



COUNCIL MINUTES

for the meeting

Tuesday 13 April 2021

in the Council Chamber,
Adelaide Town Hall



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

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.'

Councillor Abrahamzadeh entered the Council Chamber at 5.33 pm

Prayer

Upon the completion of the Acknowledgement of Colonel Light by the Lord Mayor, the Acting 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 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 – 9/3/2021 & 23/3/2021 [C]

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

That the Minutes of the meeting of the Council held on 9 March 2021 and the Special meeting of the Council held on 23 March 2021, be taken as read and be confirmed as an accurate record of proceedings.

Carried

Deputations

The Lord Mayor advised the meeting that there had been one deputation request received from Mr David Burton which had been declined as it had been received outside of the timelines.

Petitions

2. Item 8.1 - Petition — Sturt Street and Russell Street Safety Issues [2018/04073] [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Receives the petition containing 18 signatories, distributed as a separate document to Item 8.1 on the Agenda for the meeting of the Council held on 13 April 2021, which states that the Sturt Street and Russell Street, Adelaide area has serious safety issues and requests that Council sets up powerful cameras on Sturt Street and Russell Street.

Carried

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

3. Item 9.1 - Advice of the Adelaide Park Lands Authority – 25/3/2021 [2018/04062] [C]

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

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

1. Advice 1 – North Terrace Trunk Main Replacement

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the preferred SA Water option 2 in the Options Endorsement Submission outlined in Attachment A to Item 5.1 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 25 March 2021, noting the recommended option will result in the section of pipeline along Botanic Road to be decommissioned and replaced with a new pipeline approximately 450 metres along Rundle Road, through the eastern end of the east Park Lands to connect into the existing trunk main at the Botanic Road/Hackney Road intersection.
2. Supports the removal of 12 unregulated trees and the replacement strategy as identified in Attachment B to Item 5.1 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 25 March 2021.
3. Supports the proposed Tree Protection Measures of a further 5 trees, for trees to be retained adjacent to the construction corridor under the supervision of the Project Arborist (including 3 regulated trees and 1 regulated tree that is exempt).

2. Advice 2 – Adelaide Oval Precinct Draft Community Land Management Plan

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the community engagement findings summarised in the Community Engagement Summary for the draft Community Land Management Plan for the Adelaide Oval Precinct Part of Tarntanya Wama (Park 26), included as Attachment A to Item 5.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 25 March 2021.
2. Supports the draft Community Land Management Plan for the Adelaide Oval Precinct / part of Tarntanya Wama (Park 26) which, based on community engagement findings, includes reducing the number of single-day community, cultural or music events permitted on Oval No. 2 each calendar year to six, and included as Attachment B to Item 5.2 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 25 March 2021.

Carried

4. Item 9.2 - Advice/Recommendations of the Audit Committee – 19/3/2021 [2018/04062] [C]

Moved by Councillor Knoll,
Seconded by Councillor Hyde –

1. Report of the Audit Committee – 19 March 2021

THAT COUNCIL

1. Notes the report of the meeting of the Audit Committee held on 19 March 2021.

Carried

The Lord Mayor advised the meeting that due to the presence of legal counsel in the gallery for an additional confidential Presiding Member's Report - CEO Update, the confidential items on the agenda would be brought forward to be considered before the Reports for Council (Chief Executive Officer's Reports).

Exclusion of the Public

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

For the following Presiding Members report for Council seeking consideration in confidence

13.1 Presiding Member's Report – CEO Update [s 90(3) (a) & (h)]

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

12.1.1. Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra (Park 12) [s 90(3) (b)]

ORDER TO EXCLUDE FOR ITEM 13.1

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Having taken into account the relevant consideration contained in section 90(3) (a) & (h) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 13 April 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 13.1 [Presiding Member's Report – CEO Update] 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 contains matters that concern the personal affairs (medical condition) of the Chief Executive Officer of the Council. By maintaining the confidentiality of this report, the privacy of the Chief Executive Officer will be respected.

This Item is also confidential because it contains a summary of a discussion between the Council and its legal representatives, which included the provision of legal advice.

The disclosure of this report would waive legal privilege and involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 13 April 2021 orders that the public (with the exception of Justin Lynch, Jenny McFeat (City of Adelaide) and Sathish Dasan (Norman Waterhouse)) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 13.1 [Presiding Member's Report – CEO Update] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (a) & (h) of the Act.

Carried

ORDER TO EXCLUDE FOR ITEM 12.1.1

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

THAT COUNCIL

1. Having taken into account the relevant consideration contained in section 90(3) (b) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 13 April 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.1 [Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra Park 12] 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 commercial information of a confidential nature (not being a trade secret) the disclosure of which may prejudice the ability to undertake/participate in future negotiations on the proposal and prejudice the Council's commercial position and opportunity for Council to participate in future like considerations or discussions.

Public Interest

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in release of information prior to the finalisation of 'commercial in confidence' negotiation with the proponent and because the disclosure of Council's commercial position may severely prejudice Council's ability to discuss/participate or influence a proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 13 April 2021 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 [Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra Park 12] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 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 Items 12.1.1 & 13.1 left the Council Chamber at 5.38 pm.

Confidential Item 13.1

Presiding Member's Report – CEO Update

Section 90 (3) (a) & (h) of the *Local Government Act (SA) 1999*

Page 5

Confidential Item 12.1.1

Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)

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

Page 5

The meeting re-opened to the public at 5.57 pm

Confidentiality Orders

Minute 6 - Item 13.1 - Presiding Member's Report – CEO Update [C]

Confidentiality Order

In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999 (SA)* and because Item 13.1 [Presiding Member Report – CEO Update] listed on the Agenda for the meeting of Council held on 13 April 2021 was received, discussed and considered in confidence pursuant to Section 90(3) (a) & (h) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that:

1. The report, minutes of the meeting, the discussion and any other associated information submitted to this meeting in relation to the matter remain confidential and not available for public inspection until the person no longer resides in the State of South Australia for a period of at least one year.
2. The confidentiality of this matter be reviewed in December 2022.
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 7 - Item 12.1.1 - Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12) [C]

Resolution & Confidentiality Order

THAT COUNCIL

1. Notes the report.
2. Approves Council entering into lease negotiations with the Torrens Rowing Club for the Rowing Club Building with further consideration given to operating hours.
3. In accordance with Section 91(7) and (9) of the *Local Government Act 1999 (SA)* and because Item 12.1.1 [Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)] listed on the Agenda for the meeting of the Council held on 13 April 2021 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of the Council do order that
 - 3.1 The resolution become public information and included in the Minutes of the meeting.
 - 3.2 The report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2023.
 - 3.3 The confidentiality of the matter be reviewed in December 2022.
 - 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.

Adoption of Items

8. Adoption of Items 10.6, 10.10 & 10.12 [C]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Khera –

That the following Items 10.6, 10.10 & 10.12 be adopted as presented, namely –

Item 10.6 - Increase in Contract Award Value - Events Infrastructure Upgrade [2018/04441] Presented to Committee on 6/4/2021 [C]

THAT COUNCIL

- 1 Approves increasing the contract sum to over \$1,000,000 in accordance with the Procurement Policy and Chief Executive Officer Delegations of Authority.
- 2 Authorises the Chief Executive Officer to approve any variations (financial and non-financial) to the contract going forward to meet the scope of the project.

