



COUNCIL MINUTES

for the meeting

Tuesday 11 February 2020

in the Council Chamber,
Adelaide Town Hall



Present - The Right Honourable the Lord Mayor [Sandy Verschoor] (Presiding);
Deputy Lord Mayor (Councillor Hyde)
Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin, Moran and Simms.

Acknowledgement of Country

At the opening of the Council Meeting, the Lord Mayor stated:

'Council acknowledges that we are meeting on traditional Country of the Kurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.'

Acknowledgement of Colonel William Light

The Lord Mayor stated:

'The Council acknowledges the vision of Colonel William Light in determining the site for Adelaide and the design of the City with its six (6) squares and surrounding belt of continuous Park Lands which is recognised on the National Heritage List as one of the greatest examples of Australia's planning heritage.'

Prayer

Upon the completion of the Acknowledgement of Colonel Light by the Lord Mayor, the Chief Executive Officer asked all present to pray -

'Almighty God, we ask your blessing upon the works of the City of Adelaide; direct and prosper its deliberations to the advancement of your glory and the true welfare of the people of this City. Amen'

Memorial Silence

The Lord Mayor asked all present to stand in silence in memory of those who gave their lives in defence of their Country, at sea, on land and in the air.

Apologies and Leave of Absence

Apologies – Councillor Donovan.

Confirmation of Minutes

1. Item 6 - Confirmation of Minutes – 28/1/2020 [C]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll –

That the Minutes of the meeting of the Council held on 28 January 2020, be taken as read and be confirmed as an accurate record of proceedings.

Carried

Deputations

2. Item 7 – Deputation – Mr Simon Rodger – Deputation – Park 21W Concept Plan & CLMP [C]

Mr Simon Rodger addressed the Council to:

- Represent the Park21W lessee regarding the Concept Plan and Community Land Management Plan.

The Lord Mayor thanked Mr Simon Rodger for his deputation.

3. Item 7 – Deputation – Ms Heather Croall & Mr Daniel Michael – Deputation – Adelaide Fringe [C]

Ms Heather Croall & Mr Daniel Michael addressed the Council to:

- Discuss two big challenges facing the Adelaide Fringe – spaces for Fringe performances and accommodation for performers.

The Lord Mayor thanked Ms Heather Croall & Mr Daniel Michael for their deputation.

4. Item 7 – Deputation – Professor David Ness – Deputation – Adelaide Football Club Unsolicited Proposal [C]

Professor David Ness addressed the Council to:

- Highlight the areas of non-compliance of the Adelaide Football Club Unsolicited Proposal, with the guiding principles, particularly principle 3 and to table an information handout.

The Lord Mayor thanked Professor David Ness for his deputation.

The information tabled by Professor Ness is attached for reference at the end of the Minutes of this meeting.

Advice from Adelaide Park Lands Authority & Advice/Recommendation from Audit Committee

5. Item 9.1 – Advice of the Adelaide Park Lands Authority – 6/2/2020 [2018/04062] [C]

Moved by Councillor Martin,
Seconded by Councillor Simms -

THAT COUNCIL NOTES THE FOLLOWING ADVICE OF THE ADELAIDE PARK LANDS AUTHORITY:

1. Advice 1 - Response to Park 2 AFC Proposal

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL

That the Adelaide Park Lands Authority provides the following-input on the Adelaide Football Club (AFC) proposal released for consultation in December 2019 for a combined training, administrative, community and aquatic facility in Denise Norton Park / Pardipardinyilla (Park 2), in accordance with the Adelaide Parklands Act 2005:

1. The extent of the proposed AFC training, administrative and commercial components appears potentially inconsistent with the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) (particularly that the Park Lands exist for the public benefit of the people of South Australia) and the provisions of the Adelaide Park Lands Management Strategy that support use of the Park Lands for community outdoor recreation and ancillary infrastructure, but not large-scale commercial facilities. Council might seek specific legal advice about this.
2. Seeks further information regarding the extent of any administrative and commercial components and its consistency with the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) (particularly that the Park Lands exist for the public benefit of the people of South Australia) and the provisions of the Adelaide Park Lands Management Strategy
3. Recommends an Environment Protection and Biodiversity Conservation (EBPC) Act self-assessment and referral process in regard to any possible effect on the values which underpin the National Heritage Listing of the Adelaide Park Lands and City Layout.
4. Recommends that the Guiding Principles established by City of Adelaide to assess the AFC proposal need amendment to specifically incorporate and fully reflect the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) and requirements of the Local Government Act 1999 (SA) along with the policy provisions in the Adelaide Park Lands Management Strategy, the Community Land Management Plan and the relevant provisions of the existing City of Adelaide Development Plan.

2. Advice 2 - Submission to the Planning and Design Code consultation

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES THE STATE GOVERNMENT AND COUNCIL

That the Adelaide Park Lands Authority:

1. Recommends that a self-assessment and referral process is undertaken regarding any possible effect the P&D Code may have on the values which underpin the National Heritage Listing of the Adelaide Park Lands and City Layout.
2. Provides the following comments on the draft P&D Code as Attachment A: Summary of Changes and Proposed Amendments to Item 9.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 6 February 2020:
 - 2.1. Supports the recognition of the special attributes of the Adelaide Park Lands through inclusion of a dedicated Zone in the P&D Code.
 - 2.2. Suggests renaming City Park Lands Zone to Adelaide Park Lands Zone.
 - 2.3. Suggests that the boundary of the Adelaide Park Lands Zone should include the six squares which are a part of the Adelaide Park Lands.
 - 2.4. Suggest the deletion of the proposed Subzones in favour of comprehensive Zone wide policies.
 - 2.5. Strengthens policies to prevent inappropriate development (land uses and built form) in the Adelaide Park Lands Zone noting the removal of the current non-complying pathway.
 - 2.6. Includes within the 'Desired Outcomes' of the Zone more descriptive policies to protect and enhance the unique features of the Adelaide Park Lands.
 - 2.7. Revises the 'Built-form and Character' provisions to provide greater clarity regarding new buildings in the Adelaide Park Lands, including the incorporation of the City of Adelaide's Park Lands Building Design Guidelines (under development) into the P&D Code; or being adopted as a Design Standard to further support high quality Park Lands building design.
 - 2.8. The unique planning considerations for the zone warrant zone specific policy content on matters including movement and parking, advertising and fencing (rather than the general policy that applies across other zones that does not adequately recognise the unique qualities of the Adelaide Park Lands).
 - 2.9. Supports public notification where it involves all other code assessed development assessments; however, suggest minor types of development that are currently not subject to notification be exempt from public notification.
 - 2.10. Suggests reinstatement and addition of mapping and / or concept plans to support a clearer statutory planning framework.
 - 2.11. Suggests educational establishment, hotel and public infrastructure should be Code Assessed (Performance Assessed) Development rather than Restricted Development.
3. Supports further updates to the P&D Code following introduction of the initial version in July 2020 to reflect current strategies that relate to the Adelaide Park Lands (as already identified by Council).

3. Advice 3 - Kaurua Community Hub in the Adelaide Park Lands

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL

That the Adelaide Park Lands Authority:

1. Supports the Kaurua Yerta Aboriginal Corporation Incorporated (KYAC) using the North Adelaide Railway Station Building as a Kaurua Community Hub to provide a base from which to deliver cultural, economic and social development activities.
2. Requests the administration to coordinate preparation of a detailed scope of works and plans to inform further decision-making.
3. Supports administration commencing lease negotiations with KYAC for the use and occupation of the North Adelaide Railway Station Building in accordance with the Park Lands Leasing and Licensing Policy.

Discussion ensued, during which Councillor Abrahamzadeh left the Council Chamber at 5.56pm and re-entered at 5.58pm.

The motion was then put and carried

Item 9.1, distributed separately to the Agenda is attached for reference at the end of the Minutes of this meeting.

6. Item 9.2 – Advice/Recommendation of the Audit Committee – 7/2/2020 [2018/04062] [C]

Moved by Councillor Martin,
Seconded by Councillor Knoll -

1. Report of the Audit Committee – 7 February 2020

THAT COUNCIL

1. Notes the report of the meeting of the Audit Committee held on 7 February 2020.

2. Audit Committee Terms of Reference

THAT COUNCIL

1. Adopts the Terms of Reference as included in Attachment A to Item 5.1 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.

