



COUNCIL MINUTES

for the meeting

Tuesday 9 June 2020



Present - The Right Honourable the Lord Mayor [Sandy Verschoor] (Presiding);
Deputy Lord Mayor (Councillor Hyde)
Councillors Abrahamzadeh, Couros, Donovan, Hou, Khera, Knoll, Mackie, 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

Nil

Confirmation of Minutes

1. Item 6 - Confirmation of Minutes – 12/5/2020 [C]

Moved by Councillor Simms,
Seconded by Councillor Khera –

That the Minutes of the meeting of the Council held on 12 May 2020, be taken as read and be confirmed as an accurate record of proceedings.

Carried

Deputations

2. Item 7 – Deputation – Dr Bonny Vogelzang – Zero Carbon City [C]

Dr Bonny Vogelzang addressed the Council to:

- To discuss making Adelaide a zero-carbon city.

The Lord Mayor thanked Dr Bonny Vogelzang for her presentation.

3. Item 7 – Deputation – Colette Slight – Hutt Street Centre [C]

Colette Slight addressed the Council to:

- To speak on the Independent Legal Review of the Hutt Street Centre and to highlight its importance to the Hutt Street Precinct.

During the presentation, Deputy Lord Mayor (Councillor Hyde) left the meeting at 5.58pm and re-entered at 5.58pm.

The Lord Mayor thanked Colette Slight for her presentation.

Petition

4. Item 8.1 – Petition – The Free City Bus Connection [2018/04073] [C]

Moved by Councillor Martin,
Seconded by Councillor Knoll -

THAT COUNCIL

1. Receives the petition containing 95 signatories, distributed as a separate document to Item 8.1 on the Agenda for the meeting of the Council held on 9 June 2020, which seeks continuation of the free City and North Adelaide loop bus services 98A and 98C.

Carried

At the request of Councillor Simms and with leave of the meeting, Item 17.2 - Councillor Simms – Motion on Notice – Revoke the Decision of 12 May 2019 – Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Hutt Street, was brought forward to be considered before Item 9.1.

Motion on Notice

5. Item 17.2 – Councillor Simms – Motion on Notice – Revoke the Decision of 12 May 2019 – Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Hutt Street [2019/00951] [C]

Councillor Abrahamzadeh disclosed a material conflict of interest in Item 17.2 [Councillor Simms – Motion on Notice – Revoke the Decision of 12 May 2019 – Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Hutt Street], pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), because he is a member of the Council Assessment Panel, withdrew his Chair and left the meeting at 6.07pm.

It was then -

Moved by Councillor Simms,
Seconded by Councillor Martin –

That the decision of Council on **12/05/2020** in relation to Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Hutt Street, namely:

‘That Council:

1. Notes:
 - a. the recent decision of the City’s Council Assessment Panel to grant approval for a Development Application to the Hutt Street Centre;
 - b. that at the meeting serious questions as to the current and historical compliance of the Centre’s approved land use were raised by objectors and their representors; and,
 - c. that the CAP Members did not feel they were in a position to rule on whether the land use was compliant with one saying “the representors’ expectations of what this panel is able to decide... in terms of things like land use, behaviour and the operation of the Centre is probably above what we actually can [decide]”
2. Requests the Administration commission an independent and comprehensive legal review of:
 - a. The current and historical development approvals, particularly the intensity of the land use, of the Hutt Street Centre;
 - b. The impact of the land use on surrounding businesses and residents and council’s responsibility in regulating that impact; and
 - c. Whether an increase in the intensity of the land use has extinguished historical existing use rights under previous approvals.
3. Per the above requests that the review:
 - a. Is undertaken by experienced planning law experts;

- b. Is completely independent and is conducted at arms' length from the council staff who made or had influence on the recommendation that went to CAP, from the objectors and from the Centre (including any of their corporate or private supporters)
4. Requests this review is brought back to council for noting in the public agenda, in acknowledgment of the public's right to know of the lawfulness of the land use at this site,

be revoked.

Much discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) left the meeting at 6.23pm and re-entered at 6.24pm

The motion was then put and lost

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

Division

For (4):

Councillors Donovan, Mackie, Martin, and Simms.

Against (6):

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

The division was declared against the motion

Advice from Adelaide Park Lands Authority

6. Item 9.1 – Advice of the Adelaide Park Lands Authority – 4/6/2020 [2018/04062] [C]

Moved by Councillor Martin,
Seconded by Councillor Knoll -

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

1. Advice 1 - Lounders Boathouse Precinct Plan

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes Attachment A (Lounders Precinct Concept Plan) and Attachment B (Lounders Precinct Improvement Plan Budget Estimate) to Item 8.3 on the Agenda for the meeting of the Board of the Adelaide Parklands Authority held on 4 June 2020 as the proposed works resulting from the broader precinct plan design investigation and consultation.
 2. Notes that the delivery of proposed works will be subject to future Council budget consideration.
2. Advice 2 - Review of the Adelaide Park Lands Events Management Plan 2016-2020

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the review of the Adelaide Park Lands Events Management Plan 2016-2020.

Discussion ensued, during which:

- Councillor Abrahamzadeh re-entered the Council meeting at 6.40pm
- Councillor Simms left the Council meeting at 6.41pm

The motion was then put and carried

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

Reports for Council (Chief Executive Officer's Reports)

7. Item 10.1 - Adelaide Aquatic Centre – Aquatic and Leisure Centre Final Needs Analysis [2019/01387] Presented to Committee 2/6/2020 [C]

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

That Council:

1. Receives the report titled 'Aquatic and Leisure Centre Final Needs Analysis - May 2020 - City of Adelaide' as shown in Attachment A to Item 10.1 on the Agenda for the meeting of Council held on 9 June 2020.

2. Notes that a workshop will be facilitated with Council Members at The Committee on 16 June 2020 to discuss the future planning for the facility.

Discussion ensued, during which:

- Councillor Couros left the meeting at 6.44pm and re-entered at 6.45pm
- Councillor Simms re-entered the meeting at 6.47pm

The motion was then put and carried

8. Item 10.2 - City Wide Business Model [2019/00615] Presented to Committee 2/6/2020 [C]

Moved by Councillor Martin,
Seconded by Councillor Simms,

That Council:

1. Approves the implementation of a City-Wide Business Model through the use of a subsidiary of Council under Section 42 of the *Local Government Act 1999*, while continuing current funding and support for precinct groups.
2. Approves investigating an amendment to the Charter of the Rundle Mall Management Authority to expand its Objects, Purpose, Powers, Functions and Duties to broaden its existing scope to enable delivery of city-wide economic development outcomes as a subsidiary of Council under Section 42 of the *Local Government Act 1999*.
3. Notes that a draft Charter for the subsidiary, including a diverse board whose membership will include representative/s of the precinct groups, under Section 42 of the *Local Government Act 1999* will be presented to Council for its endorsement and submission to the Minister for Transport, Infrastructure and Local Government for approval.
4. Notes the Indicative Implementation Timeline for the establishment of a subsidiary under Section 42 of the *Local Government Act 1999* to deliver city wide economic outcomes.

Discussion ensued

Amendment –

Moved by Deputy Lord Mayor (Councillor Hyde),
Seconded by Councillor Khera,

That the motion be amended to read as follows:

That Council:

1. Approves the implementation of a City-Wide Business Model through the use of a subsidiary of Council under Section 42 of the *Local Government Act 1999*.
2. Approves investigating an amendment to the Charter of the Rundle Mall Management Authority to expand its Objects, Purpose, Powers, Functions and Duties to broaden its existing scope to enable delivery of city-wide economic development outcomes to create a new a subsidiary of Council under Section 42 of the *Local Government Act 1999*.
3. Requests that consultation, such as a series of roundtables, will occur with the broader City of Adelaide business community and Precinct Groups in the development of the draft Charter including its Objects, Purpose, Powers, Functions and duties and broader management.'

Discussion ensued, during which:

- Deputy Lord Mayor (Councillor Hyde) left the meeting at 7.15pm and re-entered at 7.17pm
- Councillor Khera left the meeting at 7.18pm and re-entered at 7.18pm

The amendment was then put and carried

Discussion continued

The motion, as amended, was then put and carried

9. Item 10.3 – Undergrounding Funding Application - 252 South Terrace Development [1999/00775-2] Presented to Committee 2/6/2020 [C]

Councillor Martin disclosed a perceived conflict of interest in Item 10.3 [Undergrounding Funding Application - 252 South Terrace Development], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he has a friendship with one of the parties but it was his intention to remain in the meeting but not participate in the debate or vote.

Discussion ensued

It was then -

Moved by Councillor Moran,
Seconded by Councillor Donovan,

That Council:

1. Notes the Residential/Business Undergrounding Funding Scheme is available for qualifying applications.
2. Notes the application received by the owner of 252 South Terrace, Adelaide (which satisfactorily meets the criteria of the Residential/Business Undergrounding Funding Scheme) and approves 50% funding, equivalent to \$22,375 of the agreed works package subject to funding through savings identified in 2019/20 Q4.

Discussion ensued

CEO Undertaking – Undergrounding Power Costs

In response to queries from Councillor Khera, an undertaking was given to provide Council Members with information around the costs of private power works comparing when the power is above ground to that when it is underground.

The motion was then put and carried

10. Item 10.4 – Significant Tree Removal - Lefevre Park/Nantu Wama (Park 6) [2013/03260] Presented to Committee 2/6/2020 [C]

Moved by Councillor Knoll,
Seconded by Councillor Abrahamzadeh,

That Council:

1. Approves in its capacity as having care and control of the land, the removal of one Eucalyptus cladocalyx (Sugar Gum) located in Lefevre Park/Nantu Wama (Park 6).
2. Notes that a replacement tree(s) will be installed as soon as possible following the completion of the removal processes.

Discussion ensued

The motion was then put and carried

11. Item 10.5 – 2020/21 Grant Recommendations –Recreation and Sport, Arts and Cultural, Community Development [2019/00560] Presented to Committee 2/6/2020 [C]

Moved by Councillor Martin,
Seconded by Councillor Mackie,

That Council:

1. Approves the following 2020/21 grant recommendations over \$10,000, Attachment A to Item 10.5 on the Agenda for the meeting of the Council held on 9 June 2020, pending approval of Council's 2020/21 Integrated Business Plan and Budget, for:
 - 1.1. Recreation & Sport
 - 1.1.1. Adelaide Bowling Club - \$18,630 over one year
 - 1.1.2. Adelaide Lutheran Sports & Recreation Association - \$70,000 over one year
 - 1.1.3. Touch Football Australia - \$17,125 over one year
 - 1.2. Arts & Culture
 - 1.2.1. Chinese Music and Arts Inc - \$19,980 over three years
 - 1.2.2. Restless Dance Theatre - \$16,000 over two years
 - 1.2.3. The Mill Inc - \$19,980 over three years
 - 1.3. Community Development
 - 1.3.1. Aboriginal Sobriety Group - \$150,000 over three years
 - 1.3.2. Access 2 Arts - \$75,000 over three years
 - 1.3.3. Adelaide Mosque - \$120,000 over three years
 - 1.3.4. Australian Indonesian Association - \$60,000 over three years
 - 1.3.5. Brian Burdekin Clinic - \$40,000 a year for three years
 - 1.3.6. Catherine House - \$141,900 over three years

- 1.3.7. Hutt St Centre - \$150,000 over three years
 - 1.3.8. Chinatown Adelaide of SA Inc. - \$90,000 over three years
 - 1.3.9. Glendi Greek Festival - \$60,000 over three years
 - 1.3.10. Multicultural Communities Council SA - \$60,000 over three years
 - 1.3.11. Uniting Communities - \$60,000 over three years
2. Approves the proposed changes to Community & Culture Grant Programs' Guidelines in 2020/21 in response to COVID-19 as per Attachment B to Item 10.5 on the Agenda for the meeting of the Council held on 9 June 2020, pending approval of Council's 2020/21 Integrated Business Plan and Budget.
 3. Notes the 2019/20 grant allocations under \$10,000 as approved under CEO delegation Attachment C to Item 10.5 on the Agenda for the meeting of the Council held on 9 June 2020.