Item 10.10 - SA Water Trunk Main Replacement [2021/00622] Presented to Committee on 6/4/2021 [C]

THAT COUNCIL

1. Notes SA Water proposal to construct in the Park Lands as per Attachment A to Item 10.10 on the Agenda for the meeting of the Council held on 13 April 2021. The recommended options will result in the section of pipeline along Botanic Road to be decommissioned and will be replaced with a new pipeline approximately 450 metres along Rundle Road, through the eastern end of the east Park Lands and will connect into the existing trunk main at the Botanic Road/Hackney Road intersection.
2. Approves the removal of 12 unregulated trees and the replacement strategy as identified in the Landscape Plan, Attachment B to Item 10.10 on the Agenda for the meeting of the Council held on 13 April 2021.
3. Notes proposed Tree Protection Measures of a further 5 trees, for trees to be retained adjacent to the construction corridor under the supervision of the project Arborist (including 3 regulated trees and 1 regulated tree that is exempt).

Item 10.12 - Progress of Motions by Elected Members [2018/04074] [C]

THAT COUNCIL

1. Notes the report.

Carried

Reports for Council (Chief Executive Officer's Reports)

9. Item 10.1 - Item 10.1 - Draft Homelessness, Social and Affordable Housing Policy [2021/00082] Presented to Committee on 6/4/2021 [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Approves the draft Homelessness, Social and Affordable Housing Policy (Attachment A to Item 10.1 on the Agenda for the meeting of the Council held on 13 April 2021) and Background Paper: Homelessness, Social and Affordable Housing (Attachment B to Item 10.1 on the Agenda for the meeting of the Council held on 13 April 2021) for targeted stakeholder engagement, with the following changes to Attachment A:
 - 1.1. Under section 3.0 of the policy, remove the clauses related to facilitating community housing and track changes as necessary,
 - 1.2. Under section 4.0 of the policy, remove the clauses related to facilitating fixed price purchasing and track changes as necessary,
 - 1.3. Under section 5.0 of the policy, change the words “low to middle income earners” to “key city workers”
2. Notes that the final Homelessness, Social and Affordable Housing Policy will be presented to Council upon the completion of the stakeholder engagement and consideration of submissions, for endorsement at a later date.
3. Notes the Background Paper: Homelessness, Social and Affordable Housing (Attachment B to Item 10.1 on the Agenda for the meeting of the Council held on 13 April 2021) will be updated following the decision of Council on the Home Buyer's Rate Remission Scheme (to be presented at the meeting of the Council held on 11 May 2021).

Discussion ensued

The motion was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (6):

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

Against (4):

Councillors Donovan, Mackie, Martin and Moran.

The division was declared in favour of the motion

10. Item 10.2 - Homelessness Services Coordination Feasibility Study and Aboriginal Mobility Data Report [2021/00083] Presented to Committee on 6/4/2021 [C]

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

THAT COUNCIL

1. Notes the receipt of final reports, 'Ending homelessness in the Inner City through service coordination: feasibility study' and 'Aboriginal Mobility Data Project' as per Attachment A and Attachment B to Item 10.2 on the Agenda for the meeting of the Council held on 13 April 2021, delivered by The Australian Alliance for Social Enterprise (TAASE) and funded by the City of Adelaide through the Adelaide Zero Project.
2. Approves the utilisation of the unspent \$95,000 allocated towards the recommendations of the Institute of Global Homelessness Report to facilitate the implementation of recommendations from the Aboriginal Mobility Data Project and quick, coordinated responses to the current need of remote visitors in the city in partnership with Government and non-government services.

The motion was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (9):

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

Against (1):

Councillor Martin.

The division was declared in favour of the motion

11. Item 10.3 - Seeking variation of the Encroachment Policy – Hurtle Square [2021/00136] Presented to Committee on 6/4/2021 [C]

Councillor Abrahamzadeh disclosed a perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he is a member of the City of Adelaide Council Assessment Panel and participating in the debate on this matter may in his view give rise to a reasonable presumption of pre-judging a development proposal or application, which would be a breach of the CAP Code of Conduct, withdrew his Chair and left the Council Chamber at 6.21 pm.

Councillor Mackie disclosed a perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he has a contractual relationship with the proponent, withdrew his Chair and left the Council Chamber at 6.21 pm.

Councillor Martin disclosed a perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, withdrew his Chair and left the Council Chamber at 6.22 pm.

The Lord Mayor (Sandy Verschoor) disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because she was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of her intention to remain in the Council Chamber.

Councillor Donovan disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because she was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of her intention to remain in the Council Chamber, participate in the debate and vote.

Councillor Khera disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of his intention to remain in the Council Chamber, participate in the debate and vote.

Councillor Knoll disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of his intention to remain in the Council Chamber, participate in the debate and vote.

Councillor Hyde disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of his intention to remain in the Council Chamber, participate in the debate and vote.

Deputy Lord Mayor (Councillor Couros) disclosed a possible perceived conflict of interest in Item 10.3 [Seeking variation of the Encroachment Policy – Hurtle Square], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because she was involved with the proponent's appointment as Board Member on the Adelaide Economic Development Agency, and advised the meeting of the Council of her intention to remain in the Council Chamber, participate in the debate and vote.

It was then -

Moved by Councillor Moran,
Seconded by Councillor Hyde –

THAT COUNCIL

1. Approves the waiving of compliance with the Encroachment Policy and Operating Guidelines for the canopy to Hurtle Square as shown in Attachment A to Item 10.3 on the Agenda for the meeting of the Council held on 13 April 2021.

Discussion ensued

The motion was then put and carried

Councillors Abrahamzadeh, Mackie and Martin re-entered the Council Chamber at 6.27 pm

12. Item 10.4 - Item 10.4 - Waive Land Management Agreement [DA/516/2020] Presented to Committee on 6/4/2021 [C]

Councillor Abrahamzadeh disclosed a perceived conflict of interest in Item 10.4 [Waive Land Management Agreement], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), because he is a member of the City of Adelaide Council Assessment Panel and participating in the debate on this matter may in his view give rise to a reasonable presumption of pre-judging a development proposal or application, which would be a breach of the CAP Code of Conduct, withdrew his Chair and left the Council Chamber at 6.27 pm.

It was then -

Moved by Councillor Hyde,
Seconded by Councillor Knoll –

THAT COUNCIL

1. Notes that Development Application DA/516/2020 as shown in Attachment A to Item 10.4 on the Agenda for the meeting of the Council held on 13 April 2021 is not substantially in accordance with the original Development Plan Consent (in regard to the proposed height, roof deck, streetscape presentation, roof form, setbacks and fencing) that forms part of the LMA affecting the subject site (Lot 9 MacKinnon Parade, North Adelaide).
2. Approves waiving compliance with the LMA as shown in Attachment B to Item 10.4 on the Agenda for the meeting of the Council held on 13 April 2021 for those elements identified in recommendation 1 above, notwithstanding the merits of the Development Application are to be assessed as part of the development assessment process
3. Notes the planning merits of the Development Application will be assessed through the City of Adelaide Council Assessment Panel (CAP).

Discussion ensued

The motion was then put and carried

Councillor Moran requested that a division be taken on the motion

Division

For (5):

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

Against (4):

Councillors Donovan, Mackie, Martin and Moran.

The division was declared in favour of the motion

13. Item 10.5 - Proposal for Adelaide Cabaret Festival's 'The Famous Spiegel-tent' [2021/33569] Presented to Committee on 6/4/2021 [C]

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

THAT COUNCIL

1. Approves the Adelaide Festival Centre to operate the Adelaide Cabaret Festival's 'The Famous Spiegel-tent' from Monday 31 May until Friday 2 July 2021.
2. Approves the 'Adelaide Cabaret Festival 2021' event to operate beyond 12 midnight and until 2:00am on Thursday nights, 3:00am on Fridays, Saturday and the Sunday night of the long weekend during the event period as per the event management approach in Attachment A to Item 10.5 on the Agenda for the meeting of the Council held on 13 April 2021.
3. Authorises 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.