Discussion ensued

The motion was then put and carried

Item 9.2, distributed separately to the Agenda is attached for reference at the end of the Minutes of this meeting.

Lord Mayor's Report

7. Item 10 – Lord Mayor's Reports & Office of Central Ward Councillor – Notification of Vacancy [2018/04064 & 2020/00276] [C]

The Lord Mayor addressed the meeting on the following activities:

- Chinatown Lunar New Year Street Party, including announcement of upgrade to Moonta Street
- Announcement with David Evans, from Flow Energy to contract 100% renewable electricity
- Announcement of the City of Adelaide having been recognised by The Intelligent Community Forum as one of the top 7 intelligent communities and one of the world's top smart cities
- Noting the departure of Houssam Abiad from Council

Mr Mark Goldstone, Chief Executive Officer City of Adelaide, then made the following statement:

'As you are all aware Councillor Houssam Abiad has resigned from Council, effective 29 January 2020. In accordance with section 54(6) of the Local Government Act 1999, I am required to notify Council of the vacancy in the Office of Central Ward Councillor at this meeting. A supplementary election will be held to fill the vacancy, and the Administration is working with the Electoral Commission of SA to coordinate this process.'

It was then -

Moved by Councillor Abrahamzadeh,
Seconded by the Deputy Lord Mayor (Councillor Hyde) -

That the report be received and noted.

Carried

Councillors' Report

8. Item 11.1 – Reports from Council Members [2018/04064]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll –

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item 11.1 on the Agenda for the meeting of the Council held on 11 February 2020).
2. Notes the summary of Council Members meeting attendance (Attachment B to Item 11.1 on the Agenda for the meeting of the Council held on 11 February 2020).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 11 February 2020 be included in the Minutes of the meeting.

Reports for Council (Chief Executive Officer's Reports)

9. Item 12.1 - Communication in Other Languages – Mandarin Translation Service Trial Outcomes [2016/02563] [C]

Moved by Councillor Hou,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL:

1. Notes the outcomes of the Mandarin translation service trial in the Customer Centre.
2. Notes Administration's intent to continue to broaden our engagement of diverse members of the community through other means, such as the use of digital technology for translation services that can be applied across all channels and languages.

Carried

10. Item 12.2 - 2019-20 Quarter 2 Finance Report [2018/03947] [C]

Moved by Councillor Martin,
Seconded by Councillor Knoll -

That Council:

1. Notes the year to date Financial Performance for the quarter ended 31 December 2019, as detailed in Schedule 1 of Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
2. Notes the year to date Treasury Report for the quarter ended 31 December 2019, as detailed in Schedule 2 of Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
3. Notes the 2019-20 Proposed Quarter 2 revised Long-Term Financial Plan, forecasted Key Financial Indicators, and prudential borrowing ratios as detailed in Schedules 4-6 of Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
4. Notes the 2019-20 Uniform Presentation of Finances and Budgeted Financial Statements as detailed in Schedule 8 of Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
5. Notes the Quarter 2 Capital Program Report for the period ended 31 December 2019 as included in Schedule 16 in Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
6. Notes Audit Committee reviewed the Quarter 2 Finance Report and Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020 and endorses the proposed 2019-20 Quarter 2 Revised Forecast at the meeting of City of Adelaide Audit Committee held on 7 February 2020.
7. Approves the 2019-20 proposed Quarter 2 revised forecast for General Operations, Business Operations, Projects, the Infrastructure Program, Major Projects (City Transformation Investments) and Commercial Opportunities as summarised in Schedule 3 and detailed in Schedules 9-15 in Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
8. Approves the 2019-20 proposed Quarter 2 revised forecast for General Operations, Business Operations, Projects, the Infrastructure Program, Major Projects (City Transformation Investments) and Commercial Opportunities as summarised in Schedule 3 and detailed in Schedules 9-15 in Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
9. Approves the proposed carry forwards for Projects and Major Projects as summarised in Schedule 3 and detailed in Schedules 11 and 14 in Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
10. Approves the proposed Quarter 2 amendments for the Adelaide Central Market Authority as summarised in Schedule 17 and detailed in Schedule 18 of Attachment A to Item 12.2 on the Agenda for the meeting of Council on 11 February 2020.
11. Notes that Council's current Prudential Borrowing Limits are forecast to be exceeded in the second half of the 2020-21 financial year, and that remedial action will be considered and implemented as part of the 2020-21 Business Plan and Budget process and Strategic Property Review.

Discussion ensued, during which Councillor Khara left the Council Chamber at 6.12pm and re-entered at 6.16pm.

The motion was then put and carried

11. Item 12.3 - Neglected and/or Derelict Properties [2018/00331] [C]

Moved by Councillor Moran,
Seconded by Councillor Couros -

THAT COUNCIL:

1. Notes the powers provided by the relevant Acts, Policies and Guidelines available to Council to manage neglected or derelict properties.

Discussion ensued

The motion was then put and carried

12. Item 12.4 - Encroachment Policy – Balconies [2018/00478-2] [C]

Moved by Councillor Couros,
Seconded by Councillor Martin -

THAT COUNCIL:

1. Adopts the revised draft Section - 4.2.6 Balconies of the Encroachment Policy contained within Attachment A to Item 12.4 on the Agenda for the meeting of Council held on 11 February 2020.

Carried

13. Item 12.5 - North Terrace Public Realm [2016/03718] [C]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Approves rescheduling the North Terrace Public Realm project until after APA have completed the gas main works and;
 - 1.1. That the slate pavers required for the works, currently being manufactured be stored until required for either maintenance works or the project is reinitiated.
 - 1.2. That minor works be undertaken to stabilize the existing footpath infrastructure and clean survey marks to make the area presentable and safe.
2. In approving the rescheduling of the project, Council approves that the current uncommitted funds (\$3.5M) are returned as savings and that budget is considered within the 2021/22 financial year to re-initiate the project.

Carried

14. Item 12.6 - Golden Wattle Park Concept Plan & Community Land Management Plan [2018/00561] [C]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Notes the community engagement findings summarised in Attachment A to Item 12.6 on the Agenda for the meeting of Council held on 11 February 2020.
2. Approves the revised Concept Plan for Golden Wattle Park/Mirnu Wirra (Park 21W) as shown in Attachment B to Item 12.6 on the Agenda for the meeting of Council held on 11 February 2020.
3. Approves the removal of trees in Areas 1 and 2 as shown in Attachment D to Item 12.6 on the Agenda for the meeting of Council held on 11 February 2020, to enable implementation of the first stage of the Concept Plan, being new sports lighting of the northern playing fields, subject to the lessee receiving Development Approval.
4. Approves the revision of the Adelaide Park Lands Community Land Management Plan with a revised chapter for Golden Wattle Park/Mirnu Wirra (Park 21W) as per Attachment C to Item 12.6 on the Agenda for the meeting of Council held on 11 February 2020, being released for statutory consultation.

Discussion ensued

The motion was then put and carried

15. Item 12.7 - Sanitising Streets to Alleviate Asthma [2018/03956] [C]

Moved by Deputy Lord Mayor (Councillor Hyde),
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL:

1. Approves retaining the current cleansing service levels of two services per week on:
 - 1.1. Pulteney Street south
 - 1.2. Hutt Street
 - 1.3. Frome Street.

Carried

16. Item 12.8 - Planning & Design Code – Heritage [2019/00626] [C]

Moved by Councillor Martin,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL:

1. Authorises the Chief Executive Officer to finalise the submission on the draft Planning and Design Code that incorporates the details of this report and recommendations of the Council.

Carried

17. Item 12.9 - Creative Industries Discussion Paper Submission [2019/00027] [C]

Moved by Councillor Martin,
Seconded by Councillor Moran -

That the matter be deferred to The Committee.

During the discussion, the mover and seconder withdrew their motion.

