



COUNCIL MINUTES

for the meeting

Tuesday 8 September 2020

in the Council Chamber,
Adelaide Town Hall



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

Councillors Martin, Moran and Simms entered the Council Chamber at 5.31pm

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 – 11/8/2020 & 13/8/2020 [C]

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

That the Minutes of the meeting of the Council held 11 August 2020 and the Minutes of the Special meeting of the Council held on 13 August 2020, be taken as read and be confirmed as an accurate record of proceedings, subject to the following amendment to the minutes of the meeting of the Council held on 11 August 2020:

- The division at the conclusion of Item 17.9 - Councillor Simms – Motion on Notice – Tour Down Under, be altered to read as follows:

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

Division

For (3):

Councillors Martin, Moran and Simms.

Against (7):

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

The division was declared against the motion

Carried

Deputations

Nil

Adoption of Items

2. Adoption of Item 9.2, Item 10.1, Item 10.3, Item 10.5 Item 10.6, Item 10.8 and Item 10.9 [C]

Moved by Councillor Simms,

Seconded by Councillor Knoll –

That the following Items - 9.2, 10.1, 10.3, 10.5, 10.6, 10.8 and 10.9 – be adopted as presented, namely -

Item 9.2 - Recommendation of the Reconciliation Committee – 2/9/2020 [2018/04062] [C]

1. **Recommendation 1** - Stretch RAP 2018-2021 Implementation Progress Report – June to August 2020

That Council:

1. Notes the report.

Item 10.1 - King Rodney Park/Ityamai-itpina Maintenance/Storage Building [2020/00910] Presented to Committee 1/9/2020 [C]

THAT COUNCIL

1. Approves the replacement of an existing maintenance and storage building in King Rodney Park / Ityamaiitpina (Park 15) as per the concept shown in Attachment A to Item 10.1 on the Agenda for the meeting of the Council held on 8 September 2020, subject to the:
 - 1.1. Use of charcoal coloured balustrading and handrailing.
 - 1.2. Use of hardwood timber bollards consistent with Council's Park Lands furniture suite.
 - 1.3. Flooring design being considerate of possible water intrusion.
 - 1.4. Lessee receiving Development Approval.
 - 1.5. Lessee meeting all costs associated with the project.

Item 10.3 - Proposed Event in the Adelaide Park Lands - Archie's 2020 [2020/00800] Presented to Committee 1/9/2020 [C]

THAT COUNCIL

1. Authorises the Chief Executive Officer to grant an event licence to MIDNIGHT OATS PTY LTD for the Archie's 2020 event from Friday 4 December 2020 to Saturday 2 January 2021 in a portion of Ellis Park / Tampawardli (Park 24).
2. Approves the Archie's 2020 event to operate beyond 12midnight until 2.00am on Friday and Saturday nights and the Thursday nights of Christmas Eve and New Year's Eve during the event period, between Friday 4 December 2020 to Saturday 2 January 2021.
3. Delegates the Chief Executive Officer to approve any further changes required to the event application where the change is necessary in order to fulfil a COVID Management Plan or COVID Safe Plan approved by SA Health and Council.

Item 10.5 - City of Adelaide submission for the Green Industries SA's South Australia Waste Strategy 2020-2025 and Food Waste Strategy Consultation Drafts [2018/02571] Presented to Committee 1/9/2020 [C]

THAT COUNCIL

1. Endorses the 'City of Adelaide submission for the Green Industries SA's South Australia Waste Strategy 2020-2025 and Draft Food Waste Strategy Consultation Drafts' to Green Industries SA which provides feedback and recommendations on Green Industries SA's 'A Vision for a Circular Economy - South Australia's Waste Strategy 2020-2025' and 'Valuing Our Food Waste – South Australia's strategy to reduce and divert household and business food waste' contained in Attachment A to Item 10.5 on the Agenda for the meeting of the Council held on 8 September 2020.
2. Notes that the submission to Green Industries SA regarding the Green Industries SA Draft South Australia Waste Strategy 2020-2025 and Draft Food Waste Strategy must be received by 11 September 2020.

Item 10.6 - Corporate Climate Change Risk Assessment [2019/01119] Presented to Committee 1/9/2020 [C]

THAT COUNCIL

1. Notes this report and the *Climate Change Risk Assessment Report* as shown in Attachment A to Item 10.6 on the Agenda for the meeting of the Council held on 8 September 2020.

Item 10.8 - Asset Accounting Policy and Fixed Asset Guidelines [2020/00273] Presented to Committee 1/9/2020 [C]

THAT COUNCIL

1. Approves the adoption of the Asset Accounting Policy 2020 as per Attachment A to Item 10.8 on the Agenda for the meeting of the Council held on 8 September 2020.
2. Notes the Draft Fixed Asset Guidelines 2020 Final Version as per Attachment B to Item 10.8 on the Agenda for the meeting of the Council held on 8 September 2020.

Item 10.9 - Progress of Motions by Elected Members [2018/04074] [C]

THAT COUNCIL

1. Notes the report.

Carried

Advice from Adelaide Park Lands Authority & Advice/Recommendations of the Reconciliation Committee

3. Item 9.1 - Advice of the Adelaide Park Lands Authority – 3/9/2020 [2018/04062] [C]

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

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

1. Advice 1 – Draft Adelaide Oval Precinct Community Land Management Plan

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Supports the revision of the Adelaide Park Lands Community Land Management Plan for the Adelaide Oval Precinct / part of Tarntanya Wama (Park 26) as per Attachment A to Item 8.1 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020, being released for statutory consultation subject to approval by the Minister for Transport and Infrastructure, and subject to the inclusion of the following alterations:

Performance targets and measures

4. To recognise, protect, enhance and interpret cultural heritage sites of Kurna and European significance	T5. No negative impacts on cultural heritage sites of Kurna and European significance.	M5. Maintenance of sites of cultural heritage significance as assessed by an expert inspection by Council (and which includes a Kurna Cultural
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		Monitor) and reported annually in the State of the Park Lands Report.
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1. KAURNA STATEMENT OF CULTURAL SIGNIFICANCE

Together with Pinky Flat and River Torrens / Karrawirra Parri, the site of Adelaide Oval ~~was~~ is part of the Red Kangaroo Dreaming and ~~was~~ an extended campsite used by the Kurna for ceremonies, games, religious observances and burials. Consequently, Adelaide Oval and surrounds are of spiritual and cultural significance for Kurna.

After the arrival of Europeans and before Adelaide Oval was established, the Kurna and other ~~Indigenous Aboriginal~~ groups continued their traditions of public performance for visitors to the 'country'. Kurna were displaced from the area along the River Torrens as the City and Park Lands were established and progressively developed by settlers.

Following the establishment of Adelaide Oval as a sporting venue, Kurna people staged two corroborees at the Oval.

Some Aboriginal participation in sport at the Oval occurred during the nineteenth and twentieth centuries; however, this was limited due to the attitudes of settlers and the ~~racist practices in place at the time.~~ ~~availability of opportunities.~~ Aboriginal involvement was most notable in Australian rules football and there have been many revered Aboriginal players.