Much discussion ensued, during which:

- Councillor Abrahamzadeh re-entered the Council Chamber at 6.34 pm
- Lord Mayor, Sandy Verschoor disclosed a material conflict of interest in Item 10.5 Proposal for Adelaide Cabaret Festival's 'The Famous Spiegel-tent', pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), because she is a Board Member of the Festival Centre Trust, withdrew her Chair and left the meeting at 6.37 pm, whereupon the Deputy Lord Mayor (Councillor Couros) took the Chair.

The motion was then put and carried

Councillor Hyde requested that a division be taken on the motion

Division

For (8):

Councillors Abrahamzadeh, Donovan, Hou, Hyde, Khera, Knoll, Mackie and Moran.

Against (1):

Councillor Martin.

The division was declared in favour of the motion

The Lord Mayor re-entered the Council Chamber at 6.51 pm and retook the Chair.

Councillor Moran left the Council Chamber at 6.51 pm

14. Item 10.7 - Increase in Contract Award Value - Quentin Kenihan Inclusive Playspace [2020/00478] Presented to Committee on 6/4/2021 [C]

Moved by Councillor Martin,
Seconded by Councillor Mackie –

THAT COUNCIL

1. Approves increasing the contract sum to over \$1,000,000 in accordance with the Procurement Policy and Chief Executive Officer Delegations of Authority.
2. Authorises the Chief Executive Officer to approve any variation (financial and non-financial) to the contract going forward to meet the scope of the project.
3. That the Acting CEO writes to the Auditor General advising State Government funds have been expended by the City of Adelaide on a project that experienced design and safety issues and in such a manner not consistent with State Government standards or expectations.

Discussion ensued, during which Councillor Moran re-entered the Council Chamber at 6.56 pm

Amendment –

Moved by Councillor Knoll,
Seconded by Councillor Hou –

That the motion be amended to read as follows:

THAT COUNCIL

1. Approves increasing the contract sum to over \$1,000,000 in accordance with the Procurement Policy and Chief Executive Officer Delegations of Authority.
2. Authorises the Chief Executive Officer to approve any variation up to \$500,000 (financial and non-financial) to the contract going forward to meet the scope of the project.'

Discussion ensued, during which with the consent of the mover, seconder and the meeting Part 2 of the amendment was varied to include the words 'as requested by the stakeholder group and the Kenihan family' after the word 'project'.

The amendment, as varied, was then put and carried

Discussion continued

The motion, as amended, was then put and carried

15. Item 10.8 - Adelaide Oval Precinct Draft Community Land Management Plan [2011/02224] Presented to Committee on 6/4/2021 [C]

Councillor Moran left the Council Chamber at 7.34 pm

It was then -

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

THAT COUNCIL

1. Notes the community engagement findings summarised in the Community Engagement Summary for the draft Community Land Management Plan for the Adelaide Oval Precinct Part of Tarntanya Wama (Park 26), included as Attachment A to Item 10.8 on the Agenda for the meeting of the Council held on 13 April 2021.
2. Adopts the draft Community Land Management Plan for the Adelaide Oval Precinct / part of Tarntanya Wama (Park 26) which includes setting the maximum number of single-day community, cultural or music events permitted on Oval No 2 each calendar year to six, with the specific approval of the CEO (noting that any further events on Oval No 2 would require an amendment to the Community Land Management Plan), and included as Attachment B to Item 10.8 on the Agenda for meeting of the Council held on 13 April 2021, subject to:
 - 2.1 The inclusion of the changes identified in Link 2 in the Data And Supporting Information section of this report.
 - 2.2 The agreement of the Minister as required under section 7(11) of the Adelaide Oval Redevelopment and Management Act, 2011.

Much discussion ensued, during which:

- Councillor Moran re-entered the Council Chamber at 7.37 pm, left at 7.50pm and re-entered at 7.51 pm
- Councillor Hyde left the Council Chamber at 7.39 pm and re-entered at 7.41 pm

The motion was then put and carried

Councillor Moran requested that a division be taken on the motion

Division

For (7):

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

Against (3):

Councillors Mackie, Martin and Moran.

The division was declared in favour of the motion

Councillors Khera and Mackie left the Council Chamber at 7.56 pm

16. Item 10.9 - Draft Community Land Management Plan: General Provisions [2019/01693] Presented to Committee on 6/4/2021 [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Approves the draft General Provisions of the Adelaide Park Lands Community Land Management Plan as per Attachment A to Item 10.9 on the Agenda for the meeting of the Council held on 13 April 2021, being released for statutory consultation, subject to consultation with the Minister for Planning and Local Government.

Discussion ensued, during which:

- Councillor Khera re-entered the Council Chamber at 7.59 pm
- Councillor Mackie re-entered the Council Chamber at 8.00 pm

The motion was then put and carried

Councillor Moran requested that a division be taken on the motion

Division

For (6):

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

Against (4):

Councillors Hyde, Mackie, Martin and Moran.

The division was declared in favour of the motion

The Lord Mayor advised the meeting that Item 10.11 - Draft 2021-2022 Business Plan & Budget and Long Term Financial Plan for Public Consultation, would be considered after the 6 Motions on Notice that effect the budget.

17. Item 10.13 - Cultural Investigation Report – Delivering on the Acting Chief Executive Officer Initial Actions [2013/01266] [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Endorses the response to the Local Government Association of SA *Behaviour Management Framework Discussion Paper* at Attachment A to Item 10.13 on the Agenda for the meeting of the Council held on 13 April 2021.
2. Adopts the following additions to Standing Order 21 in the City of Adelaide Standing Orders, effective immediately.

In dealing with Council staff, Council Members shall:

- 2.1. Always uphold the Behavioural Code as outlined in the Code of Conduct for Council Members.
- 2.2. Use the process provided by the Chief Executive Officer for directing queries to Council staff (eg Elected Member Request System).
- 2.3. Comply with the City of Adelaide Use of Information Systems Operating Guideline when communicating via email (noting these guidelines also apply to communications with Council Members and other stakeholders)
- 2.4. Not copy Council staff (other than the Chief Executive Officer) into communications, unless otherwise advised or authorised by the Chief Executive Officer in the context of reasonable Council business needs.
- 2.5. Direct questions in a respectful manner through the Lord Mayor/Chair and the Chief Executive Officer at Council and Council Committee meetings.

Much discussion ensued, during which Councillor Moran left the Council Chamber and re-entered at 8.13 pm

The motion was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (9):

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

Against (1):

Councillor Martin.

The division was declared in favour of the motion

It was then –

Moved by Councillor Martin,
Seconded by Councillor Mackie -

That the meeting be adjourned to a date and time to be determined.

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 Moran.

Against (6):

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

The division was declared against the motion

The meeting **adjourned at 8.50 pm** for a 20-minute break **and reconvened at 9.15 pm** with the following Council Members present:

The Right Honourable the Lord Mayor, Sandy Verschoor (Presiding), Deputy Lord Mayor (Councillor Couros) and Councillors Abrahamzadeh, Donovan, Hou, Hyde, Khera, and Knoll.

Lord Mayor's Reports

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

The Lord Mayor addressed the meeting as follows:

'We have had some fantastic projects come to fruition over the past month.