Discussion ensued

Amendment –

Moved by Councillor Khera,
Seconded by Deputy Lord Mayor (Councillor Hyde),

That the motion be amended to read as follows:

'That Council:

1. Approves the following 2020/21 grant recommendations over \$10,000, Attachment A to Item 10.5 on the Agenda for the meeting of the Council held on 9 June 2020, for one year 2020/21 only, pending approval of Council's 2020/21 Integrated Business Plan and Budget, for:
 - 1.1. Recreation & Sport
 - 1.1.1. Adelaide Bowling Club - \$18,630 over one year
 - 1.1.2. Adelaide Lutheran Sports & Recreation Association - \$70,000 over one year
 - 1.1.3. Touch Football Australia - \$17,125 over one year
 - 1.2. Arts & Culture
 - 1.2.1 Chinese Music and Arts Inc – \$6,660
 - 1.2.2 Restless Dance Theatre - \$8,000
 - 1.2.3. The Mill Inc - \$6,660 \$19,980
 - 1.3. Community Development
 - 1.3.1. Aboriginal Sobriety Group - \$50,000
 - 1.3.2. Access 2 Arts -\$25,000
 - 1.3.3. Adelaide Mosque - \$40,000
 - 1.3.4. Australian Indonesian Association - \$20,000
 - 1.3.5. Brian Burdekin Clinic - \$40,000 for one year
 - 1.3.6. Catherine House - \$47,300
 - 1.3.7. Hutt St Centre - \$50,000
 - 1.3.8. Chinatown Adelaide of SA Inc. - \$30,000
 - 1.3.9. Glendi Greek Festival - \$20,000
 - 1.3.10. Multicultural Communities Council SA - \$20,000
 - 1.3.11. Uniting Communities - \$20,000'
2. Future funding commitment to be subject to a review of guidelines to be brought to Council by the end of QF1 2020/2021
3. Notes the 2019/20 grant allocations under \$10,000 as approved under CEO delegation Attachment C to Item 10.5 on the Agenda for the meeting of the Council held on 9 June 2020.'

Much discussion ensued, during which Councillor Moran left the meeting at 7.45pm and re-entered at 7.50pm

The amendment was then put and carried

Councillor Simms then requested that a division be taken on the amendment

Division

For (6):

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

Against (5):

Councillors Donovan, Mackie, Martin, Moran and Simms.

The division was declared in favour of the amendment

Discussion continued

The motion, as amended, was then put and carried

The meeting **adjourned at 8.28pm** for a 30-minute break **and reconvened at 9.02pm** with the following Council Members present:

The Right Honourable the Lord Mayor [Sandy Verschoor] (Presiding), Deputy Lord Mayor (Councillor Hyde) and Councillors Abrahamzadeh, Couros, Donovan, Hou, Knoll, Mackie, Martin and Simms.

12. Item 10.6 – City Connector Review [2019/02429] Presented to Committee 2/6/2020 [C]

Discussion ensued, during which Councillors Khera and Moran re-entered the meeting at 9.04pm

It was then -

Moved by Councillor Martin,
Seconded by Councillor Simms,

That Council:

1. Notes that the State Minister for Transport, Stephan Knoll has requested the termination two years before its expiry of the deed of agreement regarding the City Connector Service.
2. Asks the Lord Mayor to write to the Minister for Transport informing him that Council requests the State Government continues to honour the deed of agreement and the current routes and schedule while offering to enter into negotiations about future routes, schedules and funding.
3. Such negotiations will be informed by a City of Adelaide consultation with ratepayers about the routes and schedule of the City Connector.

Much discussion ensued

Amendment –

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

That the motion be amended to read as follows:

'That Council:

1. Rejects moves by the State Government to cut or rationalise the City Connector noting that there are still a number of years to run on the previously agreed funding deed.
2. Strongly urges the State Government to work with the City to provide free public transport on buses throughout the City of Adelaide.
3. Suggests the above initiative, combined with the rerouting of bus routes to adequately cover parts of the City currently serviced by the City Connector as the only scenario where the removal of the City Connector may be acceptable to the Council.'

Discussion continued, during which:

- with the consent of the mover, seconder and the meeting the motion was varied to include part 4 to read as follows:
 4. 'Requests that the City Connector Service resumes immediately and that the City of Adelaide is refunded the cost that we have paid for the service in the time that it was not running.'
- Councillor Khera left the meeting at 9.37pm and re-entered at 9.38pm
- Councillor Mackie left the meeting at 9.38pm and re-entered at 9.40pm

The amendment was then put and carried

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

Division

For (6):

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

Against (5):

Councillors Donovan, Mackie, Martin, Moran and Simms.

The division was declared in favour of the amendment

Discussion continued

The motion, as amended, was then put and carried

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

Division

For (6):

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

Against (5):

Councillors Donovan, Mackie, Martin, Moran and Simms.

The division was declared in favour of the motion

13. Item 10.7 - City of Adelaide Submission – Federal Parliamentary Inquiry into Homelessness [2017/03664] Presented to Committee 2/6/2020 [C]

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

THAT COUNCIL

1. Notes that the House of Representatives Standing Committee on Social Policy and Legal Affairs will inquire into and report on homelessness in Australia.
2. Approves the attached submission to the Parliamentary Inquiry into Homelessness in Australia as per Attachment A to Item 10.7 on the Agenda for the meeting of Council held on 9 June 2020.

Discussion ensued

The motion was then put and carried

14. Item 10.8 – Appointment of Deputy Chair for The Committee [2018/04071] [C]

The Lord Mayor called for nominations for the position of Deputy Chair of The Committee for the period of 1 July 2020 to 31 December 2020 and 1 January 2021 to 30 June 2021 for The Committee.

Deputy Lord Mayor (Councillor Hyde) nominated Councillor Couros for the period of 1 July 2020 to 31 December 2020, who accepted the nomination.

Councillor Martin nominated Councillor Simms for the period 1 January 2021 to 30 June 2021, who accepted the nomination.

It was then -

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll,

That Council appoints Councillor Couros as Deputy Chair of The Committee for the period of 1 July 2020 to 31 December 2020 and Councillor Simms as Deputy Chair of The Committee for the period of 1 January 2021 to 30 June 2021.

Carried

Councillor Moran left the meeting at 9.58pm

15. Item 10.9 – North Street traffic investigations [2016/01228] Presented to Committee 2/6/2020 [C]

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

That Council:

1. Notes the traffic investigations detailed within the report as presented in Item 10.9 on the Agenda for the meeting of Council held on 9 June 2020.
2. Approves progressing the proposed actions as presented in Item 10.9 on the Agenda for the meeting of Council held on 9 June 2020, as listed in Next Steps - including marking a centre line at each end of the North Street and consulting with the street on the proposed parking changes.

Discussion ensued

The motion was then put and carried

16. Item 10.10 – Adelaide Botanic High School Council [2018/04054] [C]

Moved by Deputy Lord Mayor (Councillor Hyde),
 Seconded by Councillor Simms,

THAT COUNCIL

1. Appoints a City of Adelaide Representative to the Adelaide Botanic High School Council.

Carried

The Lord Mayor called for nominations for a City of Adelaide Representative to the Adelaide Botanic High School Council.

Councillor Simms nominated Deputy Lord Mayor (Councillor Hyde), who declined the nomination.

Councillor Couros nominated the Lord Mayor, who accepted the nomination.

Councillor Moran re-entered the meeting at 10.02pm

It was then –

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

That Council appoints the Lord Mayor as City of Adelaide Representative to the Adelaide Botanic High School Council.

Discussion ensued

The motion was then put and carried

17. Item 10.11 – Results of the 2020 Supplementary Election Central Ward [2020/00276] [C]

Moved by Councillor Martin,
 Seconded by Councillor Simms,

THAT COUNCIL

1. Notes the report.

Discussion ensued

The motion was then put and carried

18. Item 10.12 – Quarterly Forward Procurement Report [2018/03945] [C]

Moved by Councillor Abrahamzadeh,
 Seconded by Councillor Knoll,

THAT COUNCIL

1. Notes that there are no Procurements which will require Council Member approval during Quarter 1 of the 2020/2021 financial year.

Carried

19. Item 10.13 – COVID 19 Small Business Assistance [2020/00150] [C]

Moved by Councillor Martin,
Seconded by Councillor Knoll,

That Council:

1. Notes the City of Adelaide's current package of measures introduced for COVID-19 City recovery, including the \$4 million City Support package, and considers these in the context of those measures offered by Federal, State and Local Governments, including Capital City Councils and the City of Prospect.
2. Notes that, if passed, the financial impact of the Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020* is estimated at approximately \$9.7 million per quarter.
3. Notes the existing measures adopted by Council to assist small business and residents, including freezing the rate in the dollar for the past six years resulting in a loss of rate income of \$15 million and a significant benefit to ratepayers.
4. Notes that the \$9.4 million reduction in income as a result of COVID-19 provided in the Q3 revised forecast is consistent with actual income received to date.
5. Notes the decision of Council at the Special Council meeting on 22 April 2020 that the CEO report to Council outlining options on how Council can achieve a \$20m reduction in operating expenditure during the 2020/2021 financial year.
6. Considers the adoption of any potential package of measures to further assist small business and residents as part the Special Committee Meeting workshops and Council meetings scheduled in June.
7. Notes the easing of COVID-19 restrictions in South Australia from 11 May 2020 and that funds will be required to support demand driving initiatives directed by Council to encourage people to return to the City and to support local businesses throughout the Winter months and into Spring and Summer.

Discussion ensued

The motion was then put and carried

Item 10.13, distributed separately is attached for reference at the end of the Minutes of this meeting.

Exclusion of the Public

20. Item 11.1 – Exclusion of the Public [2018/04291] [C]

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

- 12.1.1.** Strategic Property Matter [s 90(3) (b) & (d)]
- 12.1.2** City of Music Laneway Naming [s 90(3) (a) & (d)]
- 12.1.3.** Capital City Committee Update [s 90(3) (g) & (j)]
- 12.1.4.** Adelaide Central Market Authority – Chair recruitment [s 90(3) (a)]

Deputy Lord Mayor (Councillor Hyde) left the meeting at 10.12pm

ORDER TO EXCLUDE FOR ITEM 12.1.1:

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in s 90(3) (b) & (d) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 9/6/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.1 [Strategic Property Matter] 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 certain information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting business, prejudice the commercial position of the council and prejudice the commercial position of the person who supplied the information and confer a commercial advantage to a third party.