It was then -

Moved by Councillor Abrahamzadeh,
Seconded by Deputy Lord Mayor (Councillor Hyde) -

THAT COUNCIL:

1. Endorses the submission to the Department for Innovation and Skills on the Creative Industries Discussion Paper, as shown in Attachment A to Item 12.9 on the Agenda for the meeting of Council held on 11 February 2020.

Discussion ensued

The motion was then put and carried

18. Item 12.10 - Pre-Transition Development Plan Amendment [2019/00956] [C]

Moved by Deputy Lord Mayor (Councillor Hyde),
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Approves deferring further consideration of the Council Pre-Transition Development Plan Amendment until after July 2020 when the new Planning & Design Code comes into operation.

Discussion ensued

The motion was then put and carried

19. Item 12.11 - Planning & Design Code - Public Realm policies [2018/01363] [C]

Moved by Councillor Abrahamzadeh,
Seconded by Deputy Lord Mayor (Councillor Abiad) -

THAT COUNCIL:

1. Authorises the Chief Executive Officer to write to the Minister for Planning and State Planning Commission to:
 - 1.1. Express Council's significant concerns that the planning reform has not yet considered public realm matters within either the Planning and Design Code or Design Standards.

- 1.2. Requests the urgent attention and action of the Minister for Planning and State Planning Commission to commence and complete this necessary work for implementation by 1 July 2020 with the Planning and Design Code.
- 1.3. Requests the State Planning Commission collaborate with the City of Adelaide to ensure that all relevant public realm matters are encapsulated appropriately in either the Planning and Design Code or a City of Adelaide Design Standard
- 1.4. Express Council's significant concerns with the amendments that the *Planning, Development and Infrastructure Act 2016* (SA) makes to Sections 221 and 222 of the *Local Government Act 1999* (SA) and make recommendations about how adverse impacts could be avoided, including the following:
 - 1.4.1. Not proclaiming Schedule 6, Part 7 (*Amendment of the Local Government Act 1999*) of the *Planning, Development and Infrastructure Act 2016* (SA), to allow for further investigations to be undertaken to understand the impacts and put appropriate measures in place to avoid adverse impacts.
 - 1.4.2. Requests the State Planning Commission write a Practice Direction and/or Practice Guideline to clearly state that the planning approvals process should not consider construction matters and management of the use the public realm and that these remain within the ambit of Section 221 and 222 of the *Local Government Act 1999*.
 - 1.4.3. Ensures public realm matters are encapsulated appropriately in either the Planning and Design Code or Design Standards for implementation by 1 July 2020.
 - 1.4.4. Investigates whether under the *Planning, Development and Infrastructure Act 2016* (SA), if any standard conditions on a Development Application may resolve some matters currently dealt with by a Section 221/222 permit.
 - 1.4.5. Investigates the further legislative impacts of the amendment and puts in place appropriate measures to ensure procedural processes are in place by 1 July 2020.
2. Authorises the Chief Executive Officer to finalise the submission on the draft Planning and Design Code that incorporates the details of this report and recommendations of the Council.

Carried

20. Item 12.12 - Planning & Design Code draft submission [2018/04459] [C]

Moved by Deputy Lord Mayor (Councillor Hyde),
Seconded by Councillor Abrahimzadeh -

THAT COUNCIL:

1. Authorises the Chief Executive Officer to finalise the City of Adelaide Planning and Design Code Phase 3 Submission as Attachment A to Item 12.12 on the Agenda for the meeting of Council held on 11 February 2020), to be submitted to the State Planning Commission by 28 February 2020.
2. Notes the Lord Mayor will meet with the Minister for Planning and Chair, State Planning Commission to discuss Council's key concerns with the draft Planning and Design Code.
3. Authorises the Chief Executive Officer, on behalf of the City of Adelaide, to write to the Minister for Planning, State Planning Commission and other relevant Members of Parliament to request a delay in the implementation of the Planning and Design Code to ensure that the new planning system represents good planning practice and outcomes and is not rushed.
 - 3.1. Full and comprehensive testing of the Planning and Design Code to identify significant policy changes, errors, missing content and/or unintended consequences to allow for required policy amendments;
 - 3.2. Enable additional consultation on changes to the Planning and Design Code arising from Phase 3 submissions (in preference to not making changes to the Code following consultation on the basis that changes would delay introduction of the Code);
 - 3.3. Ensure every South Australian is notified of the changes proposed to their property to meet the PDI Act and Community Engagement Charter;
 - 3.4. The opportunity to test the effect of the proposed Code in the ePlanning system (as originally proposed for in the announced transition process); and
 - 3.5. Provide adequate time to prepare for the full implementation of the changes, including the considerable integration works required to Council's business systems in order to maintain current business operations and service levels to our community.

Discussion ensued

The motion was then put and carried

Questions on Notice

21. Item 13.1 - Deputy Lord Mayor (Councillor Hyde) – Question on Notice – Maintaining Our Public Realm [C]

The Question and Reply were taken as read.

The tabled reply for Item 13.1 is attached for reference at the end of the Minutes of this meeting.

22. Item 13.2 - Councillor Martin – Question on Notice – Former Councillor Abiad [C]

Councillor Martin read the following question:

‘Could the Administration advise;

1. When it or the Lord Mayor/Deputy Lord Mayor first became aware, formally or informally, that the former Councillor Houssam Abiad had accepted employment in Saudi Arabia
2. The date on which the Council register of interests was updated to reflect these new employment arrangements
3. If any member of the Administration sought legal advice about Councillor Abiad’s appointment in Saudi Arabia and the nature of that advice?’

The Lord Mayor read the following reply:

1. Houssam Abiad formally resigned as a Councillor on 29 January 2020, effective immediately.
2. The Administration have not been advised of the nature of Houssam Abiad’s private business interests in Saudi Arabia.
3. A Council Member must update the Register of Interest within one month of a notifiable change (section 67(1) of the *Local Government Act 1999 (SA)* (the Act).
4. This section does not extend to former Council Members.
5. No legal advice was obtained by Administration on the nature of Mr Abiad’s private business interests in Saudi Arabia.’

The tabled reply for Item 13.2 is attached for reference at the end of the Minutes of this meeting.

23. Item 13.3 - Councillor Martin – Question on Notice – Golf Links Park Lands [C]

Councillor Martin read the following question, during which Councillor Couros left the Council Chamber at 6.48pm:

‘On the December 11th, 2018 during debate of a motion to release the Golf Course Master Plan, which was defeated by the majority faction of Council, the Administration suggested that the Master Plan would be revealed in “March 2019”.

At the opening of State Parliament on February 5th, the Marshall Government foreshadowed a priority was to construct an entertainment hub at either the railyards adjacent to the new health precinct or, among competing proposals, on the southern end of the Adelaide Golf Course.

Could the Administration advise;

- i) Have there been discussions, formal or informal, between the Lord Mayor or any member of the Administration with the State Government or any other party, including representatives of Adelaide Venue Management Corporation, about any part of the Park Lands constituting the Golf Course or around the Golf Course being developed or an entertainment hub or stadium
- ii) If so, what has been the nature of those discussions
- iii) Is the one-year delay in the release of the Golf Course master Plan related to the possibility of development on that part of the Park Lands
- iv) Have there been discussions, formal or informal, between the Lord Mayor or any member of the Administration with the State Government or any other party, including representatives of Adelaide Venue Management Corporation, about any part of the Park Lands on or around the railyards mentioned above being developed or an entertainment hub or stadium
- v) If so, what has been the nature of those discussions
- vi) If there have been any discussions as in ii) and v) when will the elected body be fully briefed?’