We celebrated the launch of three of our City of Music Laneways – Sia Lane, No Fixed Address Lane and Cold Chisel Lane - and it was an honour to be joined by the members of No Fixed Address and Jimmy Barnes for the occasions. The project recognises Adelaide's musical greats and will attract music fans and tourists to our city. The lanes feature signage and public art paying tribute to the musicians.

We witnessed a pandemic-defying success with Adelaide's festival season last month and I am in awe of what Adelaide has achieved. It was my pleasure to welcome artists and organisers of the Adelaide Fringe, WOMADelaide, Adelaide Writer's Week and the Adelaide Festival to the Adelaide Town Hall for a civic event on 11 March expressing the City of Adelaide's appreciation for their hard work in pulling off this year's festival season, while keeping everyone safe and adhering to COVID-19 restrictions.

Adelaide is the festival state, and following last month's success, I attended the launch of Illuminate Adelaide last week. This new major annual winter event will take over our city streets, laneways and buildings from 16 July - 1 August 2021, celebrating innovation, music, art, technology and light.

I'd like thank the Premier for this investment as well as co-founders and creative directors Rachael Azzopardi and Lee Cumberlidge. As part of Illuminate Adelaide, we will have the exhibition Van Gough Alive at 88 O'Connell Street beginning on 24 June, which will be fantastic for the businesses along O'Connell street and draw people to North Adelaide.

The Van Gough exhibit was one of the topics discussed at my O'Connell Street Roundtable meeting last week with traders along with various improvements to the street's amenity that are being considered.

On Friday April 10, I attended the launch of the Collections Project. This is a partnership with Guildhouse and is one of the City of Adelaide's 2020 Cultural Strategic Partnerships, which were delayed due to COVID. These partnerships are a series of projects and initiatives, which will build on Adelaide's reputation as a Mecca for arts and culture.

I marked Harmony Day by welcoming new Australian citizens at a citizenship ceremony at the Adelaide Town Hall on 19 March.

I also celebrated International Women's Day on 10 March. I spoke at a Showcase SA luncheon with Young Australian of the Year Isobel Marshall, Chief Scientist for South Australia Caroline McMillen, Founder of Body Image Movement Taryn Brumsfitt and the Community Builder of Impact100 SA and founder of Young Impact SA Kathryn House.

I and the Deputy Lord Mayor then hosted a group of students from Adelaide Botanic High School, St Mary's College, St Aloysius College and Pulteney Grammar School for afternoon tea in the council chamber. The students asked us great questions about women in leadership and local government and we encouraged them to dream big.

Actively supporting and mentoring young women, planning for succession and always being open to new ideas and ways of doing things is so important and I hope more women will consider using their voice and standing for local government to represent the community.'

During the presentation:

- Councillor Martin re-entered the Council Chamber at 9.17 pm
- Councillor Khera left the Council Chamber at 9.17 pm and re-entered at 9.18 pm

It was then -

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

That the report be received and noted.

Carried

Councillors' Reports

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

Councillor Knoll addressed the Council Chamber to present a plaque received from Results for the City of Adelaide's support of the Light Up Red for TB campaign, for World Tuberculosis Day.

It was then -

Moved by Councillor Hyde,
Seconded by Councillor Martin -

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 13 April 2021).
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 13 April 2021).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 13 April 2021 be included in the Minutes of the meeting.

Discussion ensued

Councillor Martin provided a verbal update on a community group that had undertaken a protest meeting regarding the 88OC development.

The motion was then put and carried

Questions on Notice

20. Item 15.1 to Item 15.7 – Questions on Notice [C]

- 15.1 Councillor Hyde – Question on Notice – By-election costs
- 15.2 Councillor Hyde – Question on Notice – Financial Viability
- 15.3 Councillor Hyde – Question on Notice – Infrastructure: Budgets vs Actuals
- 15.4 Councillor Martin - Question on Notice – Marketing 88 O'Connell
- 15.5 Councillor Martin - Question on Notice - Homelessness Support Service Funding

- 15.6 Councillor Martin - Question on Notice - Rental Income Central Market Arcade
- 15.7 Councillor Martin - Question on Notice - Central Market Arcade Redevelopment
- 15.8 Councillor Martin - Question on Notice - City of Adelaide Consultations
- 15.9 Councillor Martin - Question on Notice - North Adelaide Door Knocking
- 15.10 Councillor Hyde - Question on Notice - Stormwater Drainage Network
- 15.11 Councillor Hyde – Question on Notice – Historic Asset Sales

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

The tabled Reply's for Items 15.1 – 15.11 are attached for reference at the end of the Minutes of this meeting.

Question without Notice

Discussion ensued

Motions on Notice

21. Item 17.13 - Councillor Hyde – Motion on Notice – City Shaping Project Funding [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh -

That Council:

1. Notes the imminent Central Market Arcade Redevelopment will deliver a new large income stream to the City of Adelaide's ratepayers, presenting the greatest return on an investment the City has experienced and the largest city shaping project the City has undertaken since its founding.
2. Notes the newly established Future Fund allows for the reinvestment of proceeds from the sale of assets, in a groundbreaking first for the City of Adelaide, which has traditionally used the proceeds of such sales to fund general operations or non-critical infrastructure enhancements.
3. Resolves that the Future Fund will be used to fund the City of Adelaide's approximate \$28 million contribution to the Central Market Arcade Redevelopment project, limiting borrowings and supporting economic, residential, social and cultural growth within the City of Adelaide.
4. Requests the Administration amend the Long Term Financial Plan to reflect this resolution.

Discussion ensued

The motion was then put and carried

Councillor Hyde requested that a division be taken on the motion

Division

For (6):

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

Against (2):

Councillors Donovan and Martin.

The division was declared in favour of the motion

Item 17.13 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

22. Item 17.14 - Councillor Hyde – Motion on Notice – Adelaide Aquatic Centre Capital Works [2021/00600] [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh -

That Council:

1. Notes that the Administration are preparing plans for a new Adelaide Aquatic Centre and will put this project to the State Government ahead of the June State Budget.
2. Notes that in excess of \$16 million sits within our Long Term Financial Plan for capital expenses at the Adelaide Aquatic Centre.

3. Affirms its intent to keep the current Adelaide Aquatic Centre functioning while a new Centre is constructed, on the condition that the City of Adelaide receives funding that is substantial enough to construct a new Centre by 30 June 2022.
4. Resolves to remove all capital works for the Adelaide Aquatic Centre from our ongoing works programs for the years after the 2023-24 Financial Year and amends our relevant Asset Management Plan for Buildings Policy accordingly.
5. Requests Administration amend our Long Term Financial Plan to reflect the above resolution.

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. Affirms its intent to keep the current Adelaide Aquatic Centre functioning while a new Centre is constructed, on the condition that the City of Adelaide has a viable funding model that is substantial enough to construct a new Centre by 30 June 2022.'

The motion, as varied, was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (6):

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

Against (2):

Councillors Donovan and Martin.

The division was declared in favour of the motion

Item 17.14 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

23. Item 17.15 - Councillor Hyde – Motion on Notice – Strategic Investment [2017/04450] [C]

Moved by Councillor Hyde,
Seconded by Councillor Knoll -

That Council:

1. Notes the cost of 'like-for-like' replacement of the Rundle UPark is included within our Long-Term Financial Plan (LTFP) at around \$50 million.
2. Resolves not to undertake such a replacement and requests the Administration removes the assumption from the Long-Term Financial Plan and accordingly amends the Asset Management Plan for Buildings Policy to reflect this change.
3. Resolves to undertake an EOI process at some point before the building asset reaches the end of its life and that the EOI process will explore joint venture opportunities that would realise the immense development potential of such a site in the heart of the Adelaide CBD while also allowing for the construction of a new car park to be used as a similarly profitable UPark operation in the future, similar to the recent air rights development (Central Market Arcade) where Council retains on to its current holdings as part of any future development.
4. Requests that the above EOI process consider adaptable reuse opportunities for any car park that the City would retain.