More specifically, the disclosure of certain information in this report could reasonably prejudice the commercial position of the council including its future commercial dealings given that it contains financial information and further direction with regard to a Council asset holding.

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 the information in this report, including certain financial information and further direction, may prejudice its future commercial dealings with regard to its asset. On this basis, the disclosure of such information may severely prejudice the City of Adelaide's ability to influence the proposal for the benefit of the City of Adelaide and the community in this matter.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 9/6/2020 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 12.1.1 [Strategic Property Matter] 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) & (d) of the Act.

Carried

ORDER TO EXCLUDE FOR ITEM 12.1.2:

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Knoll -

THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (a) & (d) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 9/6/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.2 [City of Music Laneway Naming] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

The grounds for consideration in confidence are primarily associated with the personal implications for the musicians. There is a risk to the reputation and personal brand of the musicians if this matter is publicly discussed by Council. Consideration in confidence seeks to protect the reputation, to minimise any negative publicity, and to maintain the band's commercial opportunities.

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 because the disclosure of this information would involve the unreasonable disclosure of information concerning the personal affairs of the musicians named in the report which could negatively prejudice its commercial position and reputation.

- Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 9/6/2020 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 12.1.2 [City of Music Laneway Naming] 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) & (d) of the Act.

Carried

ORDER TO EXCLUDE FOR ITEM 12.1.3:

Moved by 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 9/6/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.3 [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

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

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 because the disclosure of this information would divulge information provided on a confidential basis and could undermine the Capital City Committee's operations and 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.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 9/6/2020 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 12.1.3 [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 12.1.4:

Moved by Councillor Knoll,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL:

1. 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 9/6/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.4 [Adelaide Central Market Authority – Chair recruitment] 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 protect the personal affairs of the nominee.

Public discussion and disclosure of information in this report prior to a resolution being determined by Council may potentially implicate 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 9/6/2020 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 12.1.4 [Adelaide Central Market Authority – Chair recruitment] 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

Councillor Moran, the public and members of Corporation staff not directly involved with Items 12.1.1, 12.1.2, 12.1.3 & 12.1.4 left the meeting at 10.16pm.

Confidential Item 12.1.1
Strategic Property Matter
Section 90 (3) (b) & (d) of the *Local Government Act (SA) 1999*
Page 13

Confidential Item 12.1.2
City of Music Laneway Naming
Section 90 (3) (a) & (d) of the *Local Government Act (SA) 1999*
Pages 13 - 14

Confidential Item 12.1.3
Capital City Committee Update
Section 90 (3) (g) & (j) of the *Local Government Act (SA) 1999*
Page 14

Confidential Item 12.1.4
Adelaide Central Market Authority – Chair recruitment
Section 90 (3) (a) of the *Local Government Act (SA) 1999*
Pages 14 - 18

The meeting re-opened to the public at 10.48pm

Deputy Lord Mayor (Councillor Hyde) and Councillor Khera left the meeting at 10.49pm.

Confidentiality Orders

Minute 21 - Item 12.1.1 - Strategic Property Matter [C]

Part Resolution & Confidentiality Order

That Council:

1. ...
2. ...
3. ...
4. Approves the proposal to proceed with the process for revocation of the James Place Public Toilet land identified as Allotment 123 in Filed Plan 181775 as contained within Certificate of Title Volume 5883 Folio 435 from the classification as Community Land pursuant to Section 194 of the *Local Government Act 1999 (SA)*.
5. Approves Attachment B to Item 12.1.1 on the Agenda for the meeting of Council held on 9 June 2020 containing the report pursuant to Section 194 (2) (a) of the *Local Government Act 1999 (SA)*, as the basis of public consultation information in relation to the Community Land revocation process.
6. Notes that Council will review the results (including submissions received) of the public consultation process at a future meeting to determine its position on the proposed Community Land revocation.
7. In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and on the grounds that Item 12.1.1 [Strategic Property Matter] listed on the Agenda for the meeting of the Council held on 9 June 2020 was received, discussed and considered in confidence pursuant to Section 90 (3) (b) & (d) of the *Local Government Act 1999 (SA)*, the meeting of Council do order that:
 - 7.1. Parts 4-6 of the resolution become public information and included in the minutes of the Council meeting.
 - 7.2. The resolution [excluding Parts 4-6], 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.
 - 7.3. The confidentiality of the matter be reviewed in December 2021.
 - 7.4. 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 22 - Item 12.1.2 - City of Music Laneway Naming [C]

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and on the grounds that Item 12.1.2 [City of Music Laneway Naming] listed on the Agenda for the meeting of the Council held on 9 June 2020 was received, discussed and considered in confidence pursuant to Section 90 (3) (a) & (d) of the *Local Government Act 1999 (SA)*, this meeting of Council, do order that:

- 1.1. 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.
- 1.2. The confidentiality of the matter be reviewed in December 2021.
- 1.3. 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 23 - Item 12.1.3 - Capital City Committee Update [C]

Resolution & Confidentiality Order

That Council:

1. Notes the report.
2. Notes that the next Capital City Committee is anticipated to be held on 25 June 2020.
3. In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 12.1.3 [Capital City Committee update] listed on the Agenda for the meeting of the Council held on 9 June 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (g) & (j) of the *Local Government Act 1999 (SA)*, the meeting of the Council orders that:
 - 3.1. the resolution becomes public information.

- 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
- 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 24 - Item 12.1.4 - Adelaide Central Market Authority – Chair recruitment [C]

In accordance with Section 97(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 12.1.4 [Appointment of Chairperson and Board Member to Adelaide Central Market Authority] listed on the Agenda for the meeting of the Council held on 9 June 2020 was received, discussed and considered in confidence pursuant to Section 90(3)(a) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that:

1. the resolution, 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 12 June 2020.
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.

Lord Mayor's Reports

25. Item 13 – Lord Mayor's Report [2018/04064] [C]

The Lord Mayor addressed the meeting as follows:

'Welcome Greg Mackie OAM to his first Council meeting. I look forward to all that you'll bring to this chamber.

In recent weeks, I have met with:

- Deputy PM Michael McCormack as part of the Council of Capital City Lord Mayors continued advocacy for economic stimulus through investment in capital cities to support recovery post COVID-19.
- Peter Malinauskas, Leader of the State Opposition
- Had impact and recovery from COVID 19 meetings with Festivals Adelaide and Adelaide Convention Bureau representatives, as well as Mark Duffy, Department of Premier and Cabinet.
- Nat Cook MP – state Shadow Minister for Human Services
- Cate Hart & Neil McFarlane, Department of Environment and Water, on Climate Change Strategy
- Tim Boundy, CEO, Renew Adelaide
- Margie Steffens OAM, Community Outreach Dental Program
- Chris Burns, CEO, & Tim O'Callaghan, Chair, Hutt Street Centre
- Creative Industries Ministerial Advisory committee to discuss focus areas emerging from industry consultations and step forward
- Professor Robert Hill, Director, Environment Institute – University of Adelaide: about the impact of extreme heat on trees within the greater Adelaide area.

I spoke at the Speech Pathology Australia's online awards where the City of Adelaide was presented with the Community Contribution Award for our Communication Access Accreditation project – where all staff at the Council Customer Centre, Libraries and Community Centres have been trained in ways to better support people who don't use speech or have speech that is difficult to understand.

The City of Adelaide was announced as one of three finalists in the LGA Leadership Excellence Awards in the category of Excellence in Environmental Leadership and Sustainability for the City of Adelaide's long-term Renewable Electricity Power Purchase Agreement.

Since the last Council meeting, the State Government COVID-19 restrictions have continued to be relaxed. In light of this, several Council services have returned to limited operation and many of the city's businesses reopening for trade.

All three of Council's libraries have reopened, as have our community centres. The Adelaide Town Hall has also reopened, celebrated with a performance of the Adelaide High School band on the balcony at lunch time on Friday last week.

The Recover and Reimagine portal has had more than 100 ideas submitted by the community, and we're encouraging visitors back to the city with the My Adelaide campaign.

Council is already implementing ideas, including the green heart mowed into Victoria Square/Tarntanyangga, an idea of a staff member, and the delivery of 20 outdoor heaters has begun to local cafes and restaurants to support local traders provide comfortable outdoor dining experiences which will attract more patrons to their business.'

It was then -

Moved by Councillor Knoll,
Seconded by Councillor Abrahamzadeh -

That the report be received and noted.

Carried

Councillors' Reports

26. Item 14.1 – Reports from Council Members [2018/04064] [C]

Moved by Councillor Martin,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item 14.1 on the Agenda for the meeting of the Council held on 9 June 2020).
2. Notes the summary of Council Members meeting attendance (Attachment B to Item 14.1 on the Agenda for the meeting of the Council held on 9 June 2020).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 9 June 2020 be included in the Minutes of the meeting.

Councillor Martin addressed the meeting to give an update on the recent meeting of the Adelaide Airport Consultative Committee, during which:

- Deputy Lord Mayor (Councillor Hyde) re-entered and left the meeting at 10.54pm and re-entered at 10.55pm
- Councillor Khera re-entered the meeting at 10.54pm

Councillor Mackie address the meeting as follows:

'Thank you, Lord Mayor.

Fellow Elected Members, it is an honour to return to service as a Councillor for Central Ward, but I do so, mindful that voter participation in city elections - and in local government through much of South Australia - is disturbingly, and unacceptably, low. Each Local Government Area shares with the Electoral Commission of South Australia the responsibility for engaging voters. We must do better.

So, what are my personal policy priorities for the remaining 2.5 years of this term of Council?

Many of my thoughts about future roles and opportunities for our City Council were outlined during my election campaign, plus blogs and audio interviews available on my personal website, and there are others too that will become apparent over time.

The major challenge facing Council and ratepayers is the sustainability and value proposition of our existing operations. While we face a sharp contraction in revenue on the back of depopulating our office towers and pandemic inspired self-isolation, we are also a capital city council, with capital city responsibilities. We have a balance sheet and asset base to leverage, and clearly have been doing so with some verve in recent years.

In this context, I am convinced of the value and future power of our *cultural economy* as a driver of economic prosperity for our capital city. My accumulated experiences over 40 years: as merchant; as shop-keeper; as an arts and cultural entrepreneur; as a city precinct and public sector leader – all point in this direction.

If we can come to better understand, and leverage, the demand drivers for culture, which is not only the arts, applied arts and entertainment - but also sport and recreation, education and learning, and even as consumers and members of social interest groups and faith communities - we can turbo-charge our city economy across all three cultural economy time zones daytime, evenings, and night-times.

To paraphrase from the classic Aussie movie, The Castle - 'it's about the vibe'...

During the election campaign I advocated for a 'Adelaide City-State Summit' to bring together thought leaders and experts across a range of spheres of city life - to consider how best to focus our economic recovery interventions and concessions. Such a summit would ensure that Elected Members can hear from a range of subject experts, so as to more fully flesh-out the feedback from online engagement and outreach that Council has commendably been undertaking. This summit would best be mounted under the auspice of the Capital City Committee - a symbol of the vital relationship between the two tiers.

Summits can also have a strategic communication dividend. An up-side from such a summit is that it could help us inspire new confidence and hope among our constituents and stakeholders.