The Oval is a forum in which ~~Indigenous Aboriginal~~ and non-~~Indigenous Aboriginal~~ people have been able to interact through sport and other events, contributing in part to the improvement of cultural relations between non-~~Indigenous Aboriginal~~ and ~~Indigenous Aboriginal~~ people. The Oval reflects the local history of ~~Indigenous Aboriginal~~ participation in sport.

For ~~Indigenous Aboriginal~~ people, Adelaide Oval provides a place where racial stereotyping can be ~~overcome~~ challenged through the ethos of sport, presenting an opportunity for participation and contest, irrespective of race.

~~While the Kurna are recognised as the traditional owners of the land occupied by the Adelaide Oval precinct, the Australian Federal Court determined on 21 March 2018 that Native Title has been extinguished. The rights of the Kurna through the Aboriginal Heritage Act 1988 remain in place.~~

While Native Title over the Adelaide Oval Precinct has been extinguished, the Australian Federal Court determined on 21 March 2018 that the Kurna people are the Traditional Owners of the Adelaide Plains region (including the Adelaide Oval Precinct). Further, the rights of the Kurna through the *Aboriginal Heritage Act 1988* remain in place" and

- Clarification at 27.1 – no more than 8 single day events
- Inclusion of reference to compliance with APLEM.

2. Advice 2 - Golden Wattle Park Community Land Management Plan & Building Concept

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the community engagement findings summarised in Attachment A to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020.
2. Supports the Community Land Management Plan for Golden Wattle Park/Mirnu Wirra (Park 21W) as per Attachment B to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020.
3. Notes the design intent of the preliminary building concept for Golden Wattle Park/Mirnu Wirra (Park 21W) as per Attachment C to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020, which has been developed for the purpose of the lessee seeking external funding.
4. Supports considering a revised building concept based on the design intent once funding is secured by the lessee, subject to:
 - 4.1. The proposed ground footprint of the building not exceeding 465sqm as defined by the Adelaide Park Lands Building Design Guideline.
 - 4.2. The proposed above ground rainwater tanks are undergrounded or counted towards the building ground footprint.

- 4.3. Examination of the visual and cost differences associated with incorporating and not incorporating an undercroft.

Discussion ensued

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)

4. Item 10.2 - Quarterly Forward Procurement Report Q2 2020/21 [2020/00150] [C]

Moved by Councillor Knoll,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL

- Notes the Procurements set out in Attachment A to Item 10.2 on the Agenda for the meeting of the Council held on 8 September 2020 which will be released to the market during Quarter 2 of the 2020/2021 financial year.

Discussion ensued

CEO Undertaking – Adelaide Free Wifi [C]

In response to queries, an undertaking was given by the CEO to provide Council Members with information relating to the current arrangements with 10gig and Adelaide Free Wifi in relation to components.

The motion was then put and carried

5. Item 10.4 - Draft Adelaide Oval Precinct Community Land Management Plan [2011/02224] Presented to Committee 1/9/2020 [C]

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

THAT COUNCIL

- Approves the revision of the Adelaide Park Lands Community Land Management Plan for the Adelaide Oval Precinct / part of Tarntanya Wama (Park 26) as per Attachment A to Item 10.4 on the Agenda for the meeting of the Council held on 8 September 2020, being released for statutory consultation subject to approval by the Minister for Transport and Infrastructure, subject to:
 - the inclusion of the alterations provided in APLA's advice to Council (advice 1, item 9.1 on the agenda for the meeting of the Council held on 8 September 2020).

Discussion ensued, during which:

- With the consent of the mover, seconder and the meeting the motion was varied to include an additional part 1.2 to read as follows:
 - Increasing the public consultation time to 42 days.

The motion, as varied, was then put and carried

6. Item 10.7 - Peace Park / Town Clerks Walk Tree Succession Plan - Redgum Park / Karrawirra (Park 12) [2018/02020] Presented to Committee 1/9/2020 [C]

Moved by Councillor Couros,
Seconded by Councillor Khera -

THAT COUNCIL

- Approves in its capacity as having care and control of the land, the removal of 18 *Lagunaria patersonia* (commonly known as Norfolk Island Hibiscus, Pyramid Tree or Itchy Pod tree) located in Red Gum Park / Karrawirra (Park 12) Peace Park as shown in Attachment A and Attachment B to Item 10.7 on the Agenda for the meeting of the Council held on 8 September 2020.
- Notes that 70 new trees will be installed as part of the current project, a net increase of 52 tree assets as shown in Attachment A and Attachment B to Item 10.7 on the Agenda for the meeting of the Council held on 8 September 2020.
- Notes the irrigation renewal, turf remediation and tree succession plan as shown in Attachment A and Attachment B to Item 10.7 on the Agenda for the meeting of the Council held on 8 September 2020.

Discussion ensued

The motion was then put and carried

Lord Mayor's Reports

7. Item 11 – Lord Mayor's Report [2018/04064] [C]

The Lord Mayor addressed the meeting on the following:

- Tourism Industry Council of SA conference at the Adelaide Town Hall
- The Christmas Incentive Scheme
- Outdoor Activation grants for small businesses in the city impacted by COVID-19
- Opening address for the Intelligent Communities Forum Top 7 virtual tour
- Finalist pitch to the ICF jury
- Lord Mayor's open-door sessions.
- West End Association AGM
- Hutt Street Round table
- Meetings with Dr Alice Clark from Shelter SA and Peter Sanderman from Anglicare
- Annual Adelaide Rowing Club dinner
- To mark 25 years of service to the community, presentation of a certificate of outstanding commitment from the LGA of SA to Councillor Anne Moran

Mark Goldstone, Chief Executive Officer addressed the meeting to present the following awards to the Lord Mayor:

- Excellence in Environmental Leadership and Sustainability for City of Adelaide Renewable Electricity Power Purchase Agreement
- Excellence in People and Culture - City of Adelaide MySafety System Journey

During the discussion, Councillor Moran left the Council Chamber at 6.08 pm, re-entered at 6.09 pm and left at 6.12 pm

It was then -

Moved by Councillor Simms,
Seconded by Councillor Abrahamzadeh -

That the report be received and noted.

Carried

Councillors' Reports

8. Item 12.1 – Reports from Council Members [2018/04064] [C]

Councillor Simms addressed the meeting to present an award received from Speech Pathology Australia – Community Contribution Award 2020.

It was then -

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

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item 12.1 on the Agenda for the meeting of the Council held on 8 September 2020).
2. Notes the summary of Council Members meeting attendance (Attachment B to Item 12.1 on the Agenda for the meeting of the Council held on 8 September 2020).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 8 September 2020 be included in the Minutes of the meeting.