The Lord Mayor read the following reply:

- ‘1. No discussions have occurred between the Lord Mayor and the State Government or any other party, including representatives of Adelaide Venue Management Corporation (AVMC), about any part of the Park Lands constituting the Golf Course or around the Golf Course being developed for an entertainment hub or stadium.
2. The timing of the release of the draft Golf Course Master Plan, which has not yet been endorsed by council, is not related in any way to the possibility of development on that part of the Park Lands. The Administration are reviewing the draft Master Plan in light of the projected costs, benefits and current golfing trends and will present back to Council once reviewed.
3. No discussions have occurred between the Lord Mayor with the State Government or any other party, including representatives of AVMC, about any part of the Park Lands on or around the railyards mentioned above being developed or an entertainment hub or stadium
4. In September 2018 the CEO, the then Director Services and Director Growth were invited to meet with a consultant engaged by AVMC, regarding consideration for a future city stadium. Commentary was high level and broad in nature, and related to types of users and stadia infrastructure in other jurisdictions.
5. Following media activity last year detailing the potential for an inner-city stadium on or around the railyards, the CEO met with the CEO of the AVMC to seek clarity regarding the concept. The conversation was of a high-level nature and the CEO requested that if and when such a concept was progressed, the CEO of the AVMC would provide a briefing for Council Members.
6. The CEO was then asked by the AVMC to participate in a peer review of the inner-city stadium concept at the railyards. Given the fact that no details were provided of the proposal, comments made by the CEO were limited to the potential impacts and limitations on the parklands site.
7. As a result of recent media activity regarding potential city stadium options has now occurred, the CEO will formally seek a briefing for Council Members from the CEO of the AVMC and the CEO of the Adelaide Oval Stadium Management Authority.’

The tabled reply for Item 13.3 is attached for reference at the end of the Minutes of this meeting.

Questions without Notice

Discussion ensued, during which Councillor Couros re-entered the Council Chamber at 6.52pm

CEO Undertaking – Progress Update – Works on Eastern and Western sides of Prospect Road at Parks 3 and 2 [C]

Mark Goldstone, Chief Executive Officer In response to Councillor Martin undertook to circulate separately an update on the progress of tree removal and other works on the Eastern and Western sides of Prospect Road at Parks 3 and 2 respectively, including;

- i) Any changes to the number and identity of trees to be removed and
- ii) The number of trees and the quantity of native vegetation already removed
- iii) The next steps in the project

Discussion continued during which, Deputy Lord Mayor (Councillor Hyde) left the Council Chamber at 6.59pm

Motions on Notice

24. Item 15.1 - Councillor Simms – Motion on Notice – Supporting the Adelaide Fringe Festival [2019/01425] [C]

Moved by Councillor Simms,
Seconded by Councillor Moran –

That Council requests that administration:

1. works with the Adelaide Fringe and property owners to investigate potential locations in the city or North Adelaide (excluding the Park Lands) for a temporary accommodation hub, or ‘Artists Village’ for the Adelaide Fringe 2021;
2. considers options to encourage the use of vacant land and/ or properties as future Fringe venues;
3. reports back to Council by June 2020.

Discussion ensued, during which:

- Deputy Lord Mayor (Councillor Hyde) re-entered the Council Chamber at 7.05pm

- With the consent of the mover, seconder and the meeting Part 1 of the motion was varied to read as follows:
 1. works with the Adelaide Fringe and property owners, including their industry groups, city-based hoteliers and other accommodation providers (including AHA), to investigate options for the cost effective provision of accommodation 'Artists Village' for the Adelaide Fringe 2021' for visiting fringe artists and their support crews;

The motion, as varied, was then put and carried

The meeting **adjourned at 7.28pm** for a 10-minute break **and reconvened at 7.40pm** with the following Council Members present -

The Right Honourable the Lord Mayor [Sandy Verschoor] (Presiding);
Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin and Simms.

Motions on Notice (Continued)

25. Item 15.2 - Councillor Simms – Motion on Notice – Event Accessibility [2019/01425] [C]

Moved by Councillor Simms,
Seconded by Councillor Hou –

That Council requests that:

1. administration prepare a brief report outlining strategies for how Council can encourage and support events and activities held in the City, to be more accessible and inclusive for patrons with disability;
2. this report includes the potential establishment of a grants program (to cover such things as hire of marveloo and/or Auslan interpreters) to be available to events/ activity organisers in the city, as part of Council's budget consideration process.

Discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) re-entered the Council Chamber at 7.41pm

The motion was then put and carried

Deputy Lord Mayor (Councillor Hyde) then requested that a division be taken on the motion

Division

For (8):

Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin and Simms.

Against (0)

The division was declared in favour of the motion

26. Item 15.3 - Councillor Simms – Motion on Notice - Recycling and Waste Management [2019/01444] [C]

Moved by Councillor Simms,
Seconded by Councillor Couros –

Council requests that:

administration advise of options to increase the number of recycling bins and install e-waste and green-waste bins in public places, as part of the upcoming budget consideration process.

Discussion ensued

The motion was then put and carried

Deputy Lord Mayor (Councillor Hyde) then requested that a division be taken on the motion

Division

For (8):

Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin and Simms.

Against (0)

The division was declared in favour of the motion

27. Item 15.4 - Deputy Lord Mayor (Councillor Hyde) – Motion on Notice - City of Adelaide Zero Waste Target [2019/01444] [C]

Deputy Lord Mayor (Councillor Hyde) did not proceed with his Motion on Notice.

28. Item 15.5 - Councillor Couros – Motion on Notice – Adelaide Aquatic Centre Consultation [2019/01387] [C]

Moved by Councillor Couros,
Seconded by Deputy Lord Mayor (Councillor Hyde) –

That Council:

1. Notes its commitment to undertake a thorough consultation on both the Independent Needs Analysis commissioned by the Administration and the draft Unsolicited Bid Proposal received from the Adelaide Football Club.
2. Extends the current community consultations underway for three weeks and includes as part of this extension:
 - a. An improved user interface that more readily displays the supporting information for those completing the survey and one that is more mobile friendly;
 - b. Increasing the availability of translation and interpretive options to assist members of the multicultural community in completing the survey;
 - c. An assessment to ensure the consultations are easily accessible for members of our community with a disability.

Discussion ensued, during which Councillor Moran re-entered the Council Chamber at 7.52pm.

The motion was then put and carried

Deputy Lord Mayor (Councillor Hyde) then requested that a division be taken on the motion

Division

For (7):

Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll and Simms.

Against (2):

Councillors Martin and Moran.

The division was declared in favour of the motion

Discussion continued

29. Item 15.6 - Councillor Couros – Motion on Notice – Kingston Terrace [2018/04053] [C]

Moved by Councillor Couros,
Seconded by Councillor Abrahamzadeh –

That Council:

Consider the design and construction upgrade of Kingston Terrace - West (between Fuller Street to Francis Street intersections) in the 1920/21 Integrated Business Plan and Budget. Such considerations would include reconstructed road pavement and road surface, blue stone kerb, footpath and landscaped verge.

Discussion ensued

The motion was then put and carried

Councillor Martin then requested that a division be taken on the motion

Division

For (9):

Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin, Moran and Simms.

Against (0)

The division was declared in favour of the motion

30. Item 15.7 - Councillor Martin – Motion on Notice – State & Federal Funding for Aquatic Centre Upgrade [2019/01387] [C]

Moved by Councillor Martin,
Seconded by Deputy Lord Mayor (Councillor Hyde) –

That Council;

Noting the supportive comments of the Deputy Lord Mayor to a public meeting outside the Aquatic Centre on February 4th, requests the Lord Mayor writes to the Premier and also to the Prime Minister to ascertain the nature of any programs and the level of any associated funding which could be used to upgrade the Adelaide Aquatic Centre in order to provide a modern, fit for purpose facility for this State's Capital City.

Discussion ensued, during which with the consent of the mover, seconder and the meeting the motion was varied to read as follows:

'That Council;

Noting the supportive comments of the Deputy Lord Mayor to a public meeting outside the Aquatic Centre on February 4th, requests the Lord Mayor writes to the Premier and also to the Prime Minister and Mayors of neighbouring Councils as identified through the Needs Analysis to ascertain the nature of any programs and the level of any associated funding which could be used to upgrade the Adelaide Aquatic Centre in order to provide a modern, fit for purpose facility for this State's Capital City.'

The motion, as varied, was then put and carried

Councillor Martin then requested that a division be taken on the motion, as varied

Division

For (9):

Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Martin, Moran and Simms.

Against (0)

The division was declared in favour of the motion, as varied

Motions without Notice

31. Item 16 - Councillor Simms - Motion without Notice – Meeting Structure Legal Advice [C]

Moved by Council Simms,
Seconded by Councillor Moran –

That Council request that the CEO release any legal advice obtained relating to the revised Council meeting structure.