On the planning front, I am very clear that we need to embark upon the development of a new *City Plan*. It is a quarter century since the last City Plan was promulgated.

At a time when wholesale reforms to state planning are well advanced and attracting a high level of community concern, we must be ready, as a capital city, to be in the driver's seat to develop our own plan - both *for* the community and for the state government - underpinned by effective consultation effort.

And I believe that we must redouble our efforts in master planning - especially for the Greater Central West Precinct: from Tarntanyangga / Victoria Square in the east through to West Terrace, and bounded by Waymouth Street to the north and Wright Street to the south.

I also aim to practice a standard of 'in-chamber' civility toward fellow Elected Members that befits capital city governance, and that lifts community confidence and respect for their elected body.

In turn this will engender interest rather than cynicism, in what the Council is doing. And who knows, maybe this will encourage more constituents to exercise their vote.

We don't need to love each other, and nor to entrench factions that can bitterly divide us, to provide our fair City of Adelaide with sound advocacy and inspired leadership.

Each Elected Member has a role to play in modelling leadership, and to that end I foreshadow that, as an Elected Member, I will not be accepting the free tickets to our city arts and entertainments that are offered to Council as part of old-mode negotiated sponsorship arrangements. We are a tier of government - not a private corporation - and I believe we should pay our own way as individuals.

It is time to end the 'gravy train' perception that undermines our legitimacy in the eyes of electors and artists - and to model values that can be better respected by citizens and ratepayers. As a cultural advocate, I believe this is the proper course. And so if - on occasion - diplomatic courtesy requires that I accept complimentary tickets - I commit to making an equivalent-value donation to that presenting organisation.

I have deliberately chosen NOT to place motions or questions on notice on this - my first Council meeting agenda.

I look forward to making a constructive contribution to our deliberations - and I look forward to a return to the Council chamber from July. Thank you.'

During the address:

- Deputy Lord Mayor (Councillor Hyde) left the meeting at 10.58pm and re-entered at 11pm
- Councillor Donovan left the meeting at 10.56pm and re-entered at 10.57pm

The motion was then put and carried

The meeting adjourned at 11.03pm for a 10-minute break and reconvened at 11.12pm with the following Council Members present:

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

Questions on Notice

27. Item 15.1 – Councillor Martin – Question on Notice – Central Market Arcade Redevelopment Contract [C]

Item 15.2 – Councillor Martin – Question on Notice – Record of Motions without Notice [C]

Item 15.3 – Councillor Martin – Question on Notice – City of Adelaide Share of Federal Funding [C]

Item 15.4 – Councillor Martin – Question on Notice – City Connector Bus Service [C]

Item 15.5 – Councillor Martin - Question on Notice – Precinct Group Funding [C]

Item 15.6 – Councillor Martin - Question on Notice – Adelaide High School Development [C]

The Questions and Replies were taken as read.

The tabled Reply's for Items 15.1 – 15.6 are attached for reference at the end of the Minutes of this meeting.

Questions without Notice

Discussion ensued, during which Councillor Abrahamzadeh re-entered the meeting at 11.14pm

CEO Undertaking –Central Market Arcade Redevelopment

In response to queries from Councillor Martin, an undertaking was provided by the CEO to clarify that the common law rights of Council in relation to the Central Market Arcade Redevelopment exist but that the costs would be significant.

Motions on Notice

28. Item 17.1 – Councillor Martin – Motion on Notice – Park Lands Leases & Licenses [2012/00565] [C]

Councillor Hou identified an actual conflict of interest in Item 17.1 [Councillor Martin – Motion on Notice – Park Lands Leases & Licenses] pursuant to Sections 75 & 75A of the Local Government Act 1999, because he is the Chairman of a sporting club which may be implicated by the recommendation from the Council, withdrew his chair and left the meeting at 11.18pm.

It was then -

Moved by Councillor Martin,
Seconded by Councillor Simms –

That Council:

Noting the Administration requires all Park Lands lease and licence holders to provide contact and other details for sub leases and licences, asks that the Administration contact sub lease and licence holders to ascertain if the rental waiver for April, May and June has been passed on to them by the head lease/licence holder.

Discussion ensued

The motion was then put and lost

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

Division

For (4):

Councillors Donovan, Mackie, Martin and Simms.

Against (5):

Councillors Abrahamzadeh, Couros, Hou, Khera and Knoll.

The division was declared against the motion

Deputy Lord Mayor (Councillor Hyde) and Councillor Hou re-entered the meeting at 11.32pm

29. Item 17.3 – Councillor Simms – Motion on Notice – Supporting our Arts Community [2019/01425] [C]

Moved by Councillor Simms,
Seconded by Councillor Martin –

That Council:

1. Notes that the arts and cultural sectors make an enormous contribution to Adelaide's economy and enhance our city life;
2. Notes that the COVID19 pandemic has had a devastating impact on these sectors;
3. Calls on the federal government to expand the JobKeeper program to include workers from the arts and cultural sectors, including casual workers and visa holders;
4. Calls on the federal government to introduce a support package for the arts and cultural sectors;
5. Requests that the Lord Mayor write to the Prime Minister to communicate the above resolution.

Discussion ensued

The motion was then put and carried

30. Item 17.4 – Councillor Simms – Motion on Notice – Outdoor Exercise Equipment [2018/04053] [C]

Moved by Councillor Simms,
Seconded by Councillor Martin –

That Council:

1. Notes restrictions placed on many gyms and other indoor exercise facilities as a result of COVID19, many city residents and visitors have taken the opportunity to exercise outdoors.
2. Requests that administration investigate cost-effective options to increase the availability of exercise equipment in public spaces (eg: chin up bars) to encourage people to continue actively using our Park Lands.

Discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) left the meeting at 11.50pm and re-entered at 11.52pm

The motion was then put and carried

Item 17.5 - Councillor Moran - Motion on Notice - Review of the Delivery of Homeless Services was not considered due to the absence of Councillor Moran

31. Item 17.6 – Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Rebuilding Adelaide’s Night Life [C]

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

That Council:

1. Notes the City's \$1 billion per annum night economy has been devastated by the coronavirus (COVID-19) pandemic.
2. Notes that many cities around the world now have nightlife advocates, such as New York (the 'Nightlife Mayor'), London (the 'Night Tsar'), Amsterdam (the 'Nachburgemeester') among many others, but that no Australian jurisdiction has a nightlife advocate.
3. Investigates the appointment of an advocate for the City's nightlife and economy that would act in the interests of all elements of the night economy, including live music and entertainment, hospitality, liquor licensing and other related policy matters, such as managing the complicated interface between the night and daytime economies and residents' rights to the quiet enjoyment of their properties.
4. Investigates a soundproofing subsidy scheme so that residents and hotels may be supported in soundproofing their premises to allow for increased night time activation around them that does not impinge upon their rights.

Much discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) left the meeting at 12.20pm and re-entered at 12.21pm

The motion was then put and carried

Item 17.6, distributed separately is attached for reference at the end of the Minutes of this meeting.

32. Item 17.7 – Deputy Lord Mayor (Councillor Hyde) - Motion on Notice - Traffic Light Configuration [2019/00951] [C]

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

That Council:

1. Notes that immense disruption is being caused to commuters due to the automatic traffic light cycles brought in to ensure pedestrians do not touch crossing buttons, including pointless stopping and starting where there is no demand for cross-directional traffic flow.
2. Returns all traffic light cycles to pre-coronavirus configurations.
3. Undertakes a review of traffic signal cycles with DPTI to optimise them and remove the inherent bias against car movement in the City.

Discussion ensued

Amendment –

Moved by Councillor Donovan,
Seconded by Councillor Martin –

That the motion be amended to read as follows:

‘That Council:

1. Notes the benefits and the challenges experienced by city users of different transport modes relating to COVID-19.
2. Notes the advice recently issued by the National Heart Foundation endorsing an evidence-based approach to transport planning relating to COVID-19, including three priorities of:
 - (i). Reallocating street space to pedestrians and cyclists
 - (ii). Slower speeds
 - (iii). Automated pedestrian crossings

3. Undertakes a review of traffic signal cycles with DPTI to optimise the movement of people within the city, considering all modes of transport.'

Discussion ensued

The amendment was then put and lost

Councillor Simms then requested that a division be taken on the amendment

Division

For (4):

Councillors Donovan, Mackie, Martin and Simms.

Against (6):

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

The division was declared against the amendment

Discussion ensued, during which with the consent of the mover, seconder and the meeting Part 3 of the motion was varied to read as follows:

- '3. Undertakes a review of traffic signal cycles with DPTI to optimise for the movement of people and remove the inherent bias against car movement in the City.'

The motion, as varied, was then put and carried

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

Division

For (6):

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

Against (4):

Councillors Donovan, Mackie, Martin and Simms.

The division was declared in favour of the motion as varied

33. Item 17.8 – Councillor Couros – Motion on Notice - Mural on the North-East Corner of Frome and Rundle Streets [2019/01425] [C]

Moved by Councillor Couros,
Seconded by Councillor Knoll –

That Council:

1. Notes that the mural on the north-east corner of Frome and Rundle Streets by local artist Driller Jet Armstrong has contributed to a dynamic city culture, providing vibrancy, local identity and the creation of a cultural destination.
2. Notes that the mural is now over ten years old and is in need of a refresh.
3. Requests that Administration investigates opportunities for City of Adelaide to support the renewal, restoration or replacement of the mural in partnership with the artist, including opportunities for co-funding from other sources.

Much discussion ensued, during which:

- with the consent of the mover, seconder and the meeting the motion was varied to include an additional Part 4 to read as follows:
 - '4. Notes any change of content to be approved by Council before execution.'
- with the consent of the mover and seconder, the Lord Mayor advised that the motion would be taken in parts.

Part 1 & 2 of the motion was then put and carried

Part 3 of the motion was then put and carried

Part 4 of the motion was then put and lost

Councillor Khera withdrew his Motion on Notice Item 17.9 - Christmas in the City from consideration

34. Item 17.10 – Councillor Martin - Motion on Notice - Financial Assistance [2018/01151] [C]

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

That Council;

Noting it provided financial assistance for City of Adelaide tenants with a three month rent holiday in the expectation of financial hardship stemming from the COVID 19 pandemic, asks the Administration to model a scheme to provide three months exemption from rates for small businesses in the City of Adelaide, many of which are experiencing severe financial strain.

The modelling to be presented to Council by the first meeting in July should;

1. Provide an equitable criteria for determining which small businesses would be eligible for the rate exemption
2. The manner in which the exemption will be granted, including recommendations as to whether the rate exemption should be applied automatically to rate notices or subject to an application process
3. Commentary as to whether the exemption should apply from September, coinciding with the current end date of the Jobkeeper program, or some other date, and
4. The cost and the means by which Council could pay for such assistance to small business.

Discussion ensued

The motion was then put and carried

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

Division

For (10):

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

Against (0):

The division was declared in favour of the motion

35. Item 17.11 – Councillor Khera - Motion on Notice - Carparking Levels for Infill Developments [C]

Moved by Councillor Khera,
Seconded by Councillor Abrahamzadeh –

That Council:

Requests administration provide a brief report on the impacts on local businesses of zero to minimal parking requirements for new apartment approvals, the ensuing expansion of permit parking, and the effect on business patronage with respect to drivers from outside the city, with a view to forming a council position on the matter. The report should consider the impacts on businesses that rely on outside visitation.