Carried

Questions on Notice

9. Item 13.1 to Item 13.5 – Questions on Notice [C]

Item 13.1 - Councillor Donovan – Question on Notice – Lighting Strategy [C]

Item 13.2 - Councillor Donovan – Question on Notice – City Access Strategy [2018/04053] [C]

Item 13.3 - Councillor Martin – Question on Notice – E-Scooters [2020/01106] [C]

Item 13.4 - Councillor Martin – Question on Notice – Staffing by Service Area [C]

Item 13.5 - Councillor Martin – Question on Notice - City of Adelaide Staffing [C]

The Questions and Replies having been distributed and published prior to the meeting were taken as read.

The tabled Reply's for Items 13.1 – 13.5 are attached for reference at the end of the Minutes of this meeting.

Questions without Notice

Discussion ensued, during which Councillor Moran re-entered the Council Chamber at 6.18 pm

CEO Undertaking – SRIA reports [C]

In response to queries from Councillor Martin, an undertaking was given by the CEO to include in reports to SRIA all litigation matters.

Deputy Lord Mayor (Councillor Hyde) left the Council Chamber at 6.24 pm

Motions on Notice

10. Item 15.1 – Councillor Simms – Motion on Notice – Free Cycling in the City Lessons [2018/04053] [C]

Moved by Councillor Simms,
Seconded by Councillor Mackie –

That:

the City of Adelaide temporarily offer free weekly bike-riding lessons to encourage cycling and improve safety for new riders (similar to the Cycling in the City course offered by the City of Sydney), for a period of three months.

Discussion ensued

The motion was then put and carried

Councillor Khera left the Council Chamber at 6.28 pm

11. Item 15.2 – Councillor Simms – Motion on Notice – Free Public Transport Tickets [C]

Moved by Councillor Simms,
Seconded by Councillor Moran –

That:

Council requests that administration prepare a report with options to offer free bus, train and tram tickets to encourage visitors to the city.

Discussion ensued, during which Councillor Khera re-entered the Council Chamber at 6.31 pm

The motion was then put and carried

Councillor Moran requested that a division be taken on the motion

Division

For (6):

Councillors Couros, Donovan, Mackie, Martin, Moran and Simms.

Against (5):

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

The division was declared in favour of the motion

Administration comment for Item 15.2, distributed separately is attached for reference at the end of the Minutes of this meeting.

12. Item 15.3 – Councillor Abrahamzadeh – Motion on Notice – Virtual ‘Café Trail’ [2020/00604] [C]

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

That Council:

1. Notes the rich café culture that exists within the City of Adelaide and the State of South Australia;
2. As part of the #MyAdelaide campaign, works with local cafes (throughout the City of Adelaide jurisdiction) to produce a virtual “café trail” that supports local businesses.

Discussion ensued, during which:

- Councillor Simms left the Council Chamber at 6.52 pm and re-entered at 6.55 pm
- With the consent of the mover, seconder and the meeting Part 2 of the motion was varied to include the words ‘and other methods’ after the word ‘campaign’.

The motion, as varied, was then put and carried unanimously

13. Item 15.4 – Councillor Martin – Motion on Notice – Ronald McDonald House Crossing [2018/04053] [C]

Moved by Councillor Martin,
Seconded by Councillor Mackie –

That Council:

Noting the number of children and parents traversing Melbourne Street between the separately located Ronald McDonald House buildings and to the significant number of medical consultancies, asks the Administration to provide a report to Council by December 2020 on options for providing a safe means of aiding pedestrian movements in the location.

Discussion ensued

The motion was then put and carried

14. Item 15.5 – Councillor Martin – Motion on Notice – City Awards Online Category [2020/00235] [C]

Councillor Martin withdrew his motion from consideration

15. Item 15.6 – Councillor Moran – Motion on Notice – Masterplan for Hutt Street [C]

Moved by Councillor Moran,
Seconded by Councillor Martin –

That:

the expensive master plan for Hutt Street be abandoned given the Deputy Lord Mayor has proposed a plan and publicly announced it.

Discussion ensued

The motion was then put and lost

Administration comment for Item 15.6, distributed separately is attached for reference at the end of the Minutes of this meeting.

16. Item 15.7 – Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Outdoor Activation Grants [2020/01487] [C]

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

That Council:

1. Notes the overwhelming interest in the Outdoor Activation Grants announced by the City of Adelaide in partnership with the State Government earlier in August.
2. Notes the program has been funded by the State Government.
3. Notes that as at 31 August the City stopped receiving applications for the scheme due to the high volume of applications.
4. Contributes \$300,000 further to the program and reopens applications, reflecting the significant interest and uptake from local small businesses.
5. Requests a report on the success and uptake of the program is provided to the next Capital City Committee meeting, including exemplars of what the investment is delivering.

Discussion ensued

Amendment –

Moved by Councillor Martin,
Seconded by Councillor Moran –

That Part 4 of the motion be amended to replace the figure '\$300,000' with the figure '\$750,000'

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

- '4. Allocates \$375,000 for the program and requests matching funding from the State Government, and reopens applications, reflecting the significant interest and uptake from local small businesses.'

The amendment, as varied was then put and carried unanimously

Amendment –

Moved by Councillor Donovan,

Seconded by Councillor Mackie –

That the motion be amended to include an additional Part to be Part 5 to read as follows:

'5. Prioritises these additional funds to be spent on improvements to accessibility to City buildings for all users.'

Discussion ensued, during which:

- Councillor Simms left the Council Chamber at 7.42 pm and re-entered at 7.44 pm
- Councillor Abrahamzadeh left the Council Chamber at 7.44 pm and re-entered at 7.48 pm

The amendment was then put and lost

Councillor Moran requested that a division be taken on the amendment

Division

For (5):

Councillors Donovan, Mackie, Martin, Moran and Simms.

Against (6):

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

The division was declared against the amendment

Councillor Khera left the Council Chamber and re-entered at 7.59 pm

The motion, as amended, was then put and carried unanimously

Administration comment for Item 15.7, distributed separately is attached for reference at the end of the Minutes of this meeting.

The meeting **adjourned at 8.00pm** for a 10-minute break **and reconvened at 8.17 pm** with the following Council Members present:

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

Motions on Notice [Cont...]

17. Item 15.8 – Councillor Martin – Motion on Notice – Central Market Arcade Redevelopment [C]

Moved by Councillor Martin,
Seconded by Councillor Mackie –

That Council:

Noting the Administration advised a public Council meeting on August 11th, 2020 that;

“...the Developer has been working closely with State Commission Assessment Panel (SCAP) and Office for Design and Architecture South Australia (ODASA) through the Pre-Lodgement Phase (including ODASA design review) and has indicated that they may be in the position to submit for approval to SCAP in September 2020.”

and that the key terms of this 400 million dollar Central Market Arcade Redevelopment Project Delivery Agreement provides at;

- 2.4 Council has the right to object to the application if it considers that the application is inconsistent with the Project Design or constitutes a “Material Variation”, being a variation which:
- 2.4.1 in the reasonable opinion of the Council substantially and adversely alters the external appearance of the Project;
 - 2.4.2 has a material adverse effect on compliance with the Council’s Design Principles forming part of the Project Design;
 - 2.4.3 results in an increase to the Lettable Area of the Air Rights Development of more than 5%;
 - 2.4.4 introduces new uses to the Air Rights Development not contemplated in the PDA, or which substantially alters the areas for uses as set out in the PDA; and
 - 2.4.5 in Council’s reasonable opinion has a material adverse impact on the functioning of the Returnable Works.