Discussion ensued, during which with the consent of the mover, seconder and the meeting the motion was varied to read as follows:

'That Council request that the CEO publicly release any legal advice, with the permission of the legal firm, obtained relating to the revised Council meeting structure.'

The motion, as varied, was then put and lost

Councillor Simms then requested that a division be taken on the motion as varied

Division

For (4):

Councillors Abrahamzadeh, Martin, Moran and Simms.

Against (5):

Deputy Lord Mayor (Councillor Hyde) and Councillors Couros, Hou, Khera and Knoll

The division was declared against the motion as varied

32. Item 16 - Councillor Martin – Motion without Notice – Acknowledgment – Former Councillor Houssam Abiad [C]

Moved by Council Martin,
Seconded by Councillor Hyde (Deputy Lord Mayor) –

That Council;

Congratulates former Councillor Houssam Abiad on his appointment in Saudi Arabia and acknowledges the contribution he made to the City of Adelaide.

Much discussion ensued, during which:

- Councillor Moran left the Council Chamber at 9.05pm and re-entered at 9.06pm.
- Councillor Khera left the Council Chamber at 9.07pm and re-entered at 9.08pm.
- Councillor Moran left the Council Chamber at 9.19pm and re-entered at 9.19pm.

The motion was then put and carried

Discussion ensued, during which Councillor Hou left the Council Chamber at 9.23pm and re-entered at 9.24pm.

Exclusion of the Public

33. Item 17.1 – Exclusion of the Public [2018/04291] [C]

For the following reports of the Adelaide Park Lands Authority and Audit Committee seeking consideration in confidence

18.1.1 Advice of the Adelaide Park Lands Authority in Confidence – 6/2/2020

18.1.2. Advice/Recommendations of the Audit Committee – 7/2/2020

For the following reports for Council (Chief Executive Officer's Reports) seeking consideration in confidence

18.2.1. 2019-20 Quarter 2 Commercial Operations Report [s 90(3) (b)]

18.2.2 2019-20 Planning and Development Fund Projects [s 90(3) (b)]

18.2.3 Partnership Proposals 2019-20 [s 90(3) (b)]

18.2.4 Capital City Committee Update [s 90(3) (g) & (j)]

18.2.5 Appointment of Board Members to Rundle Mall Management Authority Board [s 90(3) (a)]

Order to Exclude for Item 18.1.1

Moved Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in s 90(3) (d) & (j) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.1.1 [Advice of the Adelaide Park Lands Authority in Confidence – 6/2/2020] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item contains commercial information of a confidential nature which the State Government has requested be considered in confidence on the grounds that the details and budget for the project are still being resolved and the release of this information prematurely may be misleading. The disclosure of the draft project details could reasonably be expected to prejudice the commercial position and negotiations of the State Government with external parties.

Public Interest

The Board 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 the release of information prior to the finalisation commercial negotiations. The disclosure of this commercial information may materially and adversely affect the negotiations and the ability to discuss/participate or influence a proposal for the benefit of the Council and the community in this matter which on balance would be contrary to the public interest.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.1.1 [Advice of the Adelaide Park Lands Authority in Confidence – 6/2/2020] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (d) & (j) of the Act.

Discussion ensued

The motion was then put and carried

Order to Exclude for Item 18.1.2

Moved Councillor Abrahamzadeh,
Seconded by Deputy Lord Mayor (Councillor Hyde) -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in s 90(3) (b) & (i) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.1.2 [Advice/Recommendations of the Audit Committee – 7/2/2020] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as it includes commercial information of a confidential nature where confidence consideration is sought to protect the commercial position of the council and the operating position of Council's business entities operating in a competitive market place prior to the effective date of 30 June 2020.

The disclosure of information in this report to competitors in advance may be to Council's commercial detriment.

This Item is confidential nature because the report includes information on Council litigation.

The disclosure of information in this report could reasonably be expected to prejudice the outcome of Council's actual litigation.

The Audit Committee 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 relates to actual litigation of council.

Public Interest:

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 to competitors in advance may be to Council's commercial detriment.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.1.2 [Advice/Recommendations of the Audit Committee – 7/2/2020] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) & (i) of the Act.

Carried

Order to Exclude for Item 18.2.1

Moved Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in s 90(3) (b) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.2.1 [2019-20 Quarter 2 Commercial Operations Report] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as it includes commercial information of a confidential nature where confidence consideration is sought to protect the commercial position of the council and the operating position of Council's business entities operating in a competitive market place prior to the effective date of 30 June 2020.

The disclosure of information in this report to competitors in advance may be to Council's commercial detriment.

Public Interest

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 to competitors in advance may be to Council's commercial detriment.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.2.1 [2019-20 Quarter 2 Commercial Operations Report] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) of the Act.

Carried

Order to Exclude for Item 18.2.2

Moved Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (b) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.2.2 [2019-20 Planning and Development Fund Projects] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

Disclosure of the confidential funding strategies and associated information could reasonably prejudice the commercial position of Council in its negotiations with its funding partners, which, on balance, would be contrary to the public interest as it would likely implicate the optimisation of funding opportunities council may be able to secure through its funding negotiations.

Public Interest

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 confer a commercial advantage on a third party and severely prejudice the Council's ability to influence proposals for the benefit of the Council and the community in this matter.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.2.2 [2019-20 Planning and Development Fund Projects] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) of the Act.

Carried

Order to Exclude for Item 18.2.3

Moved Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (b) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.2.3 [Partnership Proposals 2019-20] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

The disclosure of proposed funding strategies and associated information including anticipated capital and operating expenditure on key strategic projects could reasonably prejudice the commercial position of Council in its negotiations with its funding partners and other third parties, which, on balance, would be contrary to the public interest, as it would likely undermine the optimisation of funding opportunities council may be able to secure through its negotiations and may result in inflated project costs.

Public Interest

The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances given that release of such information may confer a commercial advantage on a third party and severely prejudice the Council's ability to influence proposals and efficiently deliver strategic projects for the benefit of the Council and the community in this matter.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.2.3 [Partnership Proposals 2019-20] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) of the Act.

Carried

Order to Exclude for Item 18.2.4

Moved Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (g) & (j) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.2.4 [Capital City Committee Update] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential to ensure that the Council does not breach any law, any duty of confidence, or other legal obligation or duty.

The disclosure of information in this report would breach 'cabinet in confidence' information presented to the Capital City Committee and the *City of Adelaide Act 1998* which has provided for a State/Capital City inter-governmental forum (the Capital City Committee) to operate 'in confidence' and a breach of the associated duty of confidence and duty as a member of the inter-governmental forum.

The Committee 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 would be contrary to the Capital City Committee's operations and could prejudice the position of the State Government and/or Council in relation to current/future proposals prior to State Government and/or City of Adelaide evaluation and deliberation.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.2.4 [Capital City Committee Update] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (g) & (j) of the Act.

Carried

Order to Exclude for Item 18.2.5

Moved Councillor Knoll,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (a) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.2.5 [Appointment of Board Members to Rundle Mall Management Authority Board] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item contains information that must be considered in confidence in order to ensure that the Council does not breach any law, any duty of confidence, or other legal obligation or duty. The disclosure of information in this report prior to a resolution being determined by Council may be of potential harm to the nominee's reputation in the business community

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 11/2/2020 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 18.2.5 [Appointment of Board Members to Rundle Mall Management Authority Board] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (a) of the Act.

Carried

Councillors Moran and Abrahamzadeh, the public and members of Corporation staff not directly involved with Items 18.1.1, 18.1.2, 18.2.1, 18.2.2, 18.2.3, 18.2.4 & 18.2.5 left the Council Chamber at 9.30pm.