Discussion ensued

The motion was then put and carried

Item 17.11, distributed separately is attached for reference at the end of the Minutes of this meeting.

Motions without Notice

36. Item 18 – Councillor Couros - Motion without Notice - COVID-19 restrictions [C]

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

That Council:

1. Notes the current results from SA Health of zero new cases and zero active cases in South Australia of COVID-19 and it has been 14 days since any new reported infections
2. Notes that the exemption was provided to current restrictions to allow for a protest of 6,000 people on weekend and are reportedly considering allowing up to 10,000 fans to attend the showdown this weekend.
3. Ask the Lord Mayor to write to the Premier, Health Minister and Police Commissioner reiterating the vital need for our economy to recover rapidly and restrictions to be lifted rapidly bearing in mind advice from health professionals.

4. Notes this does not include opening our borders and to continue quarantine rules for people arriving from overseas.

Discussion ensued

The motion was then put and carried

37. Item 18 – Councillor Martin - Motion without Notice - Review of the Delivery of Homeless Services [2019/01425] [C]

Moved by Councillor Martin,
Seconded by Councillor Simms –

That Council:

1. Sends a delegation, including the Lord Mayor, Deputy Lord Mayor and Councillor Mackie to speak to the Premier to provide input into the review of the delivery of Homeless Services the State Government is currently undertaking.
2. Suggests assisting the review by sharing our intimate knowledge of the city and proposing the possibility of a repurposed bus station, or the repair of 430 Morphett Street which was built by the Salvation Army to house the homeless and is currently empty.

Discussion ensued

The motion was then put and lost

Councillor Martin withdrew his Question on Notice – Item 21 - Winter Lights.

Closure

The meeting closed at 2.20am

Mark Goldstone,
Chief Executive Officer

Sandy Verschoor,
Lord Mayor.

Documents Attached for Reference

Minute 6 - Item 9.1 – Advice of the Adelaide Park Lands Authority – 4/6/2020, Distributed Separately

Minute 19 - Item 10.13 - COVID 19 Small Business Assistance, Distributed Separately

Minute 27 - Item 15.1 – 15.6 – Questions on Notice, Tabled Replies

Minute 31 - Item 17.6 - Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Rebuilding Adelaide's Night Life, Administration comment distributed separately

Minute 35 - Item 17.11 - Councillor Khera - Motion on Notice - Carparking Levels for Infill Developments, Administration comment distributed separately

Advice of the Adelaide Park Lands Authority - 4/6/2020

ITEM 9.1 09/06/2020
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 4 June 2020.

A deliberation of the Board in relation to:

- Lounders Boathouse Precinct Plan
- Review of the Adelaide Park Lands Events Management Plan 2016-2020

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:

- The Committee 7 July 2020 & Council 14 July 2020 - Lounders Boathouse Precinct Plan

APLA ADVICE TO NOTE

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

1. Advice 1 - Lounders Boathouse Precinct Plan

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes Attachment A (Lounders Precinct Concept Plan) and Attachment B (Lounders Precinct Improvement Plan Budget Estimate) to Item 8.3 on the Agenda for the meeting of the Board of the Adelaide Parklands Authority held on 4 June 2020 as the proposed works resulting from the broader precinct plan design investigation and consultation.
2. Notes that the delivery of proposed works will be subject to future Council budget consideration.

2. Advice 2 - Review of the Adelaide Park Lands Events Management Plan 2016-2020

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the review of the Adelaide Park Lands Events Management Plan 2016-2020.

- END OF REPORT -

2020/00150
Public

Contact Officer:
Clare Mockler, Deputy CEO &
Director Culture

EXECUTIVE SUMMARY

The purpose of this report is to summarise the City of Adelaide's current package of measures to assist small business and residents and contextualise these with those packages offered by Federal, State and Local Governments, including Capital City Councils and the City of Prospect.

This will assist members with their deliberations about the adoption of any potential package of measures to further assist small business and residents in the context of the draft 2020-21 Business Plan and Budget, including its financial recovery principles, expenditure framework, fees and charges, and prudential borrowing limit at the Special Committee Meeting workshop scheduled for 15 June.

Should the Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020* be passed, the estimated cost to the City of Adelaide of providing rate remissions to eligible businesses is approximately \$9.7 million per quarter.

The report also identifies some potential packages of measures to further assist small business and residents. Should Council wish to explore the adoption of any of these measures, costings will be provided for consideration.

RECOMMENDATION

That Council:

1. Notes the City of Adelaide's current package of measures introduced for COVID-19 City recovery, including the \$4 million City Support package, and considers these in the context of those measures offered by Federal, State and Local Governments, including Capital City Councils and the City of Prospect.
2. Notes that, if passed, the financial impact of the Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020* is estimated at approximately \$9.7 million per quarter.
3. Notes the existing measures adopted by Council to assist small business and residents, including freezing the rate in the dollar for the past six years resulting in a loss of rate income of \$15 million and a significant benefit to ratepayers.
4. Notes that the \$9.4 million reduction in income as a result of COVID-19 provided in the Q3 revised forecast is consistent with actual income received to date.
5. Notes the decision of Council at the Special Council meeting on 22 April 2020 that the CEO report to Council outlining options on how Council can achieve a \$20m reduction in operating expenditure during the 2020/2021 financial year.
6. Considers the adoption of any potential package of measures to further assist small business and residents as part the Special Committee Meeting workshops and Council meetings scheduled in June.
7. Notes the easing of COVID-19 restrictions in South Australia from 11 May 2020 and that funds will be required to support demand driving initiatives directed by Council to encourage people to return to the City and to support local businesses throughout the Winter months and into Spring and Summer.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2016-2020 Strategic Plan	Strategic Alignment - Corporate Activities The City of Adelaide 2020-2024 Strategic Plan Community Outcomes: <ul style="list-style-type: none"> ▪ Thriving Communities ▪ Strong Economies.
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Not as a result of this report
19/20 Budget Allocation	Not as a result of this report
Proposed 20/21 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
19/20 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

DISCUSSION

1. At its meeting on 12 May 2020, Council resolved that it:

Acknowledges the leadership of the Prospect Council and asks the Administration to prepare for consideration at the meeting of Council on June 9th a package of measures like that adopted by the neighbouring LGA to assist small business and residents that;

1. *Allows businesses employing 100 people or fewer forced to close by Federal or State Government direction to apply to have their rates waived (or refunded, if previously paid) for the duration of their full closure. Tenants of the City of Adelaide who have received rental relief will not be eligible for the rate relief while also receiving free rent.*
 2. *Extends to businesses employing 100 people or fewer, which have continued to trade and can demonstrate a decline in trade of 30% or more, a waiving of 50% of rates (or refund, if previously paid) for the duration of the decline and/or up to September 30th, 2020. Tenants of the City of Adelaide who have received rental relief will not be eligible for the rate relief while also receiving free rent.*
 3. *Waives Park Lands lease and licence fees for all amateur sporting clubs or community groups until September 30th, 2020.*
2. All levels of government across the nation have shown leadership in assisting small business and residents, and have helped our communities stay safe, healthy, and resilient during the COVID-19 crisis.
 3. Federal Government Support
 - 3.1 The Federal Government has provided an economic stimulus package of \$259 billion to date, including:
 - 3.1.1 the JobKeeper and JobSeeker payments
 - 3.1.2 boosting cashflow for employers (payroll PAYGW refund)
 - 3.1.3 temporary relief for financially distressed businesses (statutory demand threshold increased to \$20k)
 - 3.1.4 increasing the instant asset write off
 - 3.1.5 SME Guarantee Scheme (Government guarantee 50% of lenders new loans)
 - 3.1.6 Backing Business Investment (accelerated depreciation deduction of 50% from 12 March 2020)
 - 3.1.7 Partner income test for Centrelink increased from \$48,000 to \$79,000 per year
 - 3.1.8 \$110 million initiative to help exporters get their produce into overseas markets
 - 3.1.9 The HomeBuilder program offering \$25,000 grants to new home builders and renovators.
 4. State Government Support
 - 4.1 The State Government has provided an economic stimulus package of \$1 billion to date, including
 - 4.1.1 Economic and Business Growth Fund of \$350 million
 - 4.1.2 Jobs Rescue Package of \$650 million.
 - 4.2 Key components of this support include:
 - 4.2.1 \$300 million Business and Jobs Support Fund
 - 4.2.2 \$250 million Community and Jobs Fund
 - 4.2.3 Payroll Tax Relief (6-month waiver for businesses ≤\$4M/pa payroll and Deferred payment for 6 months for businesses >\$4M/pa)
 - 4.2.4 Waiver of Liquor Licence Fees for 2020/21
 - 4.2.5 Land Tax Relief for eligible residential and non-residential landlords (2019/20 up to 25% land tax relief and outstanding bills deferred for 6 months; 2020/21 relief increased to 100%)
 - 4.2.6 Relaxation of the current Job Accelerator Grant criteria
 - 4.2.7 \$5.7 million State Government support package provided to help local tourism operators and partners, with two programs offering direct financial support
 - 4.2.8 \$10,000 Emergency Cash Grants for eligible Small Businesses – (turnover ≥\$75,000/annum and total wage bills ≤\$1.5 million)

- 4.2.9 \$10,000 grant funding from the South Australian Tourism Commission (SATC) to assist regional tourism organisations.

5. Local Government Support

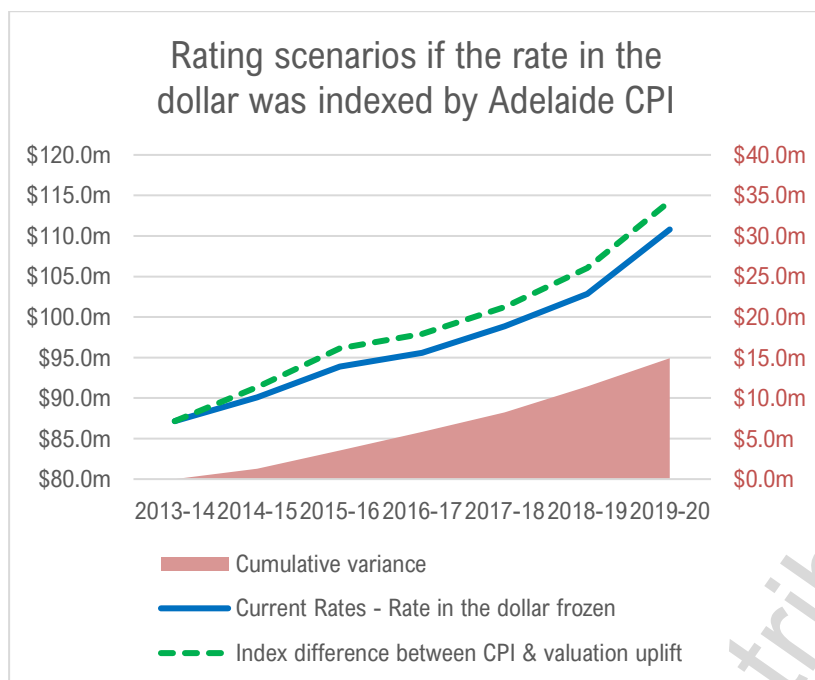
- 5.1 Not immune to the financial impacts of the pandemic, local governments have offered packages of measures consistent with their mandated roles and responsibilities, tailored for their communities, and with recovery in mind.