Requests that the Administration provides to elected members before the submission of any plans or designs to SCAP;

1. Copies of plans for the redevelopment including, but not limited to details of the “Returnable Works” showing retail and public areas, ingress and egress, traffic management arrangements during and after the development, public access points, any proposed integration with the Central Market, service areas, the relationship between the Returnable Works and the development of the air rights including the hotel and residential apartments, floor plates for all of the air rights development including public car parking and private car parking associated with the Project, incorporating written advice of any and all variations of substance to the artist’s impressions and draft plans previously presented to Council.
2. Copies of the financial agreements between the City of Adelaide and the developer, including any changes to any income to be paid to the City of Adelaide in the event that there have been changes to the Project Design and/or the Air Rights.
3. A formal vote of Council to accept, to not accept or to propose changes to any aspect of the Project Design to ensure the best outcome for all stakeholders.

Discussion ensued, during which Deputy Lord Mayor (Councillor Hyde) re-entered the Council Chamber at 8.24 pm

The motion was then put and lost

Administration comment for Item 15.8, distributed separately is attached for reference at the end of the Minutes of this meeting.

18. Item 15.9 – Councillor Abrahamzadeh - Motion on Notice - Social and Affordable Housing [2018/00568-2] [C]

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

That Council:

1. Notes that the State Government’s Housing Strategy ‘*Our Housing Future 2020-2030*’ was delivered on 10 December 2019.
2. Notes the lack of sufficient affordable housing in the City due to the failure of the private sector delivering through the planning and development approval process.
3. Notes that Administration is currently preparing a policy on Social and Affordable Housing, identifying challenges, opportunities and Council’s potential role.
4. Requests that engagement be undertaken with the property, housing and social services sectors and key Government Departments as part of the policy development process, to assist in identifying mechanisms, projects and/or incentives (economic or otherwise), that may be required to boost the delivery of affordable housing in the City.
5. Requests that the findings and Council’s potential role be incorporated into the draft Policy and brought back to Council for consideration.

Discussion ensued

The motion was then put and carried

19. Item 15.10 – Councillor Martin – Motion on Notice - Electronic Meetings and Standing Orders [C]

Moved by Councillor Martin,
Seconded by Councillor Simms –

That Council;

Noting that the elected body has decided to hold electronic meetings of Committees, workshops, briefings and, on occasions this year, Council, requests the Administration investigate;

1. Any amendments to Standing Orders that may be required to determine who should manage audio/vision and how, the manner in which elected members might pose procedural and other motions without the capacity to put such motions in accordance with current standing orders, protocols for locations for participating in such meetings (including security) and periodic breaks consistent with occupational safety standards. Any recommendations should be informed by standards which have been adopted by other local government areas in South Australia or other levels of government.
2. The use of hybrid technology to allow elected members willing to attend Town Hall for electronic meetings to do so in number in the Queen Adelaide Room.

Discussion ensued

The motion was then put and lost

Councillor Martin 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 Abrahamzadeh, Couros, Hou, Khera and Knoll.

The division was declared against the motion

Administration comment for Item 15.10, distributed separately is attached for reference at the end of the Minutes of this meeting.

Motions without Notice

20. Item 16 – Deputy Lord Mayor (Councillor Hyde) – Motion without Notice – Victoria Park [C]

Moved by Deputy Lord Mayor (Councillor Hyde),

Seconded by Councillor Abrahamzadeh –

That Council:

1. Notes that for many months each calendar year much of Victoria Park is alienated due to the substantial set up requirements for the Superloop Adelaide 500.
2. Notes last week's announcement that the Superloop Adelaide 500 will not be using Victoria Park during the 20/21 summer period.
3. Notes that any alternative activations for Victoria Park and surrounds will take some months to organise.
4. Asks Administration to investigate / consider the opportunity and viability of Victoria Park and surrounds being utilised for alternative activities such as community programs, sports and cultural events.

Discussion ensued

The motion was then put and carried unanimously

Discussion ensued

Closure

The meeting closed at 9.05 pm

Mark Goldstone,
Chief Executive Officer

Sandy Verschoor,
Lord Mayor.

Documents Attached for Reference

Minute 3 – Item 9.1 – Advice of the Adelaide Park Lands Authority – 3/9/2020, distributed separately

Minute 9 – Items 13.1 – 13.5 – Questions on Notice, Replies distributed separately

Minute 11 - Item 15.2 - Councillor Simms – Motion on Notice – Free Public Transport Tickets, Administration Comment, distributed separately

Minute 15 - Item 15.6 - Councillor Moran – Motion on Notice – Masterplan for Hutt Street, Administration Comment, distributed separately

Minute 16 - Item 15.7 - Deputy Lord Mayor (Councillor Hyde) – Motion on Notice – Outdoor Activation Grants, Administration Comment, distributed separately

Minute 17 - Item 15.8 - Councillor Martin – Motion on Notice – Central Market Arcade Redevelopment, Administration Comment, distributed separately

Minute 19 - Item 15.10 Councillor Martin – Motion on Notice - Electronic Meetings and Standing Orders, Administration Comment, distributed separately

Advice of the Adelaide Park Lands Authority - 3/9/2020

ITEM 9.1 08/09/2020
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 document [here](#)) on Thursday 3 September 2020.

A deliberation of the Board in relation to:

- Draft Adelaide Oval Precinct Community Land Management Plan
- Golden Wattle Park Community Land Management Plan & Building Concept

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 on 1 September 2020 & Council for consideration and determination on 8 September 2020:
 - Draft Adelaide Oval Precinct Community Land Management Plan
- The Committee on 6 October 2020 & Council for consideration and determination on 13 October 2020:
 - Golden Wattle Park Community Land Management Plan & Building Concept

APLA ADVICE TO NOTE

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

1. Advice 1 – Draft Adelaide Oval Precinct Community Land Management Plan

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Supports the revision of the Adelaide Park Lands Community Land Management Plan for the Adelaide Oval Precinct / part of Tarntanya Wama (Park 26) as per Attachment A to Item 8.1 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020, being released for statutory consultation subject to approval by the Minister for Transport and Infrastructure, and subject to the inclusion of the following alterations:

Performance targets and measures

<p>4. To recognise, protect, enhance and interpret cultural heritage sites of Kurna and European significance</p>	<p>T5. No negative impacts on cultural heritage sites of Kurna and European significance.</p>	<p>M5. Maintenance of sites of cultural heritage significance as assessed by an expert inspection by Council (and which includes a Kurna Cultural Monitor) and reported annually in the State of the Park Lands Report.</p>
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1. KAURNA STATEMENT OF CULTURAL SIGNIFICANCE

Together with Pinky Flat and River Torrens / Karrawirra Parri, the site of Adelaide Oval ~~was~~ is part of the Red Kangaroo Dreaming and ~~was~~ an extended campsite used by the Kurna for ceremonies, games, religious observances and burials. Consequently, Adelaide Oval and surrounds are of spiritual and cultural significance for Kurna.

