determination of a council under the Freedom of Information Act 1991.

specifically the matters relate to;

**1. Ombudsman SA Council Assets**

**17 October 2017**

**21 November 2017**

**19 December 2017**

**15 May 2018**

**2. Commercial Project**

**20 March 2018**

**15 October 2019**

**3. Lot 3 Barrier Highway**

**17 September 2019**

**15 October 2019**

**19 May 2020**

**4. 16 June 2021 Worlds End Gorge Neoen RFP**

**5. 16 June 2021 Eudunda Silo License Agreement Viterra; and that;**

This order shall operate for a period until further order by the Council and these matters will be reviewed at least annually in accordance with **Section 91(9)(a)** of the Act.

2. Pursuant to **Section 91(9)(c)** of the Act, the Council delegates to the Chief Executive officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such a revocation has occurred.

CARRIED

Moved: Cr. Neal

Seconded: Cr. Gebhardt

128/21

1. That having considered:

**1. 21 July 2020 National Heritage COVID19 Opportunities**

**2. 20 October 2020 Legal Advice**

**3. 20 October 2020 World Heritage Statement of OUV's**

**4. 20 October 2020 Human Resource Matters**

**5. 16 February 2021 CEO Performance Review Panel;**

in confidence under **Sections 90(2)** and **90(3)(a)(b)(c)(d)(e)(f)(g)(h)(i)(j)(k)(m)(n)** of the Act;

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

- (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business,

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- (ii) or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest;
- (c) information the disclosure of which would reveal a trade secret;
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which—
  - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
  - (ii) would, on balance, be contrary to the public interest;
- (e) matters affecting the security of the council, members or employees of the council, or council property, or the safety of any person;
- (f) information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the prevention, detection or investigation of a criminal offence, or the right to a fair trial;
- (g) matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty;
- (h) legal advice;
- (i) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;
- (j) information the disclosure of which—
  - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
  - (ii) would, on balance, be contrary to the public interest;
- (k) tenders for the supply of goods, the provision of services or the carrying out of works;
- (m) information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act;
- (n) information relevant to the review of a determination of a council under the Freedom of Information Act 1991.

pursuant to **Section 91(7)** of that Act orders that;

1. **21 July 2020 National Heritage COVID19 Opportunities**
2. **20 October 2020 Legal Advice**
3. **20 October 2020 World Heritage Statement of OUV's**
4. **20 October 2020 Human Resource Matters**
5. **16 February 2021 CEO Performance Review Panel;**

be released to the public.

2. Further, that at completion of the confidential sessions the meeting be reopened to the public.

CARRIED

14. **DATE OF NEXT MEETING 17 August 2021 at Burra Council Chambers at 1:00pm.**

15. **CLOSE OF MEETING**



REGIONAL COUNCIL OF GOYDER MINUTES 20 JULY 2021

3:44pm the meeting closed

CONFIRMED MAYOR..... DATE ...../...../.....

CONFIRMED CEO..... DATE ...../...../.....

CONFIRMED