6. City of Adelaide Support

- 6.1 Following a Council recommendation that a package of support be developed for local residents and businesses to address the social, cultural and economic impacts of the COVID-19 pandemic, the City of Adelaide acted decisively by introducing the \$4 million City Support Package, which included these assistance measures:

- 6.1.1 100% rent free for three months for lessees of Council owned properties
- 6.1.2 100% rent free for three months for community leases of Council owned properties
- 6.1.3 100% rent free for three months for Adelaide Central Market tenants
- 6.1.4 Waiving of the separate rate for the Rundle Mall precinct for three months, (at a cost of approximately \$1 million)
- 6.1.5 A three-month waiver of all Park Land lease and licence fees for sporting clubs and community groups at a cost of approximately \$118,000 (excluding GST)
- 6.1.6 Making the city accessible by creating more flexibility regarding on street parking regulations
- 6.1.7 Support for our city communities - especially our vulnerable communities, including outreach programs
- 6.1.8 Increasing City of Adelaide's cleaning regime to ensure the city is kept as clean and hygienic as possible
- 6.1.9 Facilitating access to hardship provisions advice with our Rates Hardship approach - options include deferral of rates payment
- 6.1.10 Establishing a Small Business Task Force (SBTF) to work in collaboration with Business SA, State and Federal Government Departments and other agencies through the challenges that they are experiencing as a result of the COVID-19 restrictions. The SBTF has been:
- 6.1.10.1 Providing consistent, up-to-date information and advice to city businesses on support packages and other services available from Federal and State Governments, peak bodies and industry associations
- 6.1.10.2 Circulating weekly COVID-19 editions of the City Business Newsletter to nearly 8,000 subscribers
- 6.1.10.3 In direct contact with over 70 city businesses and Precinct Chairs and Coordinators (representing 700 businesses), and over 195 visitor economy stakeholders
- 6.1.10.4 Encouraging local businesses looking to open their doors to patrons to explore collaborative marketing opportunities, and has launched a [video series](#) featuring the real-life experiences of our local business champions,
- 6.1.11 In response to feedback from city businesses that further specialised advice is required to support them in responding to the impacts of COVID-19, and to position them to thrive in an increasingly globalised and digitally connected marketplace the SBTF is working with Business SA to identify and deliver a range of specialised support services.
- 6.2 An additional measure introduced by the City of Adelaide to support its city users and businesses is the UPark Plus initiative implemented in April 2020. Providing touch free parking at a significantly discounted price of \$8 for all day parking across all nine U-Park locations during April – June, more than 9,500 city users have signed up for this initiative.
- 6.3 Prior measures introduced by Council to assist ratepayers include:
- 6.3.1 Waiving all outdoor dining permit fees permanently, at a cost of approximately \$400,000 in the 2020-21 financial year (excluding GST and based on income received 2018-2019).

- 6.3.2 Providing ongoing rate relief to all its ratepayers over the past six years with a clear direction from Council to keep the rate in the dollar frozen. This decision has resulted in a cumulative loss of rate income of \$15 million over this same period and a significant benefit to our ratepayers.



- 6.4 The City of Adelaide's current rates hardship provisions allow all ratepayers to make an [application for rate relief](#). Support measures introduced to assist businesses and residents impacted by the COVID-19 crisis include:
- 6.4.1 Postponement of payment for the 4th quarter rates (due 1 June 2020) for three months until 31 August 2020
 - 6.4.2 Repayment arrangements (weekly, fortnightly or monthly) based on an agreed amount
 - 6.4.3 No fines or interest to be charged on any 4th quarter outstanding rates (due 1 June 2020) until 31 August 2020
 - 6.4.4 Fines and interest suspended on all outstanding historic rates until 31 August 2020
 - 6.4.5 No new debt recovery action to be instigated for any business that enters into a financial arrangement with the City of Adelaide, including any pre-existing debt.
- 6.5 The City of Adelaide's Quarter 4 rates notices sent in mid-April 2020 totalled \$25.7m (noting that some ratepayers have already paid their entire financial year rates upfront) with a due date of 1 June 2020. We have received payment for 67.74% of Quarter 4 rates to date, which compares to 72.68% for the same time last year.

	2019	2020
Q4 Rates issued	18/04/2019	21/04/2020
	(\$000)	(\$000)
Amount issued	\$25,618	\$25,742
Total Paid (as at 01/6/20)	\$18,619	\$17,438
Balance owing	\$6,999	\$8,304
Total percentage paid	72.68%	67.74%

- 6.6 The City of Adelaide has received 124 rates hardship applications for 365 assessments. This represents 1.40% of our 26,003 total assessments for 2019-2020. Of these applications, 86 have been received from commercial ratepayers.

7. Capital City Support

- 7.1 The City of Adelaide's \$4 million City Support package aligns with and in some cases exceeds the support measures introduced by the other Capital Cities across Australia, outlined in the table below. At this stage, no capital city is offering rate waivers, and all require a ratepayer seeking assistance to make a formal application under their financial hardship provisions.

Relief Measure	Adelaide	Melbourne	Sydney	Perth	Brisbane	Hobart	Darwin
Rates Financial hardship application	✓	✓	✓	✓	✓	✓	✓
Rates Waiver							
Rates Postponement	✓	✓			✓	✓	✓
Rates in the \$ frozen for 20-21	TBC	✓		✓	✓	✓	
Rates Payment Plan	✓	✓			✓		✓
Rates No fines or interest	✓	✓			✓	✓	✓
Rates No debt recovery	✓				✓		
Rent relief for Council properties	✓	✓	✓	✓	✓	✓	✓
Rent relief for Community leases	✓				✓		
Venue bookings fees waived	✓		✓		✓	✓	
Health & building compliance fees waived		✓	✓		✓		
No outdoor dining fees	✓	✓		✓	✓	✓	✓
Discounted parking initiatives	✓	✓	✓	✓	✓	✓	✓
Lease & licence fees for sporting and community clubs waived	✓				✓	✓	
SME business grants / advice	✓	✓	✓	✓		✓	✓

8. The City of Prospect Support

- 8.1 The City of Prospect's COVID-19 Recovery Package includes waiving and remitting of rates for commercial businesses at an estimated cost of \$500,000 for:

- 8.1.1 Businesses forced to close or had their trade modified by Government regulation will receive a 100% remission for the current quarter, due 2 June 2020
- 8.1.2 Businesses closed or have experienced an impact on trade for a minimum of six weeks due to COVID-19, or can demonstrate a loss of income over 60%, or are part of the Job Keeper program will receive a 50% remission for the current quarter, due 2 June 2020.
- 8.1.3 Waiving of the Village Heart Marketing Fund separate rate for the 4th quarter 2019-2020, and the 1st quarter 2020-2021, (noting the full levy is \$19,500).
- 8.1.4 Waiving leases and licence fees – winter seasonal hires 2019-2020
- 8.1.5 Waiving Payinthe and Nailsworth Hall facility hire fees
- 8.1.6 Waiving footpath trader fees for 2020-2021 and reimbursing all fees paid for the current year
- 8.1.7 Waiving fines and interest on late payment of Council rates including residential until 31 December 2020.

- 8.2 The City of Prospect receives over 88% of its income directly from rates with 7.5% of ratepayers being non-residential. In comparison, The City of Adelaide receives just 56% of its income directly from rates and 77% of ratepayers are non-residential. The financial impact of providing rate relief to a smaller base of commercial ratepayers is more suited to the City of Prospect given most of their rate income is sourced from residential ratepayers.

Ratepayer	City of Prospect	City of Adelaide
Residential	92.50%	23.00%
Non-Residential	7.50%	77.00%

Income	City of Prospect		City of Adelaide	
	\$'m	% age	\$'m	% age
Rates	21.8	88.65%	114.4	55.51%
Other	2.8	11.35%	91.7	44.49%

- 8.3 The City of Adelaide's income from non-rates sources amounts to 44% of total income and is sourced primarily from statutory fees and charges (parking fines, expiation fees, parking fees from both on-street parking and Council's UParks and charges for the Adelaide Aquatic Centre and Golf Links) and Commercial Tenancies.
- 8.4 These income streams have all been significantly impacted as a result of COVID-19 and the restrictions that have been put in place, and limit our capacity to provide further support measures, particularly in the context of the Council request that Administration identify \$20 million in operational savings in 2020-21.
9. Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020*
- 9.1 Introduction to Parliament on 28 May 2020 of the Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020* seeks to provide an amendment to the *Local Government Act 1999*, more specifically the insertion of Section 165A Rebate of rates COVID-19 public health emergency.
- 9.2 This amendment would see council rates waived for local businesses and not for profit organisations that have been forced to close as a result of Government directives in the wake of the COVID-19 crisis.
- 9.3 The waiver of rates would apply for the period between when the restrictions commenced and ended.
- 9.4 Based on the details outlined in the Bill, the table below shows the likely businesses that have been shut or significantly impacted as a result of COVID-19, noting that the challenge comes with determining how long a particular business has been impacted, given the restrictions vary greatly.
- 9.5 The estimated cost to the City of Adelaide of providing rate remissions to the businesses outlined below is approximately \$9.7m per quarter. Evidence to support a rate waiver would be required rather than a blanket application across all businesses.

Land Use Description	Rates Generated	Estimated Months Impacted	Remission
Amusement Centre	\$88,527.10	4	\$29,509.03
Backpacker Accommodation	\$151,376.35	6	\$75,688.18
Cinema	\$100,251.33	4	\$33,417.11
Function Facility	\$447,592.91	6	\$223,796.45
Health Studio	\$638,422.25	3	\$159,605.56
Hotel w/out Accommodation	\$1,373,530.60	4	\$457,843.53
Hotel with Accommodation	\$5,152,474.66	5	\$2,146,864.44
Lodging House	\$673,066.28	5	\$280,444.28
Motel	\$349,545.33	5	\$145,643.89
Restaurant	\$2,413,443.13	4	\$804,481.04
Serviced Apartment	\$2,360,938.75	3	\$590,234.69
Shop	\$16,726,842.96	3	\$4,181,710.74
Showroom	\$715,665.19	3	\$178,916.30
Theatre	\$98,851.55	4	\$32,950.52
Training Institution	\$936,436.23	4	\$312,145.41
TOTAL:	\$32,226,964.62		\$9,653,251.17

10. Additional Packages of Measures to Assist Small Businesses and Residents

10.1 It is recommended that the adoption of any potential packages of measures to assist small businesses and residents is considered:

10.1.1 After the outcome of the Draft Bill *Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020* is known. The financial impact of the Draft Bill is estimated at approximately \$9.7 million per quarter and will support small businesses in the City.

10.1.2 As part the Special Committee Meeting workshops and Council meetings scheduled over coming weeks:

10.1.2.1 The Special Committee Meeting workshop scheduled for 15 June will assist Council in its deliberations about the adoption of any potential package of measures to further assist small to medium businesses and residents in the context of the draft 2020-21 Business Plan and Budget. The workshop will focus on financial recovery principles, expenditure framework, fees and charges, and prudential borrowing limit.

10.1.2.2 On 23 June, Council will meet to approve the City of Adelaide's financial recovery principles, expenditure framework, fees and charges, and prudential borrowing limit.