After the arrival of Europeans and before Adelaide Oval was established, the Kurna and other ~~Indigenous Aboriginal~~ groups continued their traditions of public performance for visitors to the 'country'. Kurna were displaced from the area along the River Torrens as the City and Park Lands were established and progressively developed by settlers.

Following the establishment of Adelaide Oval as a sporting venue, Kurna people staged two corroborees at the Oval.

Some Aboriginal participation in sport at the Oval occurred during the nineteenth and twentieth centuries; however, this was limited due to the attitudes of settlers and the ~~racist practices in place at the time.~~ ~~availability of opportunities.~~ Aboriginal involvement was most notable in Australian rules football and there have been many revered Aboriginal players.

The Oval is a forum in which ~~Indigenous Aboriginal~~ and non-~~Indigenous Aboriginal~~ people have been able to interact through sport and other events, contributing in part to the improvement of cultural relations between non-~~Indigenous Aboriginal~~ and ~~Indigenous Aboriginal~~ people. The Oval reflects the local history of ~~Indigenous Aboriginal~~ participation in sport.

For ~~Indigenous Aboriginal~~ people, Adelaide Oval provides a place where racial stereotyping can be ~~overcome~~ challenged through the ethos of sport, presenting an opportunity for participation and contest, irrespective of race.

~~While the Kurna are recognised as the traditional owners of the land occupied by the Adelaide Oval precinct, the Australian Federal Court determined on 21 March 2018 that Native Title has been extinguished. The rights of the Kurna through the Aboriginal Heritage Act 1988 remain in place.~~

While Native Title over the Adelaide Oval Precinct has been extinguished, the Australian Federal Court determined on 21 March 2018 that the Kurna people are the Traditional Owners of the Adelaide Plains region (including the Adelaide Oval Precinct). Further, the rights of the Kurna through the *Aboriginal Heritage Act 1988* remain in place" and

- Clarification at 27.1 – no more than 8 single day events
- Inclusion of reference to compliance with APLEM.

2. Advice 2 - Golden Wattle Park Community Land Management Plan & Building Concept

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the community engagement findings summarised in Attachment A to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020.
2. Supports the Community Land Management Plan for Golden Wattle Park/Mirnu Wirra (Park 21W) as per Attachment B to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020.

3. Notes the design intent of the preliminary building concept for Golden Wattle Park/Mirnu Wirra (Park 21W) as per Attachment C to Item 8.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 3 September 2020, which has been developed for the purpose of the lessee seeking external funding.
4. Supports considering a revised building concept based on the design intent once funding is secured by the lessee, subject to:
 - 4.1. The proposed ground footprint of the building not exceeding 465sqm as defined by the Adelaide Park Lands Building Design Guideline.
 - 4.2. The proposed above ground rainwater tanks are undergrounded or counted towards the building ground footprint.
 - 4.3. Examination of the visual and cost differences associated with incorporating and not incorporating an undercroft.

- END OF REPORT -

Lighting Strategy

ITEM 13.1 08/09/2020

Council

Council Member

Councillor Donovan

2018/04053

Public

Contact Officer:

Klinton Devenish, Director
Place

QUESTION ON NOTICE

Councillor Donovan will ask the following Question on Notice:

'Approximately one year ago, council was presented with the draft City of Adelaide Lighting Strategy. When can we expect to see the finalised Lighting Strategy, with actions and an implementation plan?'

REPLY

1. The intent of the draft lighting strategy was a guiding document for lighting typology and standards across the City and Park Lands and promotes the sustainable and consistent delivery of lighting in the City and Park Lands.
2. We are about to start the process of reviewing our Asset Management Plans and consulting with the community and Council to set our Asset Management Levels of Service. The feedback provided through the Lighting Strategy consultation will be incorporated in to the Lighting and Electrical Asset Management Plan ensure desired lighting design outcomes are incorporated and costed into our long-term renewal plans.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4 hours.
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- END OF REPORT -

City Access Strategy

ITEM 13.2 08/09/2020

Council

Council Member

Councillor Donovan

2018/04053

Public

Contact Officer:

Klinton Devenish, Director
Place

QUESTION ON NOTICE

Councillor Donovan will ask the following Question on Notice:

'The State Government and the City of Adelaide funded the development of a City Access Strategy, a 20-year transport strategy aimed at informing future developments, operations, and governance of transport networks within, and immediately surrounding the City of Adelaide. This was initially planned to be ready early 2020, then mid-2020. When can we expect to see the finalised City Access Strategy, and will it include priority actions and projects?'

REPLY

1. The City of Adelaide together with the State Government, have partnered to develop a City Access Strategy that has been funded by the Capital City Committee.
2. The City Access Strategy is a long-term plan that aims to provide a future transport network for all transport modes, to cater for future transport demands resulting from growth in population. Following the completion of the study, the City of Adelaide will aim to work with the State Government to prioritise projects from within the strategy and investigate options for implementation and funding.
3. The finalisation of the City Access Strategy and our ability to undertake detailed engagement has been impacted by COVID-19. In the coming months we still expect it to be finalised for a presentation to Council prior to engagement being undertaken in late 2020. This will be subject to the endorsement of the Capital City Committee and the newly appointed State Minister for Infrastructure and Transport.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4 hours.
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- END OF REPORT -

E-Scooters

ITEM 13.3 08/09/2020

Council

Council Member
Councillor Martin

2020/01106
Public

Contact Officer:
Mark Goldstone, Chief
Executive Officer

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'On Sunday August 30th 2020 the Sunday Mail published an article in which it detailed a tripping incident in September 2019 in Victoria Square involving scooters licenced by the City of Adelaide and owned by Beam PL. The incident led to legal action being taken against the City of Adelaide in 2020 by a former State Government Minister who claimed he had been injured. Could the Administration advise;

1. Why the matter was not brought to the attention of elected members, particularly when the subject of scooter licences and associated issues has been raised in public and confidential meetings of Council?
2. Whether the matter was raised in the confidential "litigation" reports to the Audit Committee of Council at any or all of its March, April, June, July or August 2020 meetings and, if not, why not?
3. If it is prepared to report to elected members in either public or in confidence about all legal actions it has taken or legal actions that have been taken against Council or legal actions that have been resolved in the preceding three months?'

