



# COUNCIL MINUTES

for the Special meeting

Tuesday 23 June 2020

Remote Meeting



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

### Apologies and Leave of Absence

Nil

### Reports for Council (Chief Executive Officer's Reports)

With the consent of the meeting, the Lord Mayor suspended operation of meeting procedures to facilitate a verbal presentation from the Chairs and General Managers of the Adelaide Central Market Authority and the Rundle Mall Management Authority for a period of 30 minutes.

Deputy Lord Mayor (Councillor Hyde) entered the meeting at 5.35pm

Nick Begakis, Chair of the Adelaide Central Market Authority addressed the Council to provide Members with an update on the Adelaide Central Market Authority.

During the presentation:

- Councillor Moran left the meeting at 5.38pm and re-entered at 5.42pm
- Councillor Donovan left the meeting at 5.38pm and re-entered at 5.39pm
- Deputy Lord Mayor (Councillor Hyde) left the meeting at 5.42pm
- Councillor Abrahamzadeh entered the meeting at 5.44pm

The Lord Mayor thanked Nick Begakis for his presentation

Johanna Williams, General Manager of the Rundle Mall Management Authority addressed the Council to provide Members with an update on the Rundle Mall Management Authority.

The Lord Mayor thanked Johanna Williams for her presentation

The period of suspension of meeting procedures concluded at 5.52pm

#### 1. **Item 3.1 – Approval of the Expenditure Framework [2018/03947] [C]**

Moved by Councillor Martin,  
Seconded by Councillor Khera -

#### That Council:

1. Notes that in accordance with the provisions of Section 123(8) of the *Local Government Act 1999*, the 2020-21 Annual Business Plan and Budget is presently scheduled to be considered by Council on 11 August 2020, and adopted by 31 August 2020.
2. Approves the expenditure of Council funds on the services, operations and works as detailed in Schedules 1-4, of Item 3.1 on the Agenda for the Special meeting of Council held on 23 June 2020, in the interim.
3. Authorises the Chief Executive Officer, and other employees as the Chief Executive Officer sees fit, to expend Council's funds as set out in Schedules 1-4 of Item 3.1 on the Agenda for the Special meeting of Council held on 23 June 2020.

Discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) re-entered the meeting at 5.56pm

The motion was then put and carried

**2. Item 3.2 – 2020-21 Business Plan and Budget – Review of General Operations Fees and Charges [2018/03947] [C]**

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

That Council:

1. Notes the fees and charges will not be increased for the period 1 July 2020 to 31 December 2020 due to the impact of COVID-19 on the community, with a review to be undertaken as part of the 2020-21 Quarter 1 Revised Forecast.
2. Continues to charge the 2019/20 schedule of Fees and Charges set by Council for the 2020-21 Business Plan and Budget as included in Attachment A to Item 3.2 on the Agenda for the Special meeting of Council held on 23 June 2020.
3. Notes the schedule of Fees and Charges set under delegation by Council for the 2020-21 Business Plan and Budget as included in Attachment B to Item 3.2 on the Agenda for the Special meeting of Council held on 23 June 2020.
4. Continues to charge the 2019/20 schedule of Fees and Charges set by Council for Rundle Mall Management Authority for the 2020-21 Business Plan and Budget as included in Attachment C to Item 3.2 on the Agenda for the Special meeting of Council held on 23 June 2020.
5. Notes Statutory Fees and Charges set by the State Government will be included in the Fees and Charges Schedule available for public inspection in July 2020, after gazettal by the State Government.
6. Considers the above alongside the QF1 Report for the 2020/21 FY so as to review the above in time for a decision by 1 January 2021.

Discussion ensued

Amendment –

Moved by Councillor Martin,  
Seconded by Councillor Simms -

That the motion be amended to read as follows:

That Council:

1. Agrees to continue with the fees and charges for the 2019/20 schedule for the FY July 1 2020 to June 30 2021.
2. Notes Statutory Fees and Charges set by the State Government will be included in the Fees and Charges Schedule available for public inspection in July 2020, after gazettal by the State Government.'

Much discussion ensued, during which:

- Councillor Moran left the meeting at 6.17pm, re-entered at 6.25pm, left at 6.35pm and re-entered at 6.38pm
- Deputy Lord Mayor left the meeting at 6.19pm, re-entered at 6.21pm, left at 6.31pm and re-entered at 6.34pm
- Councillor Donovan left the meeting at 6.33pm and re-entered at 6.34pm

The amendment was then put and carried

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

**Division**

**For (9):**

Councillors Abrahamzadeh, Couros, Hou, Khera, Knoll, Mackie, Martin, Moran and Simms.

**Against (2):**

Deputy Lord Mayor (Councillor Hyde) and Councillor Donovan.

The division was declared in favour of the amendment

Discussion continued

The motion, as amended, was then put and carried

Councillor Moran left the meeting at 6.49pm

**3. Item 3.3 – Treasury Policy Revision [2020/00150] [C]**

Moved by Councillor Couros,  
Seconded by Councillor Simms -

**THAT COUNCIL:**

1. Adopts the proposed Treasury Policy, as contained in Attachment A to Item 3.3 on the Agenda for the Special meeting of Council held on 23 June 2020.

Discussion ensued

The motion was then put and carried

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

**Division****For (9):**

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

**Against (1):**

Councillor Martin.

The division was declared in favour of the motion

**Exclusion of the Public****4. Item 4.1 – Exclusion of the Public [2018/04291] [C]**

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

- 5.1. 2020-21 Business Plan and Budget – Review of Commercial Business Fees and Charges [s 90(3) (b)]

**ORDER TO EXCLUDE FOR ITEM 5.1:**

Moved by Councillor Knoll,  
Seconded by Councillor Abrahamzadeh -

**THAT COUNCIL:**

1. Having taken into account the relevant consideration contained in s 90(3) (b) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this Special meeting of the Council dated 23/6/2020 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 5.1 [2020-21 Business Plan and Budget – Review of Commercial Business Fees and Charges] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

**Grounds and Basis**

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

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

**Public Interest**

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information to competitors in advance may be to Council's commercial detriment.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this Special meeting of the Council dated 23/6/2020 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 5.1 [2020-21 Business Plan and Budget – Review of Commercial Business Fees and Charges] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) of the Act.

Discussion ensued

The motion was then put and carried

The public and members of Corporation staff not directly involved with Item 5.1 left the meeting at 7.10pm.

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Confidential Item 5.1

2020-21 Business Plan and Budget – Review of Commercial Business Fees and Charges

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

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The meeting re-opened to the public at 7.17pm

### Confidentiality Order

#### **Minute 5 - Item 5.1** - 2020-21 Business Plan and Budget – Review of Commercial Business Fees and Charges [C]

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and on the grounds that Item 5.1 listed on the Agenda for the Special meeting of Council held on 23 June 2020 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of Council, do order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 1 July 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.

### Closure

The meeting closed at 7.17pm.

Mark Goldstone,  
Chief Executive Officer

Sandy Verschoor,  
Lord Mayor.

### Documents Attached for Reference

Nil