10.1.2.3 On 30 June, Council will meet to approve the draft 2020-21 Business Plan and Budget, prior to public consultation in July and final adoption on 11 August 2020.

10.2 Additional assistance or packages of measures that Council could consider (based on evidence provided by the applicant where required) could include:

10.2.1 Extension of the existing \$4 million City Support package for a further 3 months (or some variation of this package).

10.2.2 Deferral or waiver of all rates for small businesses forced to close as a result of mandated Federal or State Government restrictions up until 31 August 2020.

10.2.3 A 50% deferral or waiver of all rates for small businesses that can demonstrate a reduction in trade, or loss of income of more than 50% up until 31 August 2020.

10.2.4 Provide longer term assistance and allow small businesses a period of up to two years to pay their rates, enabling businesses the opportunity to rebuild.

- 10.2.5 Section 182 (3) of the *Local Government Act (1999)* allows Council to grant other or additional postponements of rates “to assist or support a business in its area” implying that financial hardship may not be the only criteria to be eligible for assistance.
- 10.2.6 Rates may be deferred for a longer period (the number of quarters to be determined by Council), and an encumbrance attached to the property which will be released upon sale of the property at which time the outstanding rates would be recovered. During this time, interest would continue to accrue.
- 10.2.7 Reduce the special discretionary rebate, currently set at 10% to reduce the impact of an increase in rates as a result of an increased valuation. Properties that have had an alteration or an addition or is a new development site are not eligible for the rebate. The implications of applying the discretionary rate will be discussed in detail at the Special Committee Meeting workshop scheduled for 15 June.
- 10.2.8 A targeted package to support the hotel and accommodation sectors who have experienced significant loss of business and higher than normal vacancy rates through lost bookings as a result of South Australia’s strong border controls and restrictions on interstate and overseas travel as a result of COVID-19. The Hotel and Accommodation sector makes up 6.23% of all rate income generated. Annual rates raised in 2019-2020 totalled approximately \$6.9m. A rate waiver for this sector would cost approximately \$1.7m per quarter, noting that some businesses are more financially able and have the capacity to pay without any support from Council.

Land Use	Annual Rates 2019-2020	% of Total Rates	Rates (4 th Quarter)	Number of Assessments
Hotels w Accom	\$5,152,474.66	4.68%	\$1,288,118.67	31
Hotels w/o Accom	\$1,373,530.60	1.25%	\$343,382.65	72
Motels	\$349,545.33	0.32%	\$87,386.33	11
TOTAL:	\$6,875,550.59	6.23%	\$1,718,887.65	114

11. City Recovery

- 11.1 In May the City of Adelaide launched its Recover + Reimagine project which is inviting ideas from Council and the community, including businesses and residents, to help our city thrive.
- 11.2 The City of Adelaide is working closely with the State Government on initiatives related to events and city activation.
- 11.3 It is important that the City of Adelaide has sufficient funding available to support demand driving initiatives to enliven and activate City laneways, mainstreets and precincts, including the Winter Lights initiative and Splash, aimed at encouraging people to return to the City, to linger longer, and to support local businesses throughout the Winter months and into Spring and Summer.

DATA & SUPPORTING INFORMATION

Nil

ATTACHMENTS

Nil

- END OF REPORT -

Central Market Arcade Redevelopment Contract

ITEM 15.1 09/06/2020
Council

Council Member
Councillor Martin

2015/00903
Public

Contact Officer:
Ian Hill, Director Growth

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the administration advise what contractual or common law rights of termination or postponement are available to the City of Adelaide with respect to the Central Market Arcade Redevelopment?'

REPLY

1. As advised to Council in response to the Motion on Notice by Councillor Moran for the meeting of Council on 10 March 2020, Council has entered into a legally binding agreement with ICD Property, and Council is therefore legally bound to proceed with the CMAR Project in accordance with the terms of that agreement. Council has no entitlement under that agreement to unilaterally defer commencement of the CMAR Project or otherwise vary its terms, and it cannot do so without the agreement of ICD Property.
2. Any unilateral attempt by Council to defer the CMAR Project may constitute a repudiation by Council of its contractual obligations, potentially exposing Council to a termination of the Project Delivery Agreement, and a substantial claim by ICD Property for loss and damage in respect of the considerable monies already expended by ICD Property, together with future losses including loss of profit on the project. Any defence by Council of such claims would be expensive and would take place in a public forum.
3. Council's reputation as a body that third parties can contract with in the knowledge that Council will comply with its contractual obligations will be significantly adversely affected. That may impact Council's ability to undertake future development activity and may deter third parties from dealing with Council on major projects.

- END OF REPORT -

Record of Motions without Notice

ITEM 15.2 09/06/2020
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:

'A number of motions without notice have been raised at the once a month scheduled Council meetings from January to May, inclusive, in 2020. Could the Administration advise the names of the motions and the proposers of those that have been accepted and those that have been refused by the Presiding Member?'

REPLY

- Only motions without notice that are accepted within the provisions of the Standing Orders and regulation 12(6) of the *Local Government (Procedures at Meetings) Regulations 2013* (the Regulations), are recorded. If a motion is not accepted it cannot be moved and therefore is not required to be recorded in the minutes of the proceedings of a meeting (Regulation 8).
- While there is no requirement to minute motions without notice that are requested to be brought on notice during the meeting, notes are often made during the meeting to capture this. These notes indicate that between January and May there were eight motions without notice raised, and of those, two were not accepted but requested to be brought on notice.
- These eight motions without notice are as follows:

Council Meeting	Topic	Council Member moving the motion	Accepted in meeting
January 28	Bushfires	Cr Martin	Yes
February 11	Release of Legal Advice Congratulate former Cr Abiad Adelaide Park Lands Authority	Cr Simms Cr Martin Cr Martin	Yes Yes No
March 10	'My Adelaide' initiative	Cr Hou	Yes
April 14	Supplementary Election West Franklin Development	DLM DLM	Yes Yes
May 12	Park Lands Lease & Licence holders	Cr Martin	No

- Note that the above does not include motions without notice that were flagged ahead of the meeting by email where the initiator of the motion subsequently decided to bring the motion on notice to the next meeting.

City of Adelaide Share of Federal Funding

ITEM 15.3 09/06/2020
Council

Council Member
Councillor Martin

2018/01151
Public

Contact Officer:
Clare Mockler, Deputy CEO &
Director Culture

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'It was reported on May 22nd that the Federal Government had allocated \$1.8 billion to local government in Australia for road upgrades and community projects to help to offset the impacts of the coronavirus pandemic.

Could the Administration advise whether any of this funding has been allocated for;

1. an upgrade to the Adelaide Aquatic Centre following a Council's formal letter to gauge Commonwealth interest in supporting the project
2. any other project, including road works in the City of Adelaide which have been severely curtailed due to the City of Adelaide's difficult financial position?'

REPLY

1. The Administration can advise that funding requests have been submitted to the following Government agencies in support of a redevelopment and / or upgrade of Council infrastructure. Details of these funding requests were shared in a confidential CEO Briefing held for Councillors on 23 May 2020.
2. Adelaide Aquatic Centre:
 - 2.1. State Government COVID-19 Recovery Stimulus Package.
 - 2.1.1. Through various discussions with State Government, a number of projects have been identified that would deliver shared strategic interests of the City of Adelaide and the State Government, to the benefit of the city and its community, the Adelaide Aquatic Centre being one.
 - 2.2. Council of Capital City Lord Mayors (CCCLM) Economic Stimulus Projects.
 - 2.2.1. Capital City Lord Mayors have created a COVID-19 response nationwide infrastructure task force. Each Capital City is submitting infrastructure priority proposals, there is no specific criteria however 'shovel ready' is desired. The Adelaide Aquatic Centre has been proposed as one of those projects.
3. Councils receive a Financial Assistance Grant annually from Federal Government.
4. This consists of two components: General Purpose and Identified Local Road funding.
 - 4.1. General Purpose funds existing services to the community.
 - 4.2. Identified Local Road funds road infrastructure.
5. Annually we receive approx. \$500k. The Financial Assistance Grant allocation is calculated with population as a base, but then adds "horizontal equalisation" which considers each Council's ability to raise revenue or have above average costs of service provision. Reviewing the allocation of the current General Purpose funds shows that this is distributed consistently across metropolitan councils, however rural councils with a low population (and therefore rate income) and high visitor numbers or social programs (therefore expenditure) receive a grant allocation that is much higher per capita.

6. The Federal Government has brought forward its first Financial Assistance Grant payment for 2020-21 (note this is not additional funding), in response to drought, bushfires and COVID-19.
 - 6.1. City of Adelaide received \$448,866 for:
 - 6.1.1. General Purpose \$275,467
 - 6.1.2. Identified Local Road \$171,399.
7. The remaining pool of funding from Federal Government will be distributed in quarterly payments based on the Local Government Grants Commissions approved 20/21 recommendations.
8. In addition, Council has received a Local Road and Community Infrastructure Grant, a one-off stimulus to assist local councils to deliver priority local road and community infrastructure projects across Australia, supporting jobs and the resilience of local economies, to help communities bounce back from the COVID-19 pandemic. The City of Adelaide have been allocated \$337,528.
 - 8.1. The funding is specifically for additional works to the proposed 20/21 program, which can include accelerated projects brought forward from a future work program.
 - 8.2. The Administration will identify a program of works that aligns to the specific criteria (Local Road and Community Infrastructure Grant) to deliver during 20/21 addition to those identified in the draft 2020-21 Business Plan and Budget presented to Council at the Special Committee Meeting on 28 May 2020.

- END OF REPORT -

City Connector Bus Service

ITEM 15.4 09/06/2020

Council

Council Member
Councillor Martin

2019/00951
Public

Contact Officer:
Klinton Devenish, Director
Place

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'On Tuesday May 19th the Committee was advised in respect of the partnership with the State Government to run the free City Connector service that;

"Current deed with DPTI to run the service was due to expire in December 2023, however, the Minister has provided notice of his intention to terminate the Deed on 30 June 2020."

Could the Administration advise the date on the letter from the Minister and to whom among elected members the correspondence was distributed?

REPLY

1. A letter was sent to the City of Adelaide CEO Mark Goldstone (the CEO) on 31 January 2020 by the Minister for Transport, Infrastructure and Local Government, Hon Stephan Knoll, where Council was notified of the Minister's intention to terminate the Deed on 30 June 2020. The letter also notified Council that the South Australian Public Transport Authority (SAPTA) would work with the Administration to develop new options.
2. Following receipt of the letter, the CEO provided a response to the Hon Stephan Knoll on 20 February 2020 acknowledging the Minister's intention to terminate the Deed. In this letter, the CEO also sought confirmation of the continuation of funding for the service and requested that SAPTA brief Council on the new service when a preferred route was selected.
3. The Minister responded to the CEO on 18 March 2020, advising that SAPTA would contact the Administration to discuss the proposed changes.
4. The consultation process was delayed as a consequence of COVID-19. The Administration was advised of SAPTA's preferred route on 20 April 2020 and Committee was briefed on the proposal on 19 May 2020.