REPLY

1. As Council Members are aware, this matter was communicated by E-News sent to all Council Members on 11 August 2020. As set out in that communication, this matter relates to an insurance claim and is currently coordinated by the Local Government Association Mutual Liability Scheme, who manages the claim on behalf of Council through its rights of subrogation.
2. This matter was also presented at the executive Strategic Risk an Internal Audit ("SRIA") group meeting on 19 August 2020 as part of the Litigation Update report and subsequently scheduled to be reported at the first ordinary meeting of the Audit Committee as part of the ongoing SRIA activities update reporting, in accordance with the Audit Committee's approved work plan.
3. The Litigation Update Report is already reported to Council Members. The SRIA Litigation Update Report (which addresses current litigation) forms part of the confidential report of the Audit Committee consistently presented to Council.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4 hours.
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- END OF REPORT -

Staffing by Service Area

ITEM 13.4 08/09/2020

Council

Council Member
Councillor Martin

2019/00551
Public

Contact Officer:
Clare Mockler, Deputy CEO &
Director Culture

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'In response to a Question on Notice, the Administration advised Council at its meeting on August 11th:

"Redundancies during the period 3 February 2020 and 7 August 2020 have occurred in the following service areas: People Experience, Small Business Advice and Support, Project Management, Aquatic Centre, Compliance, On Street Parking and Creative and Cultural Planning and Partnerships (Town Hall)."

Could the Administration further advise:

1. How many staff cuts have occurred in each of the areas it referred to and what have been the impacts, if any, to the provision of services to ratepayers or services to support administrative operation?
2. Have there been cuts to other areas not mentioned on August 11th and to these and other areas subsequent to August 11th and what have been the impacts, if any, to the provision of services to ratepayers or services to support administrative operations?
3. How many staff cuts have occurred since August 7th, 2020 and how many people at the City of Adelaide are there currently with advice that their positions could be made redundant or, alternatively, serving out periods of notice?

REPLY

1. The number of redundancies that occurred between 3 February and 7 August 2020 by service are as follows: People Experience (1), Small Business Advice and Support (2), Project Management (2), Aquatic Centre (1), Compliance (2), On Street Parking (1) and Creative and Cultural Planning and Partnerships (Town Hall) (1).
2. Between 7 August and 8 September further redundancies occurred in the following services: People Experience (2), Compliance (1), On-Street Parking (4), Helpdesk and Application Support Services (3), IT Business Engagement (1), Council Print Services (1), Design Management (1), Marketing Strategy (Brand and Consumer Insights) (1), and Web, Digital and Visual Content (1).
3. All roles that have been identified as redundant roles to date have been based on identified efficiencies or different ways of delivering the service as opposed to decreases in service levels.
4. The consultation process regarding three impacted roles is currently being finalised with the relevant employees.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4 hours.
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- END OF REPORT -

3. Council was briefed about the changes that were required to be made to traineeships, casuals and temporary employees during the COVID-19 pandemic and the enactment of the Business Continuity Plan at the time.
4. The media comments referred to were in relation to those roles recently impacted, as the Administration seeks to achieve Council's efficiency targets.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4.5 hours.
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- END OF REPORT -

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'At the meeting of Council on August 11th 2020, the Administration responded in writing to a question on notice about the nature of staff reductions, providing the following information:

1. The total number of people in permanent or fixed term contract employment at the City of Adelaide on 3 February 2020 was 831. In addition, there were 32 trainees, 217 casuals and 55 temporary employees.
2. The total number of people in permanent or fixed term contract employment at the City of Adelaide on 7 August 2020 was 783. In addition, there were 190 casuals and three temporary employees.
3. The total cost of separations between 3 February 2020 and 7 August 2020 has been \$1,082,190.50. These costs were contractual requirements in the form of payment in lieu of notice or the remainder of a fixed term contract, or redundancy entitlements (whichever was applicable).
4. Redundancies during the period 3 February 2020 and 7 August 2020 have occurred in the following service areas: People Experience, Small Business Advice and Support, Project Management, Aquatic Centre, Compliance, On Street Parking and Creative and Cultural Planning and Partnerships (Town Hall). In addition, two Associate Director roles were made redundant in this period.
5. There are 21 employees that we have recently had conversations with about proposed impacts to their role."

Excluding the 21 staff mentioned at point 5, the number of people who have their jobs terminated since February this year totalled almost 160.

On Channel 10 only 3 days later, the Lord Mayor was reported as saying "only about 20 staff have been cut so far". To provide clarity to elected members, to staff and to the community, could the Lord Mayor advise whether the 20 staff she referred to as having lost the jobs were part of the 159 separations since February 3rd, part of the 21 referred to at point 5 and a different and separate group of 20 staff?'

REPLY

1. The reduction in fixed term or permanent City of Adelaide employees from 3 February 2020 to 7 August 2020 was 48. 38 of these roles were fixed term contracts that ended, not terminations.
2. During that time, there was also a reduction in our trainees (32), casuals (27) and temporary employees (52), in response to the impact of the COVID-19 pandemic and associated restrictions on the City of Adelaide's operations.

3. Council was briefed about the changes that were required to be made to traineeships, casuals and temporary employees during the COVID-19 pandemic and the enactment of the Business Continuity Plan at the time.
4. The media comments referred to were in relation to those roles recently impacted, as the Administration seeks to achieve Council's efficiency targets.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 1 hour.
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- END OF REPORT -

Free Public Transport Tickets

ITEM 15.2 08/09/2020
Council

Council Member
Councillor Simms

2018/04053
Public

Contact Officer:
Klinton Devenish, Director
Place

MOTION ON NOTICE

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

'That:

Council requests that administration prepare a report with options to offer free bus, train and tram tickets to encourage visitors to the city.'

ADMINISTRATION COMMENT

1. Adelaide Metro offers two ticketing types: Metrocard for regular users and short-term (paper) tickets for infrequent users.
2. The key considerations to providing a ticket for free bus, train and tram tickets to encourage visitors to the city includes:
 - 2.1. The potential for misuse by commuters who already use public transport to travel to the City (and beyond) for work.
 - 2.2. Tickets are not location based and could be used for other purposes.
 - 2.3. Recent surveys have shown a high level of concern the general public has for using public transport, with concern only exceeded by travel by aeroplane and attendance at a large event, which could impact the effectiveness of the proposal (source: <https://www.mckinsey.com/business-functions/marketing-and-sales/our-insights/survey-australian-consumer-sentiment-during-the-coronavirus-crisis>)
 - 2.4. Due to the concerns raised regarding use of public transport in the current climate it may be more beneficial to promote visitors to the city through activations and promotions.
3. Metrocards are targeted at regular public transport users given the upfront cost of the card, hence they are less suitable for use as an incentive to visit the city by bus, train and tram. However, Metrocard users could potentially be reimbursed for public transport trips made for retail or leisure.
4. Short-term tickets are considered more suitable for a promotional offer to encourage visitors to the city. Adelaide Metro offers three short-term ticket options for regular fares (excluding concession and student tickets), including peak single trip (\$5.70), off-peak single trip (\$3.80), and daytrip (\$10.80).
5. There are benefits and drawbacks to offering each ticket type, including:

