

# MINUTES

of

## Adjourned Council Meeting



Pursuant to the provisions of Section 84 (1) of the  
*Local Government Act 1999*

HELD

**by electronic means**

on

**Tuesday 23 February 2021 at 6.00pm**

## Minutes of the Adjourned Ordinary Meeting of the Adelaide Plains Council

### Continuation of Ordinary Meeting of Monday 22 February 2021

The Mayor formally declared the meeting open at 6.00pm.

#### 1. ATTENDANCE RECORD

##### 1.1 Present:

Mayor Mark Wasley		<i>By audio-visual link</i>
Councillor John Lush	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Marcus Strudwicke	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Terry-Anne Keen	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Kay Boon	Two Wells Ward	<i>By audio-visual link</i>
Councillor Joe Daniele	Two Wells Ward	<i>By audio-visual link</i>
Councillor Frank Maiolo	Two Wells Ward	<i>By audio-visual link</i>
Councillor Brian Parker	Lewiston Ward	<i>By audio-visual link</i>
Councillor Margherita Panella	Lewiston Ward	<i>By audio-visual link</i>
Councillor Carmine Di Troia	Lewiston Ward	<i>By audio-visual link</i>

##### Also in Attendance by audio-visual link:

Chief Executive Officer	Mr James Miller
Acting General Manager – Governance and Executive Office	Ms Alyssa Denicola
General Manager – Finance and Business	Mr Rajith Udugampola
General Manager – Infrastructure and Environment	Mr Thomas Jones
General Manager – Development and Community	Mr Darren Starr
Administration and Executive Support Officer/Minute Taker	Ms Stacie Shrubsole
Information Technology Officer	Mr Thomas Harris-Howson

## 2. DECLARATION OF MEMBERS' INTEREST

Nil

## 18. MOTIONS ON NOTICE

### 18.2 Coastal Tourism Infrastructure and Funding

Moved Mayor Wasley Seconded Councillor Boon **2021/ 092**

**"that the CEO bring back a report to council on a strategy to engage with the relevant government and non-government agencies with a view to garnering funding and infrastructure to:**

- 1. Provide an alternative option for tourists and stakeholders in the pursuit of mangrove, marine and wildlife experiences.**
- 2. Build on and enhance the existing infrastructures.**
- 3. Bring forward planned works within the AIBS."**

**CARRIED**

## 19. MOTIONS WITHOUT NOTICE

19.1 Moved Councillor Boon Seconded Councillor Panella **2021/ 093**

**"that the Chief Executive Officer bring back a report naming all the subsidiaries and like organisations to which APC subscribes, attends, and is otherwise involved, and the annual fees applicable to each, including attendance requirements/costs."**

### 19.1 AMENDMENT TO MOTION 2021/093

Moved Councillor Lush Seconded Councillor Keen **2021/ 094**

**"insert the words 'and a cost benefit analysis.' after the word 'costs'".**

Councillor Strudwicke raised a Point of Order on the basis that the mover of an amendment does not close the debate on an amendment.

The Mayor accepted the Point of Order and put the amendment to a vote.

**AMENDMENT CARRIED**

### 19.1 MOTION 2021/093 AS AMENDED

Moved Councillor Boon Seconded Councillor Panella **2021/ 093**

**"that the Chief Executive Officer bring back a report naming all the subsidiaries and like organisations to which APC subscribes, attends, and is otherwise involved, and the annual fees applicable to each, including attendance requirements/costs and a cost benefit analysis."**

**CARRIED**

## 20. URGENT BUSINESS

Nil

## 21. CONFIDENTIAL ITEMS

## 21.1 Crown Land, Two Wells Update – February 2021

Moved Councillor Keen                      Seconded Councillor Di Troia                      **2021/ 095**