Discussion ensued, during which Councillor Donovan left the meeting at 10.00 pm

The motion was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of the motion

24. Item 17.16 - Councillor Hyde – Motion on Notice – Living within our means [2021/00600] [C]

Moved by Councillor Hyde,
Seconded by Councillor Khera -

That Council:

1. Resolves it will present a balanced business plan and budget for community consultation for the 2021-22 Financial Year.
2. Requests Administration implement permanent and ongoing budget repair measures over the course of the coming financial year to return the 2021-22 budget to an operating surplus.
3. Strongly urges the Administration consider the following in returning us to an operating surplus:
 - a. Driving patronage of the City's commercial operations such as Council's UParks and Golf Course, without increasing charges for these services above what was already resolved in the December meeting of council
 - b. Undertaking vacancy management practices for the roles still left vacant after the organisational restructure
 - c. Accelerating the contestability work already underway and overseen by the Audit Committee
 - d. Performing further reviews on programs delivered by the City of Adelaide, and in particular assessing historical programs for their relevance and community benefit in a modern context.
4. Resolves that all operating surpluses will be used to reduce the City of Adelaide's borrowings.

Discussion ensued, during which with the consent of the mover, seconder and the meeting Parts 3a and 3d of the motion were varied to read as follows:

- 'a. Driving patronage of the City's commercial operations such as Council's UParks and Golf Course, while maintaining highly competitive charges for these services above what was already resolved in the December meeting of council
- d. Performing further reviews on programs delivered by the City of Adelaide, and in particular assessing historical programs for their relevance and community benefit in delivering services to a standard that reflects community needs and expectations in a modern context.'

The motion, as varied, was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of the motion as varied

Item 17.16 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

25. Item 17.18 - Councillor Hyde – Motion on Notice – Revenue Generation [2017/04450] [C]

Moved by Councillor Hyde,
Seconded by Councillor Hou -

That Council:

1. Affirms its commitment to the strategic reuse of the City's assets in order to generate better returns on investment for the City's ratepayers, as highlighted in the Strategic Property Review
2. Notes that while the City's land holdings on Pirie Street are vastly underdeveloped and unproductive, the Pirie Street UPark operation is a profitable operation
3. Resolves that the Administration, as part of the Expression of Interest (EOI) process (linked to 211 Pirie Street [Beach Volleyball site]), will mitigate the anticipated foregone revenue implications associated with the UPark Pirie Street Car Park and that in the EOI the Administration undertakes it will either:
 - a. Secure the revenue shortfall as part of any future transaction, on top of the sale price; or,

- b. Ensure the EOI process is similar to the recent air rights development (Central Market Arcade) where Council retains on to its current holdings as part of any future development and with no interruption to the UPark's operation and income generation.
4. Resolves that any transactional compensation recovered through option 3.a is considered as the forgone income that the cash payment is replacing and is not considered the proceeds of asset sales that would otherwise go into the Future Fund
5. Requests the Administration amend the Long Term Financial Plan to reflect option 3.b, thus including the UPark's projected generated revenue over the 10 years of the plan
6. Approves the Administration to undertake the above Expression of Interest process for the sale of the City of Adelaide's property holdings on Pirie Street as soon as practicable, subject to the Minister for Local Government approving the revocation of the relevant Community Land Management Plan.

Discussion ensued, during which Councillor Abrahamzadeh left the Council Chamber at 10.24 pm and re-entered at 10.26 pm.

The motion was then put and carried

Councillor Martin requested that a division be taken on the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of the motion

26. Item 17.19 - Councillor Martin – Motion on Notice – Aquatic Centre [C]

Moved by Councillor Martin,
Seconded by Councillor Hyde -

That Council:

Requests the Administration revise the draft 21/22 Budget and Business Plan before they're next presented to Council to bring forward the multi-year capital replacement/improvement program for the Adelaide Aquatic Centre currently scheduled to begin in the 22/23 Financial Year.

Discussion ensued, during which Councillor Khera left the Council Chamber and re-entered at 10.43 pm

The motion was then put and lost

Councillor Knoll requested that a division be taken on the motion

Division

For (1):

Councillor Martin.

Against (6):

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

The division was declared against the motion

Item 17.19 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

Reports for Council (Chief Executive Officer's Reports)

27. Item 10.11 - Draft 2021-2022 Business Plan & Budget and Long Term Financial Plan for Public Consultation [2021/45891] Presented to Committee on 6/4/2021 [C]

Moved by Councillor Hyde,
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Approves the draft 2021-2022 Annual Business Plan & Budget document set out in Attachment A to Item 10.11 on the Agenda for the meeting of the Council held 13 April 2021 for the purpose of public consultation to commence on Friday 16 April 2021 and conclude on Monday 10 May 2021, with the following changes to the Annual Business Plan & Budget document set out in Attachment A:

- a. Removal of the City Bikeways funding left over from the East-West Bikeway funding deed, now defunct.
 - b. Beginning the Adelaide Town Hall renewal project Stage 1 in the 2022-2023 financial year, noting the building is a condition rating 2.
 - c. Including \$75,000 in the relevant expenditure line in order to fund the business case & feasibility for the Adelaide Rainbow Circuit to be undertaken by EY Australia.
 - d. Requests that all other relevant decisions made by Council in the meeting of Council held 13 April 2021 are included in Attachment A where necessary.
2. Approves the draft Long Term Financial Plan document set out in Attachment B to Item 10.11 on the Agenda for the meeting of the Council held 13 April 2021 for the purpose of Public Consultation to commence on Friday 16 April 2021 and conclude on Monday 10 May 2021, subject to all relevant decisions made by Council in the meeting of Council held 13 April 2021 being included in Attachment B where necessary.
 3. Notes the 2021-2022 Budget and revised Long-Term Financial Plan incorporates a deficit position of \$4.819 million.
 4. Notes the 2021-2022 Budget and revised Long-Term Financial Plan incorporates borrowings of \$99.1 million at the end of 2021-2022, and \$193.2 million at the end of the 10 year plan in 2030-2031.
 5. Notes that there is a commitment to continued effort on identifying further opportunities for efficiency and revenue maximisation and these opportunities will be brought to Council for decision throughout 2021-2022.
 6. Authorises the Chief Executive Officer to make any necessary changes to the draft 2021-2022 Business Plan & Budget document and draft Long Term Financial Plan document arising from this meeting, together with any editorial amendments and finalisation of the document's formatting and graphic design.

Much discussion ensued

Part 1 and 1a of the motion was then put and carried

Councillor Martin requested that a division be taken on Part 1 and 1a of the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of Part 1 and 1a of the motion

Part 1b of the motion was then put and carried

Councillor Martin requested that a division be taken on Part 1b of the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of Part 1b of the motion

Part 1c of the motion was then put and lost

Councillor Hyde requested that a division be taken on Part 1c of the motion

Division

For (2):

Councillors Abrahamzadeh and Hyde.