- 5.1. Peak period single trip tickets would be able to be used by commuters who would visit the city irrespective of the offer. Two tickets would have to be provided to allow for a round trip.
- 5.2. Off-peak single trip tickets would reduce utilisation by use by commuters but offer limited hours of travel and cannot be used on Saturdays. Two tickets would have to be provided to allow for a round trip.
- 5.3. Daytrip tickets would allow users to make a return trip on a single ticket and would be more cost-effective for CoA than providing two peak period single trip tickets. However, the likelihood of use by commuters also applies.
6. The number of tickets provided to visitors will be dependent on the funding allocated and the type of ticket offered. Funding will also be required to promote and administer the scheme.
 - 6.1. Current census data tells us that fifty-four thousand people commute to the city for work on public transport each day, this does not include visitors. This equates to somewhere between \$410,400 (off peak) to \$615,600 (peak) per day of public transport patronage revenue. Council may need to consider how and what type of commuter accesses free subsidised transport to the city and for what purpose.
7. If the Motion is successful, the Administration will seek to develop options to encourage use and offer public transport tickets for the use of retail and leisure visitors to the city. Consultation will be undertaken with the South Australian Public Transport Authority to assist with the development of options.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Not applicable
External consultant advice	Not applicable
Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	Not applicable
Budget reallocation	Cost of CoA funding free travel to be determined
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	20 hours
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 4.5 hours.

- END OF REPORT -

Masterplan for Hutt Street

ITEM 15.6 08/09/2020
Council

Council Member
Councillor Moran

2018/04053
Public

Contact Officer:
Klinton Devenish, Director
Place

MOTION ON NOTICE

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

'That:

the expensive master plan for Hutt Street be abandoned given the Deputy Lord Mayor has proposed a plan and publicly announced it.'

ADMINISTRATION COMMENT

1. Developing Master Plans (Action Plans) for Hutt Street (as well as Melbourne and O'Connell Streets), was an approved \$370,000 project within the 2019/20 Integrated Business Plan (IBP) to coordinate the improvement and reinvigoration of the main streets over time, and identify short, medium and long term actions to guide future investment in the streets, including engagement with businesses and the local community.
2. In April 2020, due to financial impacts of Covid-19, the unspent budget of \$232,000 was re-prioritised and further approved by Council as part of the 2020/21 Business Plan.
3. The Hutt Street Action Plan is well progressed, including a draft vision and objectives developed based on detailed site investigations, data collection and analysis, including a business and retail study. The Action Plan has been built on community and stakeholder engagement that has occurred over many years. This process has informed the identification of actions to be progressively delivered.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Hutt Street stakeholders and community to be advised that the Action Plan will be abandoned.
External consultant advice	Not applicable
Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	Hutt Street scheduled renewal works to be reviewed.

Budget reallocation	Reconsider/reallocate the portion of the \$232,000 2020/21 budget for developing the Hutt Street Action Plan.
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	Not applicable
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 5.5 hours.

- END OF REPORT -

Outdoor Activation Grants

ITEM 15.7 08/09/2020
Council

Council Member
Deputy Lord Mayor, Councillor
Hyde

2020/01487
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 overwhelming interest in the Outdoor Activation Grants announced by the City of Adelaide in partnership with the State Government earlier in August.
2. Notes the program has been funded by the State Government.
3. Notes that as at 31 August the City stopped receiving applications for the scheme due to the high volume of applications.
4. Contributes \$300,000 further to the program and reopens applications, reflecting the significant interest and uptake from local small businesses.
5. Requests a report on the success and uptake of the program is provided to the next Capital City Committee meeting, including exemplars of what the investment is delivering.'

ADMINISTRATION COMMENT

1. The City of Adelaide Outdoor Activation Grant opened on Thursday 20 August and receipt of applications ceased on Monday 31 August as indications were that the amount of funding sought exceeded the budget available. Applications have been received from businesses across the city and North Adelaide.
2. A total of 48 applications had been received before the applications were closed. One applicant has been advised that their application is ineligible as the works have already been completed.
3. A condition of the grant is that 80% of the costs would be funded via the grant with the remaining 20% being covered by the business owner. A maximum of \$10,000 (GST exclusive) is available per application.
4. The popularity of this grant shows that even during the currently challenging economic conditions, business owners are willing to invest in infrastructure and works that will assist their business.
5. When the grant was closed on 31 August, there were an additional 35 applications that had been commenced on-line and we have received a further 30 direct enquiries. We have advised these applicants that the current funding has been spent. If the Motion is adopted, we will contact these applicants to advise further funding is available.
6. With regard to reporting back to the Capital City Committee, if the Motion is adopted the Lord Mayor will report back to the Capital City Committee on this program.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Not applicable
External consultant advice	Not applicable
Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	Not applicable
Budget reallocation	If the Motion is supported, \$300,000 will need to be funded through savings to be identified through the Q1 budget reconsideration.
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	Preparation of the report for the Lord Mayor to provide to the Capital City Committee will take approximately 0.5 hours.
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 4.5 hours.

- END OF REPORT -

Central Market Arcade Redevelopment

ITEM 15.8 08/09/2020
Council

Council Member
Councillor Martin

2015/00903
Public

Contact Officer:
Ian Hill, Director Growth

MOTION ON NOTICE

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

'That Council:

Noting the Administration advised a public Council meeting on August 11th, 2020 that;

"...the Developer has been working closely with State Commission Assessment Panel (SCAP) and Office for Design and Architecture South Australia (ODASA) through the Pre-Lodgement Phase (including ODASA design review) and has indicated that they may be in the position to submit for approval to SCAP in September 2020."

and that the key terms of this 400 million dollar Central Market Arcade Redevelopment Project Delivery Agreement provides at;

- 2.4 Council has the right to object to the application if it considers that the application is inconsistent with the Project Design or constitutes a "Material Variation", being a variation which:
- 2.4.1 in the reasonable opinion of the Council substantially and adversely alters the external appearance of the Project;
 - 2.4.2 has a material adverse effect on compliance with the Council's Design Principles forming part of the Project Design;
 - 2.4.3 results in an increase to the Lettable Area of the Air Rights Development of more than 5%;
 - 2.4.4 introduces new uses to the Air Rights Development not contemplated in the PDA, or which substantially alters the areas for uses as set out in the PDA; and
 - 2.4.5 in Council's reasonable opinion has a material adverse impact on the functioning of the Returnable Works.

Requests that the Administration provides to elected members before the submission of any plans or designs to SCAP;

1. Copies of plans for the redevelopment including, but not limited to details of the "Returnable Works" showing retail and public areas, ingress and egress, traffic management arrangements during and after the development, public access points, any proposed integration with the Central Market, service areas, the relationship between the Returnable Works and the development of the air rights including the hotel and residential apartments, floor plates for all of the air rights development including public car parking and private car parking associated with the Project, incorporating written advice of any and all variations of substance to the artist's impressions and draft plans previously presented to Council.
2. Copies of the financial agreements between the City of Adelaide and the developer, including any changes to any income to be paid to the City of Adelaide in the event that there have been changes to the Project Design and/or the Air Rights.
3. A formal vote of Council to accept, to not accept or to propose changes to any aspect of the Project Design to ensure the best outcome for all stakeholders.'