- END OF REPORT -

Precinct Group Funding

ITEM 15.5 09/06/2020
Council

Council Member
Councillor Martin

2018/02976
Public

Contact Officer:
Clare Mockler, Deputy CEO &
Director Culture

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Noting that the schedule for the City of Adelaide budget process circulated to elected members will not be completed until late this year, could the Administration advise;

1. Whether Council will provide access to funding for the City of Adelaide Precinct Groups from July 1st to enable them to assist the City in the post COVID Recovery at a main street level
2. If such funding is provided as at 1 above, will 20/21 funding be the same amount as for the current financial year or only part of the latter amount and what will be the process for receiving such funding
3. If such funding for 20/21 is not to be provided outside of the budget schedule to be completed late this calendar year, when and what amount will Council provide to Precinct Groups to enable them to assist in any post COVID City Recovery?'

REPLY

1. The draft 2020-21 Budget includes \$25,000 per precinct group, with an extra fund of \$80,000 for Precinct Groups to apply for specific events over and above their \$25,000 funding.
2. This is the same amount of funding as the current financial year and was included in the information pack and presentation discussed at the Special Committee meeting on Thursday 28 May.
3. The proposed 2020-21 precinct group funding will be included as part of the Expenditure Framework to be considered for adopted by Council on 23 June 2020. If the Expenditure Framework is adopted by Council precinct funding can be expended from 1 July 2020.

- END OF REPORT -

Adelaide High School Development

ITEM 15.6 09/06/2020
Council

Council Member
Councillor Martin

2019/00951
Public

Contact Officer:
Klinton Devenish, Director
Place

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'The Advertiser newspaper has published drawings of a new structure planned for the Adelaide High School site on Park 24. Could the Administration advise:

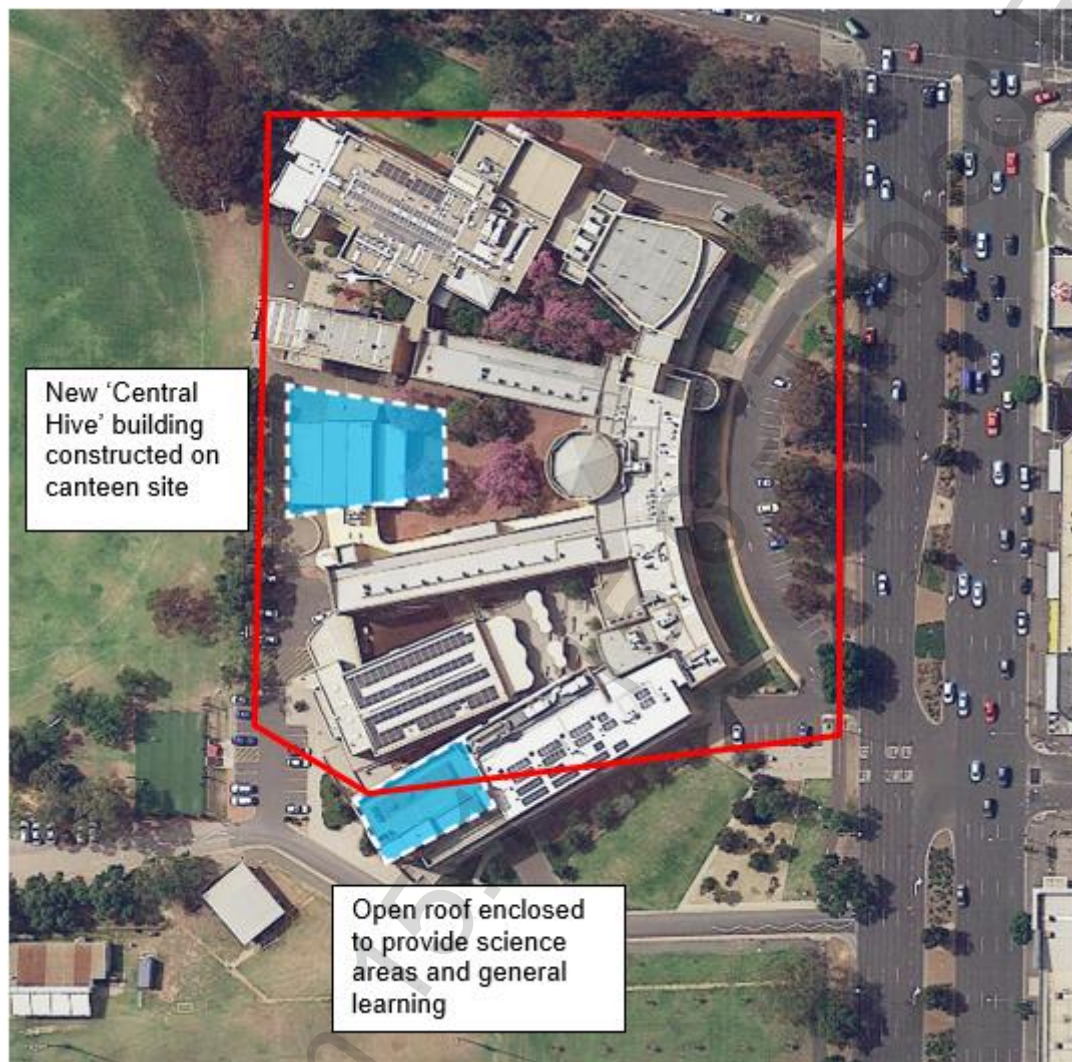
1. What is the broad use proposed for the development?
2. Where will it be located in relation to the West Terrace façade of the current structure?
3. Is it suggested that the new structure will increase the High School's buildings footprint on the Park Lands?
4. If the new development has been presented to the City of Adelaide for consideration?'

REPLY

1. The intended use for the proposed expanded teaching facilities is to accommodate an additional 300 students transitioning from year seven to high school at the commencement of 2022.
2. The two proposed teaching facilities will be located as follows and as shown in the following aerial image:
 - 2.1. A new building referred to as the 'Central Hive' will be located on the western side of Adelaide High School and within the existing Adelaide High School land parcel (shown in red in the following aerial image) – note this building replaces an old structure
 - 2.2. The rooftop of the southern wing (constructed in 2014) is proposed to be enclosed to provide additional science and general learning space – note part of the southern wing (as shown) sits outside of the existing Adelaide High School land parcel and is subject to a yet to be finalised lease with the City of Adelaide.
3. The proposed new structures will not increase the current footprint of Adelaide High School on the Park Lands.
4. The State Commission Assessment Panel is the relevant authority. Council's role in the planning assessment is confined to providing comment on technical matters such as waste management and traffic movements.
5. The proposed new development:
 - 5.1. Was considered by the Adelaide Park Lands Authority at its meeting on 6 February 2020, in confidence. The Boards advice was provided to the meeting of Council on 11 February 2020.

- 5.2. Will be presented to Council at a date yet to be confirmed seeking 'landlord consent' as the extension to the southernmost building is partially located on council land (outside the red boundary shown below).

Aerial Photo showing the land parcel within the Adelaide Park Lands occupied by Adelaide High School and the location of the proposed new teaching facilities



- END OF REPORT -

Rebuilding Adelaide's night life

ITEM 17.6 09/06/2020
Council

Council Member
Deputy Lord Mayor (Councillor
Hyde)

2013/01378
Public

Contact Officer:
Ian Hill, Director Growth

MOTION ON NOTICE

Deputy Lord Mayor (Councillor Hyde) will move a motion and seek a seconder for the matter shown below to facilitate consideration by the Council:

'That Council:

1. Notes the City's \$1 billion per annum night economy has been devastated by the coronavirus (COVID-19) pandemic.
2. Notes that many cities around the world now have nightlife advocates, such as New York (the 'Nightlife Mayor'), London (the 'Night Tsar'), Amsterdam (the 'Nachtburgemeester') among many others, but that no Australian jurisdiction has a nightlife advocate.
3. Investigates the appointment of an advocate for the City's nightlife and economy that would act in the interests of all elements of the night economy, including live music and entertainment, hospitality, liquor licensing and other related policy matters, such as managing the complicated interface between the night and daytime economies and residents' rights to the quiet enjoyment of their properties.
4. Investigates a soundproofing subsidy scheme so that residents and hotels may be supported in soundproofing their premises to allow for increased night time activation around them that does not impinge upon their rights.'

ADMINISTRATION COMMENT

1. The proposal for a Night Ambassador was previously considered by Council in 2016. If the Motion is supported by Council, an investigation can be undertaken to determine if the appointment of an advocate for the City's nightlife would assist all elements of the night economy whilst protecting residents' rights.
2. Since 2006 Council has supported a Noise Management Program, with the purpose to assist residential property owners to undertake noise attenuation works by providing expert advice via Council's Acoustic Advisory Service (AAS) and financial support via Council's Noise Management Incentive Scheme (NMIS). The Program acknowledges the importance of achieving co-existence between different land uses by seeking to improve the quality of the living environment for residents.
3. The Acoustic Advisory Service (AAS) provides a free consultation service with a qualified acoustic engineer (external to Council) to provide general acoustic advice to eligible residents. The service makes recommendations on possible physical changes to their residence to address external noise issues, and assesses the suitability of work for financial assistance under Council's Noise Management Incentive Scheme. The service also provides a final site visit by the qualified acoustic engineer (free of charge) to check the completed acoustic works.

4. The Noise Management Incentive Scheme (NMIS), the first of its type in Australia, reimburses a proportion of the costs involved in undertaking the recommended acoustic works to the value of 50% of the total cost up to a maximum of \$1,100, noting it is proposed that the NMIS grant will increase to \$1,200 as of 1 July 2020.
5. Council does not have a scheme for non-residential properties.

- END OF REPORT -

Carparking Levels for Infill Developments

ITEM 17.11 09/06/2020
Council

Council Member
Councillor Khera

2019/00951
Public

Contact Officer:
Kliinton Devenish, Director
Place

MOTION ON NOTICE

Councillor Khera will move a motion and seek a seconder for the matter shown below to facilitate consideration by the Council:

'That Council:

Requests administration provide a brief report on the impacts on local businesses of zero to minimal parking requirements for new apartment approvals, the ensuing expansion of permit parking, and the effect on business patronage with respect to drivers from outside the city, with a view to forming a council position on the matter. The report should consider the impacts on businesses that rely on outside visitation.'

ADMINISTRATION COMMENT

1. The Adelaide (City) Development Plan is the statutory document that guides the required car parking provision for new developments within the City. The car parking provision for developments are dependent upon the Zone in which the site is located.
2. There are no car parking spaces required for any form of development (e.g. residential or commercial) within the Capital City Zone which includes the core business area of the city. Whilst there is no car parking requirement in the Development Plan for new developments in the Capital City Zone, car parking is often provided in new buildings due to market demand. Purchasers either make the decision to pay for a car parking space or purchase an apartment without one and then either have no car, use other transport methods or store a car within a private car park.
3. For developments within other Zones such as the Main Street Zone, City Frame Zone and City Living Zone, the car parking requirement depends upon the type of land use proposed.
4. Under the current Residential and Visitor Permit Operating Guidelines, apartment buildings are defined as being ineligible for any sort of residential parking permit.
5. Residential parking permits are only issued to properties in certain areas, which does not include the core business area.
6. If this Motion is successful a report will be prepared with further detail on the current Development requirements on required carparking provisions for new apartment builds, any related impacts to on street parking availability in the city and potential effects on business patronage.

- END OF REPORT -