Confidential Item 18.1.1

Advice of the Adelaide Park Lands Authority in Confidence – 6/2/2020

Section 90 (3) (d) & (j) of the *Local Government Act 1999 (SA)*

Pages 19 - 21

Confidential Item 18.1.2

Advice/Recommendations of the Audit Committee – 7/2/2020

Section 90 (3) (b) & (i) of the *Local Government Act 1999 (SA)*

Pages 22 - 24

Confidential Item 18.2.1

2019-20 Quarter 2 Commercial Operations Report

Section 90 (3) (b) of the *Local Government Act 1999 (SA)*

Page 25

Confidential Item 18.2.2

2019-20 Planning and Development Fund Projects

Section 90 (3) (b) of the *Local Government Act 1999 (SA)*

Page 25

Confidential Item 18.2.3

Partnership Proposals 2019-20

Section 90 (3) (b) of the *Local Government Act 1999 (SA)*

Page 26

Confidential Item 18.2.4
Capital City Committee Update
Section 90 (3) (g) & (j) of the *Local Government Act 1999 (SA)*
Page 26

Confidential Item 18.2.5
Appointment of Board Members to Rundle Mall Management Authority Board
Section 90 (3) (a) of the *Local Government Act 1999 (SA)*
Pages 26 - 27

The Council Chamber re-opened to the public at 9.45pm.

Confidentiality Orders

Minute 34 - Item 18.1.1 - Advice of the Adelaide Park Lands Authority in Confidence – 6/2/2020 [C]

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 18.1.1 [Advice of the Adelaide Park Lands Authority in Confidence - Advice 1 to Note – Adelaide High School – Expansion of Teaching Facilities] listed on the Agenda for the meeting of the Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (d) & (j) of the *Local Government Act 1999 (SA)*, this meeting of the Council, do order that:

1. The resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2021; and
2. The confidentiality of the matter be reviewed in December 2020; and
3. The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 35 - Item 18.1.2 - Advice/Recommendations of the Audit Committee – 7/2/2020 [C]

Resolution & Confidentiality Order

THAT COUNCIL

1. Notes the report of the meeting of the Audit Committee held on 7 February 2020.
2. In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 18.1.2 [Audit Committee Report – 7/2/2020] listed on the Agenda for the meeting of the Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) & (i) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that:
 - 2.1. the resolution become public information and included in the Minutes of the meeting.
 - 2.2. the report, the discussion and any other associated information submitted to this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2027.
 - 2.3. the confidentiality of the matter be reviewed in December 2021.
 - 2.4. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 36 - Item 18.2.1 - 2019-20 Quarter 2 Commercial Operations Report [C]

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 18.2.1 [2019-20 Quarter 2 Commercial Operations Report] listed on the Agenda for the meeting of the Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2027;
2. the confidentiality of the matter be reviewed in December 2021;
3. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 37 - Item 18.2.2 - 2019-20 Planning and Development Fund Projects [C]

In accordance with Section 91(7) & (9) of the Local Government Act 1999 (SA) and because Item 18.2.2 [2019-20 Planning and Development Fund Projects] listed on the Agenda for the meeting of Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the Local Government Act 1999 (SA), this meeting of Council does order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not for public inspection until 11 February 2027.
2. the confidentiality of the matter be reviewed in December 2021.
3. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 38 - Item 18.2.3 - Partnership Proposals 2019-20 [C]

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 18.2.3 [Partnership Proposals 2019-20] listed on the Agenda for the meeting of the Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until otherwise determined by Council or 31 December 2027.
2. the confidentiality of the matter be reviewed in December 2021.
3. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 39 - Item 18.2.4 - Capital City Committee Update [C]Resolution & Confidentiality OrderTHAT COUNCIL

1. Notes the report.
2. Notes that the date of the next Capital City Committee meeting has not yet been set, but that the Committee meets approximately once every quarter.
3. In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and on the grounds that Item 18.2.4 [Capital City Committee Update] listed on the Agenda for Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (g) & (j) of the *Local Government Act 1999 (SA)*, this meeting of the Council orders:
 - 3.1. the resolution becomes public information and included in the Minutes of the meeting;
 - 3.2. the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2027;
 - 3.3. the confidentiality of the matter be reviewed in December 2021; and
 - 3.4. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the item for which the confidentiality order has been revoked.

Minute 40 - Item 18.2.5 - Appointment of Board Members to Rundle Mall Management Authority Board [C]Resolution & Confidentiality OrderTHAT COUNCIL

1. Approves the appointment of Fiona Krawczyk to the Rundle Mall Management Authority Board for a two and a half year term commencing 1 March 2020 and expiring on 31 August 2022.
2. Approves the appointment of Fairlie Delbridge to the Rundle Mall Management Authority Board for a two and a half year term commencing 1 April 2020 and expiring on 30 September 2022.

3. Approves the appointment of Kate Gould to the Rundle Mall Management Authority Board for a two and a half year term commencing 1 April 2020 and expiring on 30 September 2022.
4. In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 18.2.5 [Appointment of Board Members to Rundle Mall Management Authority] listed on the Agenda for the meeting of Council held on 11 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (a) of the *Local Government Act 1999 (SA)*, this meeting of Council do order that:
 - 4.1. the report, discussion and any other associated information submitted to this meeting in relation to the matter remain confidential and not available for public inspection until 28 February 2020;
 - 4.2. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Closure

The meeting closed at 9.45pm.

Mark Goldstone,
Chief Executive Officer

Sandy Verschoor,
Lord Mayor.

Documents Attached for Reference

Minute 4 – Item 7 - Deputation – Professor David Ness – Deputation – Adelaide Football Club Unsolicited Proposal, Tabled Information

Minute 5 – Item 9.1 – Advice of the Adelaide Park Lands Authority – 6/2/2020, Distributed Separately

Minute 6 – Item 9.2 – Audit Committee Report – 7 February 2020, Distributed Separately

Minute 21 – Item 13.1 - Deputy Lord Mayor (Councillor Hyde) – Question on Notice – Maintaining Our Public Realm, Tabled Reply

Minute 22 – Item 13.2 - Councillor Martin – Question on Notice – Former Councillor Abiad, Tabled Reply

Minute 23 – Item 13.3 - Councillor Martin – Question on Notice – Golf Links Park Lands, Tabled Reply

ADELAIDE FOOTBALL CLUB PROPOSAL - 'GIVEBACK'

Guiding Principle 2: Reduction in net footprint of any facility infrastructure at the developed form

Environmental planning provides 5,000+ sqm of area reserved to provide accessible green landscaped parklands. This area is situated on the footprint site of the Aquatic Centre, which will be returned by Council's recommendations following the Trash Needs Analysis Report



Existing space occupied by new proposal



Existing landscaped space

Existing paved open space: can be 'greened'

Existing mechanical plant

Existing open space occupied by new proposal



Existing mechanical plant & open space

Existing open space

Open fence - can be removed, replaced with CCTV



Trees lost



Non-compliance with Guiding Principle 3:

- Footprint NOT reduced
- Unsympathetic to parklands: trees lost
- Unsustainable: new material consumption, embodied energy/carbon, needless waste etc.

Dr David Ness (Adjunct Prof), 11.02.2020

Adelaide Football Club 2018

Advice of the Adelaide Park Lands Authority - 6/2/2020

ITEM 9.1 11/02/2020
Council

Program Contact:
Rudi Deco, Manager Governance
8203 7442

Approving Officer:
Mark Goldstone, Chief Executive
Officer

2018/04062
Public

EXECUTIVE SUMMARY:

The Adelaide Park Lands Authority (APLA) is the principal advisor to both the Council and the State Government on the protection, management, enhancement and promotion of the Adelaide Park Lands.

Future reports to Council on matters considered by APLA will include APLA's advice.

The Board of the Adelaide Park Lands Authority met (see Agenda [here](#)) on Thursday 6 February 2020.

A deliberation of the Board in relation to:

- Response to Park 2 AFC Proposal
- Submission to the Planning and Design Code consultation
- Karna Community Hub in the Adelaide Park Lands

resulted in advice from the Board presented below for Council to note.