ADMINISTRATION COMMENT

1. On 28 November 2019 Council resolved to approve ICD Property (the Developer) as its project development partner for the Central Market Arcade Redevelopment.
2. The Developer has been working collaboratively with the Administration and the Adelaide Central Market Authority (ACMA) to progress design matters enabling lodgement of a development application with the State Commission Assessment Panel.
3. Council has been updated on the design development process and has been advised that the concept aligns with Council's Guiding Principles and meets the requirements of the Project Delivery Agreement.
4. There has been no change to the existing financial arrangements between the Developer and the City of Adelaide.
5. The net cost for Council's returnable works is \$27.74 million (plus GST) with Council's returnable works comprising 6,000m² net lettable area of retail, 260 public car parks and basement loading/ servicing.
6. The Corporation of the City of Adelaide is the relevant party to the Project Delivery Agreement with the Chief Executive Officer as the delegate to approve the concept design prior to the lodgement of the development application.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Not applicable
External consultant advice	The specific information sought may require additional consultancy input to satisfy the request.
Legal advice / litigation (eg contract breach)	The Corporation of the City of Adelaide is the relevant party to the Project Delivery Agreement with the Chief Executive Officer as the delegate.
Impacts on existing projects	Timing implication with regard to lodgement of the development application.
Budget reallocation	Not applicable
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	Not applicable
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 5.0 hours.

- END OF REPORT -

Electronic Meetings and Standing Orders

ITEM 15.10 08/09/2020
Council

Council Member
Councillor Martin

2018/04066
Public

Contact Officer:
Mark Goldstone, Chief
Executive Officer

MOTION ON NOTICE

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

'That Council:

Noting that the elected body has decided to hold electronic meetings of Committees, workshops, briefings and, on occasions this year, Council, requests the Administration investigate:

1. Any amendments to Standing Orders that may be required to determine who should manage audio/vision and how, the manner in which elected members might pose procedural and other motions without the capacity to put such motions in accordance with current standing orders, protocols for locations for participating in such meetings (including security) and periodic breaks consistent with occupational safety standards. Any recommendations should be informed by standards which have been adopted by other local government areas in South Australia or other levels of government.
2. The use of hybrid technology to allow elected members willing to attend Town Hall for electronic meetings to do so in number in the Colonel Light Room.'

ADMINISTRATION COMMENT

1. In response to part 1 of the motion, the following information on electronic meetings is provided for context:
 - 1.1. In response to the COVID-19 public health emergency, a Ministerial Notice (the Notice) was issued on 30 March 2020 to vary and suspend certain provisions of *the Local Government Act 1999 (SA)* (the Act) to support councils to conduct remote/electronic meetings. For the City of Adelaide, meetings of both Council and The Committee were subsequently held electronically.
 - 1.2. On 7 April Council approved an addendum to the City of Adelaide Standing Orders to support the convening of, and procedure for, remote meetings of Council and committees. The updates were in accordance with the Notice provisions and Local Government Association (LGA) Guidelines.
 - 1.3. The facilitation of electronic meetings has been managed by Governance; this includes hosting and streaming the meetings to allow public viewing. The LGA Guidelines provide no specific requirements for the location of Members joining meetings electronically except to suggest that they should be in a quiet room and the need to observe confidentiality provisions.
 - 1.4. During electronic meetings the Presiding Member, with governance support, manages the audio of participants to ensure only one person is speaking at a time, in accordance with Regulation 29 of the *Local Government Association (Procedures at Meetings) Regulations 2013* (the Regulations).

- 1.5. From 1 July 2020 all meetings resumed in person in accordance with density and social distancing restrictions imposed for public attendance by the Commissioner of Police.
 - 1.6. At its meeting on 14 July, Council approved the use of Zoom (or other remote conferencing software) for meetings of The Committee unless determined otherwise at the discretion of the Chief Executive Office in consultation with the Presiding Member.
 - 1.7. A report will be presented to The Committee on 6 October 2020, followed by Council on 13 October 2020 to seek approval of the updated Terms of Reference for The Committee to cover ongoing meetings of The Committee electronically, as per the decision of Council on 14 July.
2. To assist with further context in response to part 1 of the motion the following information on the governance structure and procedures for The Committee is provided:
 - 2.1. Part 2 of the Regulations, observed at meetings of Council, do not automatically apply to The Committee. The procedures for The Committee are as prescribed by parts 1, 3 and 4 of the Regulations, relevant sections of the Standing Orders and as prescribed in The Committee Terms of Reference
 - 2.2. On 10 December 2019 Council approved the current governance structure which required all decisions to be made by Council. The Committee can therefore only make procedural decisions relating to adoption of minutes, exclusion of the public and confidentiality orders. In accordance with section 89(2) of the Act, a meeting can also adjourn.
 - 2.3. The governance procedures at The Committee have not changed when meetings are held electronically. The only implications have been the use of the electronic raise hand option to indicate the wish to speak.
 - 2.4. If Members would like to apply formal motions in The Committee, then a decision of Council to vary the current operating procedures of the governance structure would be required.
 - 2.5. The Standing Orders currently allow for the Presiding Member of The Committee to call a formal break after two hours, this has not been warranted given the duration of recent meetings. In addition, a Member may move a motion to adjourn the meeting at any time in accordance with section 89(2) of the Act.
 3. With respect to part 2 of the motion relating to hybrid technology, if Members would like to participate from Town Hall they have been and may continue to join the meeting from their offices without the need for headphones. If the preference is for more than one Member to participate from the Colonel Light Room, headphones are needed so the sound emanating from their devices does not create echoing sound.
 4. There are advanced investigations underway on using another platform to support ongoing electronic meetings which can be implemented in various hybrid forms including where meetings are convened from the Colonel Light Room and one or more Members may need to participate remotely. The implementation of this new platform is dependent on updated equipment and may need a replacement of outdated audio equipment in the Colonel Light Room. Any structural upgrades will require heritage considerations.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:

Public consultation	If the motion is carried and further investigations result in updates being required to the Standing Orders relating to the use of section 90 and 91 of the Act, public consultation may be required. Previous public consultation undertaken in accordance with section 92 of the Act was at an approximate cost of \$1,500.
External consultant advice	Not applicable
Legal advice / litigation (eg contract breach)	If the motion is carried, some external legal advice may need to be sought to verify legislative compliance.
Impacts on existing projects	Not applicable but note report being prepared for Council on 13 October (via The Committee on 6 October) to consider the updated Terms of Reference which may be impacted.
Budget reallocation	Not applicable
Capital investment	Not applicable

Staff time in preparing the workshop / report requested in the motion	It will take several hours to review the Standing Orders, the length of time taken will depend on the level of change required. There will also be time spent to prepare a report to present back to Council.
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 4.5 hours.

- END OF REPORT -