**“that:**

1. Pursuant to section 90(2) of the *Local Government Act 1999*, Council orders that all members of the public, except Chief Executive Officer, Acting General Manager – Governance and Executive Office, General Manager – Finance and Business, General Manager – Infrastructure and Environment, General Manager – Development and Community, Administration and Executive Support Officer/Minute Taker and Information Technology Officer be excluded from attendance at the meeting of Council for Agenda Item 21.1 – *Crown Land, Two Wells Update – February 2021*;
2. Council is satisfied that pursuant to section 90(3)(b) of the *Local Government Act 1999*, Item 21.1 – *Crown Land, Two Wells Update – February 2021* concerns commercial information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting business, or to prejudice the commercial position of Council, being information relating to ongoing negotiations in relation to Crown Land at Two Wells; and
3. Council is satisfied that the principle that Council meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”

**CARRIED**

- 21.1 Moved Councillor Parker Seconded Councillor Maiolo **2021/ 099**
- “that Council, having considered the matter of Item 21.1 – *Crown Land, Two Wells Update – February 2021* in confidence under sections 90(2) and 90(3)(b) of the *Local Government Act 1999*, resolves that:**
- 1. The report, minutes and Attachment 1 pertaining to Item 21.1 – *Crown Land, Two Wells Update – February 2021* confidential and not available for public inspection until further order of the Council;**
  - 2. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every 12 months; and**
  - 3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Committee delegates the power to revoke this confidentiality order to the Chief Executive Officer.”**

**CARRIED**

Councillor Boon disconnected from the meeting at 7.04pm.

## 21.2 Audit Committee Recommendation - Appointment of External Auditor

Moved Councillor Strudwicke Seconded Councillor Daniele **2021/ 100**

**“that:**

1. Pursuant to section 90(2) of the *Local Government Act 1999*, Council orders that all members of the public, except Chief Executive Officer, General Manager - Finance and Business, Acting General Manager Governance and Executive Office, Minute Taker/Administration and Executive Support Officer and Information Technology Officer be excluded from attendance at the meeting of Council for Agenda Item 21.2 – *Audit Committee Recommendation - Appointment of External Auditor*;
2. Council is satisfied that, pursuant to section 90(3)(d) of the *Local Government Act 1999*, Item 21.2 – *Audit Committee Recommendation - Appointment of External Auditor*; contains commercial information of a confidential nature (not being a trade secret), being proposals for service, the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party and disclosure would, on balance, be contrary to the public interest; and
3. Council is satisfied that the principle that Council meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”

**CARRIED**

21.2 Moved Councillor Strudwicke Seconded Councillor Parker **2021/ 101**

Councillor Boon reconnected to the meeting at 7.06pm.

**“that Council endorses resolution 2021/014 of the Audit Committee and in doing so:**

1. Appoints Tim Muhlhausler of Galpins Accountants, Auditors & Business Consultants for the provision of external audit services for a period of three (3) financial years commencing with the audit for the financial year ending 30 June 2021, with an option of right to renew for a further period of two (2) X one (1) year extensions; and
2. Delegates authority to the Chief Executive Officer to execute all required documentation to give effect to Council’s appointment of the external auditor.”

**CARRIED UNANIMOUSLY**

- 21.2 Moved Councillor Keen Seconded Councillor Boon **2021/ 102**
- “that the Council, having considered the matter of Item 21.2 – *Audit Committee Recommendation - Appointment of External Auditor* in confidence under sections 90(2) and 90(3)(d) of the *Local Government Act 1999*, resolves that:-**
- 1. The agenda report, Attachment 1 and the minutes of this meeting pertaining to Agenda 21.2 – *Audit Committee Recommendation - Appointment of External Auditor* remain confidential and not available for public inspection until all consultants who submitted a proposal have been notified in writing of Council’s decision;**
  - 2. Attachment 2 and any other associated information submitted to this meeting pertaining to Agenda Item 21.2 – *Audit Committee Recommendation - Appointment of External Auditor* remain confidential and not available for public inspection until further order of the Council;**
  - 3. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every 12 months; and**
  - 4. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, Council delegates the power to revoke this confidentiality order to the Chief Executive Officer.”**

**CARRIED**

There being no further business, the Mayor declared the meeting closed at 7.11pm.

Confirmed as a true record.



Mayor: .....

Date: 22 March 2021