The following subject matter is scheduled for presentation in a separate report to:

- Council – 11 February 2020 - Submission to the Planning and Design Code consultation [refer to Item 12.12 in this Council meeting Agenda]
- The Committee – 3 March 2020 & Council 10 March 2020 - Karna Community Hub in the Adelaide Park Lands

APLA ADVICE TO NOTE:

THAT COUNCIL NOTES THE FOLLOWING ADVICE OF THE ADELAIDE PARK LANDS AUTHORITY:

1. Advice 1 - Response to Park 2 AFC Proposal

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL

That the Adelaide Park Lands Authority provides the following-input on the Adelaide Football Club (AFC) proposal released for consultation in December 2019 for a combined training, administrative, community and aquatic facility in Denise Norton Park / Pardipardinyilla (Park 2), in accordance with the Adelaide Parklands Act 2005:

1. The extent of the proposed AFC training, administrative and commercial components appears potentially inconsistent with the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) (particularly that the Park Lands exist for the public benefit of the people of South Australia) and the provisions of the Adelaide Park Lands Management Strategy that support use of the Park Lands for community outdoor recreation and ancillary infrastructure, but not large-scale commercial facilities. Council might seek specific legal advice about this.
2. Seeks further information regarding the extent of any administrative and commercial components and its consistency with the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) (particularly that the Park Lands exist for the public benefit of the people of South Australia) and the provisions of the Adelaide Park Lands Management Strategy

3. Recommends an Environment Protection and Biodiversity Conservation (EBPC) Act self-assessment and referral process in regard to any possible effect on the values which underpin the National Heritage Listing of the Adelaide Park Lands and City Layout.
4. Recommends that the Guiding Principles established by City of Adelaide to assess the AFC proposal need amendment to specifically incorporate and fully reflect the Statutory Principles in the Adelaide Park Lands Act 2005 (SA) and requirements of the Local Government Act 1999 (SA) along with the policy provisions in the Adelaide Park Lands Management Strategy, the Community Land Management Plan and the relevant provisions of the existing City of Adelaide Development Plan.

2. Advice 2 - Submission to the Planning and Design Code consultation

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES THE STATE GOVERNMENT AND COUNCIL

That the Adelaide Park Lands Authority:

1. Recommends that a self-assessment and referral process is undertaken regarding any possible effect the P&D Code may have on the values which underpin the National Heritage Listing of the Adelaide Park Lands and City Layout.
2. Provides the following comments on the draft P & D Code as Attachment A: Summary of Changes and Proposed Amendments to Item 9.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 6 February 2020:
 - 2.1. Supports the recognition of the special attributes of the Adelaide Park Lands through inclusion of a dedicated Zone in the P&D Code.
 - 2.2. Suggests renaming City Park Lands Zone to Adelaide Park Lands Zone.
 - 2.3. Suggests that the boundary of the Adelaide Park Lands Zone should include the six squares which are a part of the Adelaide Park Lands.
 - 2.4. Suggest the deletion of the proposed Subzones in favour of comprehensive Zone wide policies.
 - 2.5. Strengthens policies to prevent inappropriate development (land uses and built form) in the Adelaide Park Lands Zone noting the removal of the current non-complying pathway.
 - 2.6. Includes within the 'Desired Outcomes' of the Zone more descriptive policies to protect and enhance the unique features of the Adelaide Park Lands.
 - 2.7. Revises the 'Built-form and Character' provisions to provide greater clarity regarding new buildings in the Adelaide Park Lands, including the incorporation of the City of Adelaide's Park Lands Building Design Guidelines (under development) into the P&D Code; or being adopted as a Design Standard to further support high quality Park Lands building design.
 - 2.8. The unique planning considerations for the zone warrant zone specific policy content on matters including movement and parking, advertising and fencing (rather than the general policy that applies across other zones that does not adequately recognise the unique qualities of the Adelaide Park Lands).
 - 2.9. Supports public notification where it involves all other code assessed development assessments; however, suggest minor types of development that are currently not subject to notification be exempt from public notification.
 - 2.10. Suggests reinstatement and addition of mapping and / or concept plans to support a clearer statutory planning framework.
 - 2.11. Suggests educational establishment, hotel and public infrastructure should be Code Assessed (Performance Assessed) Development rather than Restricted Development.
3. Supports further updates to the P&D Code following introduction of the initial version in July 2020 to reflect current strategies that relate to the Adelaide Park Lands (as already identified by Council).

3. Advice 3 - Karna Community Hub in the Adelaide Park Lands

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL

That the Adelaide Park Lands Authority:

1. Supports the Kurna Yerta Aboriginal Corporation Incorporated (KYAC) using the North Adelaide Railway Station Building as a Kurna Community Hub to provide a base from which to deliver cultural, economic and social development activities.
2. Requests the administration to coordinate preparation of a detailed scope of works and plans to inform further decision-making.
3. Supports administration commencing lease negotiations with KYAC for the use and occupation of the North Adelaide Railway Station Building in accordance with the Park Lands Leasing and Licensing Policy.

- END OF REPORT -

Audit Committee Report – 7 February 2020

ITEM 9.2 11/02/2020
Council

2018/04062
Public

Program Contact:
Rudi Deco, Manager Governance
8203 7442

Approving Officer:
Mark Goldstone, Chief Executive
Officer

EXECUTIVE SUMMARY:

The Audit Committee plays a critical role supporting the Council and Chief Executive Officer in the financial reporting framework of Council, by overseeing and monitoring the participation of management and external auditors in the financial reporting process. It also addresses issues such as the approach being adopted by Council and management to address business risks, corporate and financial governance responsibilities and legal compliance.

The Audit Committee met on Friday, 7 February 2020 and is required to report to Council after every meeting to identify and present advice and recommendations.

A precis of the matters considered by the Audit Committee is presented within this report.

The Recommendation below is in response to the deliberation of the Audit Committee on the Audit Committee Terms of Reference.

RECOMMENDATION:

1. Report of the Audit Committee – 7 February 2020

THAT COUNCIL

1. Notes the report of the meeting of the Audit Committee held on 7 February 2020.

2. Audit Committee Terms of Reference

THAT COUNCIL

1. Adopts the Terms of Reference as included in Attachment A to Item 5.1 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.
-

DISCUSSION

1. The Audit Committee met on Friday, 7 February 2020. The agenda with reports for the public component of the meeting can be viewed [here](#) and Item 4.4 – Workshop – Long Term Financial Plan, distributed separately can be viewed [here](#).
2. The following matters were the subject of deliberations. The Audit Committee resolved as follows for each subject:

2.1. Audit Committee Terms of Reference

THAT THE AUDIT COMMITTEE RECOMMENDS TO COUNCIL THAT COUNCIL:

1. Adopts the Terms of Reference as included in Attachment A to Item 5.1 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.

2.2. 2020 Audit Committee Meeting Schedule and Work Plan

THAT THE AUDIT COMMITTEE

1. Adopts the following meeting schedule for the City of Adelaide Audit Committee to be held in the Colonel Light Room, Town Hall, Adelaide at 8.30am on:
 - 1.1. Friday 27 March 2020 (finance reports only)
 - 1.2. Friday 1 May 2020
 - 1.3. Friday 19 June 2020
 - 1.4. Friday 7 August 2020
 - 1.5. Friday 2 October 2020 (finance reports only)
 - 1.6. Friday 6 November 2020
 - 1.7. Friday 5 February 2021
2. Approves the forward 2020 Work Plan as included in Attachment A to Item 5.2 on the Agenda for the Meeting of the Audit Committee held on 7 February 2020 to assist the Administration in bringing forward reports as appropriate.

2.3. 2019/20 End of Year Financial Reporting Process & Proposed Timetable

THAT THE AUDIT COMMITTEE

1. Endorses the proposed 2019/20 End of Year Financial Reporting process and external audit timetable as contained in Attachment C to Item 5.4 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.
2. Notes that the external audit plan as contained in Attachment C to Item 5.4 on the Agenda for the meeting of the Audit Committee held on 7 February 2020 is consistent with the scope of the External Audit engagement and relevant legislation and standards.
3. Notes the external auditor's independence declaration in relation to the audit engagement for the year ended 30 June 2020 as detailed in Attachment A to Item 5.4 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.
4. Approves the External Audit terms of engagement as contained in Attachments A and B to Item 5.4 on the Agenda for the meeting of the Audit Committee held on 7 February 2020.

2.4. Internal Audit Progress Update

THAT THE AUDIT COMMITTEE

1. Notes the report.
2. Endorses the deferral of the Software Licence Internal Audit Review to enable an internal audit on Park Lands expenditure.