Against (5):

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

The division was declared against Part 1c of the motion

Part 1d of the motion was then put and carried

Councillor Hyde requested that a division be taken on Part 1d of the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of Part 1d of the motion
Parts 2, 3, 4, 5 and 6 of the motion were then put and carried

Councillor Martin requested that a division be taken on Parts 2, 3, 4, 5 and 6 of the motion

Division

For (6):

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

Against (1):

Councillor Martin.

The division was declared in favour of Parts 2, 3, 4, 5 and 6 of the motion

Motions on Notice

28. Item 17.2 - Deputy Lord Mayor, Councillor Couros – Motion on Notice – Expanding Events [2020/01167] [C]

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

That Council:

1. Requests Administration to commence discussions with the South Australian Tourism Commission regarding the 2022 Tasting Australia event to investigate the opportunity to take a more citywide approach, for example to include Gouger Street and O'Connell Street as key components of the 2022 Tasting Australia Program.
2. Noting the success of the 2020 Winter Weekend Program, requests Administration to expand on the 2021 Winter Weekends program to include additional locations within the City of Adelaide, such as Gouger Street.

Discussion ensued

The motion was then put and carried unanimously

29. Item 17.3 - Deputy Lord Mayor, Councillor Couros – Motion on Notice – Funding for News Year's Eve and Christmas [2020/01167] [C]

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

That Council:

1. Notes that New Year's Eve celebrations and Christmas in the City are much loved annual attractions for the City of Adelaide.
2. Requests the Lord Mayor to write to the Premier to support these activations to create greater opportunities for tourism and economic benefit for the City of Adelaide.

Discussion ensued

The motion was then put and carried unanimously

30. Item 17.7 - Councillor Abrahamzadeh – Motion on Notice – Toy Library [2020/01167] [C]

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Hyde -

That Council:

1. Notes the absence of a toy library within the City of Adelaide.
2. Notes the benefits of such a facility within the City of Adelaide.
3. Requests Administration to investigate and present option(s) to Council on how such a facility can be delivered.

Discussion ensued

The motion was then put and carried unanimously

31. Item 17.8 - Councillor Abrahamzadeh – Motion on Notice – Diversity & Gender Equity [2021/00600] [C]

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

That Council:

1. Notes City of Adelaide's current initiatives promoting diversity and gender equity.
2. Requests the CEO investigate and bring back potential measures for the elected body to consider which further promote diversity and gender equity.
3. Explores potential partnerships with the LGA (SA), SA Equal Opportunities Commission and or other agencies to achieve this.

Discussion ensued, during which with the consent of the mover, seconder and the meeting Part 2 of the motion was varied to read as follows:

- '2. Requests the CEO investigate and bring back potential measures for the elected body to consider which further promote diversity with emphasis on First Nations people and gender equity, including members of the LGBTIQ community.'

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

Item 17.8 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

32. Item 17.9 - Councillor Hou – Motion on Notice – Moonta Street [2018/04053] [C]

Moved by Councillor Hou,
Seconded by Councillor Knoll -

That Council:

1. Notes that there will be a delay to the project due to misinformation being provided regarding the concrete on a section of Moonta St (Facing Grote St).
2. Notes that a waste disposal and surface cleaning plan has not been developed for use during construction activities on Moonta Street. This is creating issues with rubbish bins and the general cleanliness of the area.
3. Investigates and implements as soon as possible an action plan to ensure the safety and cleanliness of Moonta St.
4. Investigates a support plan for businesses affected by the Moonta St upgrade project by 30/06/2021.

Discussion ensued

The motion was then put and carried unanimously

33. Item 17.11 - Councillor Hou – Motion on Notice - Night Markets [2020/01167] [C]

Moved by Councillor Hou,
Seconded by Councillor Hyde -

That Council:

1. Notes the success of the Ebenezer Night Market.
2. Notes the success of the twilight market in City of Brisbane.
3. Investigates and provides a report to Council by 31 July 2021 regarding hosting a "Night Market" in Gouger St.

Discussion ensued

The motion was then put and carried unanimously

34. Item 17.12 - Councillor Hou – Motion on Notice – Central Market Car Park [2021/00710] [C]

Councillor Hyde disclosed a perceived conflict of interest in Item 17.12 [Councillor Hou – Motion on Notice – Central Market Car Park], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), as he is a member of the Adelaide Central Market Authority, withdrew his Chair and left the Council Chamber at 11.46 pm.

It was then -

Moved by Councillor Hou,
Seconded by Councillor Khera -

That Council:

Investigates and provides a report to Council by 31 July 2021 on options to provide free parking every Thursday after 5 pm in the Central Market Car park.

Discussion ensued, during which Cr Hou withdrew his motion to put it on Notice at the next meeting of Council.

35. Item 17.17 - Councillor Hyde – Motion on Notice – Increasing Transparency [2021/00600] [C]

Moved by Councillor Hyde,
Seconded by Councillor Khera -

That Council:

1. Requests the CEO amend current delegations that exist within the Administration for the engagement of consultants and that those delegations are as follows:
 - a. The approval to engage a consultant where the contracted work is to the value of between \$10,000 and \$49,999 will rest with an Associate Director level staff member, or higher; and,
 - b. The approval to engage a consultant where the contracted work is to the value of \$50,000 or greater will rest with a Director level staff member, or higher.
2. Resolves that all engagements of consultants that are of a value greater than \$2000 are recorded and provided to Councillors on the public agenda quarterly, and that the report will include for each record:
 - a. The name of the consultant
 - b. The dollar value of the contracted works
 - c. The purpose for their engagement
 - d. The team or department the engaged consultant was assisting
 - e. The contracts approving officer
 - f. Whether the work was openly tendered and/or whether competing quotes for the work were sought, and if so, how many.

Much discussion ensued, during which:

- With the consent of the mover, seconder and the meeting, Parts 2 and 1a of the motion were varied to read as follows:
 - '2. Resolves that all engagements of consultants that are of a value greater than \$10,000 are recorded and provided to the Audit Committee quarterly, and that the report will include for each record:'
 - 1a. The approval to engage a consultant where the contracted work is to the value up to \$49,999 will rest with an Associate Director level staff member, or higher; and,'

The motion, as varied, was then put and carried

Councillor Khera requested that a division be taken on the motion, as varied.

Division

For (4):

Councillors Abrahamzadeh, Hou, Hyde and Khera.

Against (3):

Deputy Lord Mayor (Councillor Couros) and Councillors Martin and Knoll.

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

Item 17.17 - Administration comment distributed separately is attached for information at the conclusion of the minutes.

Councillor Khera left the Council Chamber at 12.20 am

36. Item 17.20 - Councillor Martin – Motion on Notice – Financial Advice [2017/04450] [C]

Councillor Martin withdrew his motion from consideration

37. Item 17.21 - Councillor Martin – Motion on Notice – Interest Rate Sensitivities [2021/00600] [C]

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

That Council:

Asks the Administration to provide to the next meeting of the elected body the results on modelling on interest rate sensitivities used in the forecasts for the Long Term Financial Plan.

Discussion ensued, during which Councillor Khera re-entered the Council Chamber at 12.23 am

The motion was then put and carried unanimously

Closure

The meeting closed at 12.25 am

Clare Mockler,
Acting Chief Executive Officer

Sandy Verschoor,
Lord Mayor

Documents Attached for Reference

Minute 20 – Item 15.1 – 15.11 – Question on Notice, Replies, distributed separately

Minute 21, 22, 24, 26, 31 and 35 - Item 17.8, 17.13, 17.14, 17.16, 17.17 & 17.19 - Motion on Notice, Administration Comments, distributed separately

By-election costs

ITEM 15.1 13/04/2021
Council

Council Member
Councillor Hyde

2018/04053
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'Noting recent media speculation that Cr Simms may resign from his role as Area Councillor, could the Administration please provide the total cost of the 2015 by-election caused by the last resignation of Cr Simms as Area Councillor?

Could the Administration please advise the total length of time in office, in days, that Cr Simms served after the 2014 council election and leading up to his resignation? Could the Administration please advise the total length of time, in days, of the 2014-2018 council term?'

REPLY

1. Actual costs recognised for the 2015-16 Supplementary Election

ECSA costs	66,803.08 (includes consulting/ECSA)
Marketing program	7,488.39 (includes advertising, printing internal and external, marketing labour oncharge)
New member induction	419.78 (includes catering & scene change)
Legal fees & other misc	839.15 (includes legal and stationery)
Income for voters rolls	-905.00 (includes fees-voters roll)
	<u>74,645.40</u>

2. The 2014-2018 Council term ran from 14 November 2014 to 16 November 2018 (1,464 days), of which Cr Simms served from 14 November 2014 to Tuesday 15 September 2015 (306 days).

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

– END OF REPORT –

Financial Viability

ITEM 15.2 13/04/2021

Council

Council Member
Councillor Hyde

Contact Officer:
Justin Lynch, Chief Operating
Officer

Public

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'Could the administration please provide modelling of a single alternative Long Term Financial Plan based on the following assumptions (with all other assumptions unaffected):

1. That the Central Market Arcade Development was delayed *"in order to free up \$15 million dollars in the next budget to repair the Adelaide Aquatic Centre"* as described in Cr Moran's motion 15.3 on the Agenda of the Council Meeting of 3 March 2020?
2. That 88 O'Connell was carved up and sold as *"smaller parcels of land on current separate title/s"* as described in Cr Martin's motion 17.2 on the Agenda of the Council Meeting Of 14 July 2020?
3. That Cr Martin's motion 17.4. on the Agenda of the Council meeting on 11 August 2020 was passed?
4. That the alternative motion moved by Cr Hyde at 3.1 on the Agenda of the Special Meeting on 22 April 2020, regarding \$20 million in operational budget savings, was defeated?

Could the Administration please advise of our projected operational budget deficit for the current financial year, as at the passing of the Budget, had the item listed above at 4 failed?

Could the Administration please provide the records of any divisions that occurred on the above items?

If the motions at 1, 2 and 3 of the above were passed, and if the motion at 4 failed, could the administration advise whether, in their expert opinion, the City of Adelaide would be in a viable financial position?'

REPLY

1. The hypothetical nature of this motion is noted and all advice and modelling is presented on this basis.
2. Hypothetically, if the motions as stated in this Question on Notice (from 10 March 2020, 14 July 2020 and 11 August 2020) were carried, and the decision from 22 April 2020 had not been made (ie the motion was lost) the summary of these assumption changes would have impacted the LTFFP as follows:

Financial Indicator	2020-21 Forecast	2021-22 Draft	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31

Borrowings	88.4	137.0	173.8	197.0	207.3	230.6	251.4	270.0	326.9	397.7	468.3
Operating Position	(52.8)	(23.9)	(26.1)	(28.9)	(26.5)	(25.3)	(19.0)	(21.6)	(18.7)	(25.9)	(26.3)

The current draft version of the LTFP is provided below for reference. The difference in 2021-22 shows that the hypothetical version would have higher borrowings and a higher deficit operating position. This is extended over the life of the hypothetical LTFP.

Financial Indicator	2021-22 Draft	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31
Borrowings	99.1	110.9	99.5	82.2	87.6	83.5	77.9	107.9	151.1	193.2
Operating Position	(4.8)	(4.9)	(6.7)	0.5	0.4	6.7	4.9	8.9	2.7	3.4

3. Cr Moran's motion on notice, which was not carried on 10 March 2020, requested that 'The City of Adelaide defer commencement or stage commencement of the Central Market Arcade redevelopment to free up \$15 million dollars in the next budget to repair the Adelaide Aquatic Centre.'
- 3.1 The administration comment in response to this motion advised that Council had 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.
- 3.2 Noting that the contractual obligations of the Project Delivery Agreement between the City of Adelaide and ICD Property would not allow such a change in the Long Term Financial Plan assumptions to this affect, the underlying assumptions are that a delay of one year on the Central Market Arcade Redevelopment would result in income being received for another year from tenants and borrowings for CMAR only would be delayed. The income post-redevelopment will also be delayed for a year.
- 3.3 Hypothetically, if \$15M was then invested in the Adelaide Aquatic Centre based on the motion, we would see this amount reflected in the LTFP as follows:

Current draft LTFP Assumption:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	-	3,315	1,866	2,431	829	822	2,721	798	1,200	1,200	15,183
Equipment	135	148	76	160	27	11	139	18	163	156	1,033
	135	3,464	1,942	2,591	856	833	2,861	816	1,363	1,356	16,216

Hypothetical LTFP Assumption if motion from 10 March 2020 had been carried:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	15,183	-	-	-	-	-	-	-	-	-	15,183
Equipment	135	148	76	160	27	11	139	18	163	156	1,033
	15,318	148	76	160	27	11	139	18	163	156	16,216

4. Cr Martin's Motion for the 14 July 2020 meeting of Council on the topic of 88 O'Connell Street Development, which was not carried, included a request for a "...master plan process for the development of small parcels of land on current separate title/s within the site to be sold to local developers".
- 4.1 The administration comment in response to this motion advised that a Heads of Agreement had been entered into with the preferred proponent and a Land Facilitation Agreement (LFA) was in progress. Subsequently, the LFA for the Eighty Eight O'Connell project was signed with Commercial & General. As a result, the City of Adelaide has certain contractual obligations and the LFA does not provide for or entitle the City of Adelaide to progress an alternate proposal incorporating smaller lots. The contractual obligations regarding the 88 O'Connell Street development would not allow such a change in the assumptions to this affect.
- 4.2 The current LTFP Assumption is based on the contract of sale for \$25.5M in 2024-25 (with milestone payments) and earning commercial rates from 2025-26.

- 4.3 The hypothetical revised LTFP assumption based on the motion retains a broad acre sale with the development assumption negatively impacting the sale price to \$17.3M (internal valuer estimates). The assumption retains the sale date of 2024-25 (in lump sum payment). It assumes a 12-allotment site for residential purposes and earning vacant land rates under current rating policy from 2025-26.
5. Cr Martin's Motion for the 11 August 2020 meeting of Council requested rate waivers for one quarter in 2020-21. The current LTFP has no provision for rate waivers due to COVID. Hypothetically, if Cr Martin's motion for a rate waiver was carried, this would have resulted in a \$14.3M reduction in rate revenue for 2020-21.
6. Council Decision 22 April 2020 – The current LTFP includes a \$20M savings achievement in 2020-21, this is accompanied by a provision for potential one off costs transition costs of \$14.4M to realise the reshaping of the organisation. The revised LTFP assumption is formulated on the basis of removal of both these items.
- 6.1 The 2020-21 budget at the time of passing in August 2020 was an operational deficit of \$36.4M. Should the \$20M have not been factored in, the deficit would have been \$42M. This is due to the inclusion of the transition costs as described above.
7. Section 8(k) of the Local Government Act 1999 (SA) requires the Council to uphold and promote the principle to “ensure the sustainability of the council's long term financial performance and position”. A council's long-term financial performance and position is sustainable where planned long-term service infrastructure levels and standards are met without unplanned increases in rates or disruptive cuts to services. Financial Sustainability is based on the principles that:
- 7.1 The current generation are able to “pay their way” by funding the services and infrastructure they utilise.
- 7.2 Investments in new infrastructure and assets funded through borrowings will not over burden future generations.
8. Under this definition, it is not possible to sustain multiple years of deficits or deficits of an ongoing nature. The financial viability of the Council is dependent on sustainable decision making for the benefit of the community. Experiencing a global pandemic which had unforeseen and significant community and financial impacts were unquestionably detrimental to the financial position of Council. In assessing viability, it is important to consider opportunities to recover and recognise that recovery will take time. Organisation reshaping, cost savings, windfall gains or losses are short term solutions which can help to start a recovery process. A long term solution to financial viability requires a strong focus on sustainable decision making that ensures the improvement community outcomes whilst strengthening the financial operating position of Council.
9. The extract from the respective minutes relating to the items raised in this Question on Notice from the meetings on 10 March 2020, 14 July 2020, 11 August 2020 and 22 April 2020 (including a record of any divisions) can be accessed [here](#).