2.5. Confidential Report - 2019-20 Quarter 2 Commercial Operations Report

Considered, in confidence, pursuant to s 90(3) (b) of the *Local Government Act 1999 (SA)*.

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 9.1 [2019-20 Quarter 2 Commercial Operations Report] listed on the Agenda for the meeting of the Audit Committee held on 7 February 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of the Audit Committee do order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2027;
2. the confidentiality of the matter be reviewed in December 2021;
3. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

2.6. Confidential Report - Update on Activities of the Strategic Risk and Internal Audit Group Meetings

Considered, in confidence, pursuant to s 90(3) (i) of the *Local Government Act 1999 (SA)*.

THAT THE AUDIT COMMITTEE

1. Receives and notes the report.
2. Notes the report will be provided to the next meeting of the Council as part of the confidential report of the Audit Committee meeting.
3. In accordance with Section 91(7) & (9) of the *Local Government Act 1999* and on the grounds that Item 9.1 listed on the Agenda for the meeting of the Audit Committee held on 19 July 2019 was received, discussed and considered in confidence pursuant to Section 90(3)(i) of the *Local Government Act 1999*, this meeting of the Audit Committee, do order that:
 - 3.1. The resolution becomes public information and included in the Minutes of the meeting.
 - 3.2. The report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2026.
 - 3.3. The confidentiality of the matter be reviewed in December 2020.
 - 3.4. The Chief Executive Officer be delegated authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

- END OF REPORT -

Maintaining Our Public Realm

ITEM 13.1 11/02/2020
Council

Council Member
Deputy Lord Mayor (Councillor
Hyde)

2019/01425
Public

Contact Officer:
Garry Herdegen, Acting Director
Place

QUESTION ON NOTICE

Deputy Lord Mayor (Councillor Hyde) will ask the following Question on Notice:

'Could the Administration provide details of the public realm budget over the past 6 years?

Has the budget been increased by CPI for each of those financial years?

Have there been increases to this budget that reflect the need to maintain new horticultural, civil and other public realm assets as they are completed?

Does the Administration currently have a methodology applied annually to calculate the cost of maintaining new public realm assets as they are completed?

Noting significant additions and enhancements to the public realm the city must maintain, such as Rundle Mall, Gawler Place, Bank Street, Anzac Centenary Memorial Walk, Topham Mall, Hindley Street (west), Victoria Square, as well as a number of greening and horticultural projects, could the administration detail the assets built, upgraded or transferred to our ownership that require maintenance out of the public realm budget for that 6 year period?'

REPLY

1. The Public Realm budget has increased from \$22.3 million in 2014/15 to \$28.3 million in 2019/20, representing an increase of 27% over a 6-year period. The last three financial years represent an increase of \$1 million.
2. Over the six-year period, the budget has increased above Adelaide CPI, 2018/19 being an exception when the budget increase (2.3%) was below the CPI (2.7%). In 2015/16 \$1.5 million was injected for road and footpath maintenance.
3. Our method for determining the cost of maintaining all of the public realm is based on achieving the appropriate levels of service for the community. Based on historical evidence, maintenance plans, community feedback/expectation and the application of best practice we aim to achieve the right balance of maintaining our assets efficiently. For new and upgraded assets, often the level of service and community expectation is less defined as we don't have the historical data to support the resources, materials, frequencies and level of effort required to maintain the asset. Typically this is determined through multiple budget cycles and can adapt over time. The type of maintenance can also differ depending on the age and type of asset created. For example, a new streetscape project may result in less road maintenance activity (pot hole repairs) but may introduce a horticulture maintenance cost due to the introduction of street trees.

4. There have been significant enhancements and upgrades to the CoA public realm over the past 6 years as noted in the Question. Our maintenance planning processes are in place for these created assets, the true cost of which is dependent on our asset management plans, maintenance plans and the continual monitoring of cost versus level of service expectation of these assets for the community. We anticipate the cost of maintenance of these new assets to incrementally increase over time.

- END OF REPORT -

Former Councillor Abiad

ITEM 13.2 11/02/2020
Council

Council Member
Councillor Martin

2018/04053
Public

Contact Officer:
Mark Goldstone, Chief
Executive Officer

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration advise;

1. When it or the Lord Mayor/Deputy Lord Mayor first became aware, formally or informally, that the former Councillor Houssam Abiad had accepted employment in Saudi Arabia
2. The date on which the Council register of interests was updated to reflect these new employment arrangements
3. If any member of the Administration sought legal advice about Councillor Abiad's appointment in Saudi Arabia and the nature of that advice?'

REPLY

1. Houssam Abiad formally resigned as a Councillor on 29 January 2020, effective immediately.
2. The Administration have not been advised of the nature of Houssam Abiad's private business interests in Saudi Arabia.
3. A Council Member must update the Register of Interest within one month of a notifiable change (section 67(1) of the *Local Government Act 1999 (SA)* (the Act).
This section does not extend to former Council Members.
4. No legal advice was obtained by Administration on the nature of Mr Abiad's private business interests in Saudi Arabia.

- END OF REPORT -

Golf Links Park Lands

ITEM 13.3 11/02/2020

Council

Council Member
Councillor Martin

2019/01425
Public

Contact Officer:
Ian Hill, Director Growth

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'On the December 11th, 2018 during debate of a motion to release the Golf Course Master Plan, which was defeated by the majority faction of Council, the Administration suggested that the Master Plan would be revealed in "March 2019".

At the opening of State Parliament on February 5th, the Marshall Government foreshadowed a priority was to construct an entertainment hub at either the railyards adjacent to the new health precinct or, among competing proposals, on the southern end of the Adelaide Golf Course.

Could the Administration advise;

- i) Have there been discussions, formal or informal, between the Lord Mayor or any member of the Administration with the State Government or any other party, including representatives of Adelaide Venue Management Corporation, about any part of the Park Lands constituting the Golf Course or around the Golf Course being developed or an entertainment hub or stadium
- ii) If so, what has been the nature of those discussions
- iii) Is the one-year delay in the release of the Golf Course master Plan related to the possibility of development on that part of the Park Lands
- iv) Have there been discussions, formal or informal, between the Lord Mayor or any member of the Administration with the State Government or any other party, including representatives of Adelaide Venue Management Corporation, about any part of the Park Lands on or around the railyards mentioned above being developed or an entertainment hub or stadium
- v) If so, what has been the nature of those discussions
- vi) If there have been any discussions as in ii) and v) when will the elected body be fully briefed?'

REPLY

1. No discussions have occurred between the Lord Mayor and the State Government or any other party, including representatives of Adelaide Venue Management Corporation (AVMC), about any part of the Park Lands constituting the Golf Course or around the Golf Course being developed for an entertainment hub or stadium.
2. The timing of the release of the draft Golf Course Master Plan, which has not yet been endorsed by council, is not related in any way to the possibility of development on that part of the Park Lands. The Administration are reviewing the draft Master Plan in light of the projected costs, benefits and current golfing trends and will present back to Council once reviewed.

3. No discussions have occurred between the Lord Mayor with the State Government or any other party, including representatives of AVMC, about any part of the Park Lands on or around the railyards mentioned above being developed or an entertainment hub or stadium
4. In September 2018 the CEO, the then Director Services and Director Growth were invited to meet with a consultant engaged by AVMC, regarding consideration for a future city stadium. Commentary was high level and broad in nature, and related to types of users and stadia infrastructure in other jurisdictions.
5. Following media activity last year detailing the potential for an inner-city stadium on or around the railyards, the CEO met with the CEO of the AVMC to seek clarity regarding the concept. The conversation was of a high-level nature and the CEO requested that if and when such a concept was progressed, the CEO of the AVMC would provide a briefing for Council Members.
6. The CEO was then asked by the AVMC to participate in a peer review of the inner-city stadium concept at the railyards. Given the fact that no details were provided of the proposal, comments made by the CEO were limited to the potential impacts and limitations on the parklands site.
7. As a result of recent media activity regarding potential city stadium options has now occurred, the CEO will formally seek a briefing for Council Members from the CEO of the AVMC and the CEO of the Adelaide Oval Stadium Management Authority.

- END OF REPORT -