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 5.5 hours.
--------------------------------------------------	-------------------------------------------------------------------------------------------

- END OF REPORT -

Infrastructure: Budgets vs Actuals

ITEM 15.3 13/04/2021

Council

Council Member

Councillor Hyde

2021/00600

Public

Contact Officer:

Justin Lynch, Chief Operating Officer

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'Could the Administration please advise the amount of carry forwards from the City's infrastructure budgets over the last ten years, across all categories of expenditure (design, delivery, renewal, maintenance, enhancement, jointly funded projects and so on)?

Could the Administration place this alongside the budgeted amounts for the last ten years?

In the CEO's view, does the quantum of consistent carry forwards affect our ability to plan financially?'

REPLY

1. Due to changes in systems and processes, Administration has been able to identify the Carry Forwards approved by Council for the last 8 years from 2013-14 through to 2019-20. There have been no Infrastructure Carry Forwards approved by Council for 2020-21.

2.

\$'000s	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Renewals	25,737	14,792	27,025	34,359	37,807	38,975	32,508
New and Upgraded	1,535	7,294	5,025	2,938	5,280	8,336	9,101
Major Projects (Net)	41,916	11,120	4,516	10,097	25,739	12,956	18,564
Total Infrastructure Budget	69,188	33,206	36,566	47,394	68,825	60,267	60,173

\$'000s	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Renewals	4,938	7,555	7,939	5,803	7,758	7,213	11,364*
New and Upgraded	300	7,356	2,649	3,627	781	5,437	5,644*
Major Projects (Net)	7,300	2,440	1,146	5,939	19,721	6,493	6,888*
Total Infrastructure Carry Forwards	12,538	17,351	11,734	15,369	28,260	19,144	23,897*

% of budget carried forward	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20*
Renewals	8%	51%	29%	17%	21%	19%	35%*
New and Upgraded	20%	101%	53%	123%	15%	65%	62%*
Major Projects (Net)	17%	22%	25%	59%	77%	50%	37%*
	18%	52%	32%	32%	41%	32%	40%*

*Note: a decision was made at Q3 2019/20 to retime any project that had not commenced in response to Covid-19 restrictions.

3. Our ability to plan financially is better now than it has been for several years, which can be seen through the nature of the percentage of renewals versus New/Upgrade or Major Projects which are being carried forward.
4. Since 2016/17 we have had several major projects which were planned for multi-year delivery however for the purposes of financial reporting, the funding for them was recognised in total in the first financial year and carried forward ever since. Without these major projects contributing to the carry forward value year on year, we are in a sustainable position in terms of managing our ongoing asset renewal delivery (noting the anomaly of 2019/20 Covid re-times).
5. The requirement to continue budgets from previous years into the next year can be attributed to the following:
 - 5.1. Insufficient time to plan, investigate, design, procure and build major infrastructure within a 12-month timeframe.
 - 5.2. Delays due to approvals required when delivering projects on behalf of or with other government agencies.
 - 5.3. Dependency on a Council decision prior to commencement of design or construction.
 - 5.4. Decisions of Council to implement new infrastructure through allocation of a construction project to the budget where there has not been the opportunity to appropriately plan and design.
 - 5.5. Additional projects being initiated throughout the financial year impacting available resourcing to complete the program agreed through the business plan and budget.
 - 5.6. Projects which have a third-party interface impacting the commencement of works such as, legal instruction, utility provider or private company.
6. From 2021-22, the Capital reporting will be redesigned to provide Council with a Whole of Life view of the projects. This term was introduced during the budget workshop held with Council on the 23rd March 2021, where the focus is on project delivery. Noting:
 - 6.1. Major projects have delivery times that do not fit into a financial year.
 - 6.2. Projects will be approved based on their full delivery and "whole of life" and the budget required to deliver the project and achieve the desired outcome.
 - 6.3. Whole of life reduces the confusion regarding accounting for annual budgets for projects that take multiple years to deliver.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 5.5 hours.
--------------------------------------------------	-------------------------------------------------------------------------------------------

Marketing 88 O'Connell

ITEM 15.4 13/04/2021

Council

Council Member
Councillor Martin

2018/02324
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could Administration advise:

1. Was it aware a representative on behalf real estate firm Taarnby and Taarnby, acting for a marketing company engaged the City of Adelaide's partner in the development of 88 O'Connell Street, arranged at least one session last month at which attendees were offered drinks, nibbles and a \$150 gift voucher to provide their views on the development?
2. Was the Administration aware that participants were asked for their opinion on a price range for two bedroom apartments of 100 square metres (with a 10 square metre balcony) on the first four levels of between \$900, 000 and \$1.2 million dollars per apartment?
3. Does it believe the cost of the apartments at lower levels canvassed at the session could be so high as to impact on advance sales of apartments and pose any threat to the likelihood of the development proceeding?
4. Does it concur with the advice of marketers to expressions of concern by some attendees that a future apartment tower development on the North Adelaide Village site with the potential to block views "won't happen"?"

REPLY

1. Pursuant to the Land Facilitation Agreement, the developer is responsible for all marketing and sales of residential and commercial product.
2. The developer must achieve a certain amount of pre-sales which will enable them to secure finance for the project.
3. We are aware that their marketing and sales activities included a number of small focus groups facilitated by a third party and held at a local venue. This technique is very common in the development industry. Council has had no role or responsibility in undertaking this process.
4. We are not aware of any proposals in relation to the North Adelaide Village and cannot comment on the likelihood of a major redevelopment on the site taking place which will block views from 88 O'Connell Street.

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

- END OF REPORT -

Homelessness Support Service Funding

ITEM 15.5 13/04/2021

Council

Council Member
Councillor Martin

2020/01167
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'In respect of Section 3.0 of attachment B of the Background Paper on Homelessness, Social and Affordable Housing presented to Committee and Council this month, could the Administration advise:

1. When it says "... financial support is currently provided to a range of service support organisations through community development grants" What are the names of those organisations and the amount provided to them in 20/21?
2. When it says this financial support, described as "generally" around half a million dollars a year, "... is currently under review" Is there a particular grant to a particular service support organisation under review or are all service support organisation grants under review?
3. If changes are contemplated, why has this information not been included in the City of Adelaide Budget and Business Plan which it is proposed to send to public consultation?'

REPLY

1. In 2020/21, financial support via the Community Development Grants Program has been provided to the following homelessness service support organisations under the following funding categories:
 - 1.1. Minor and Quick Response
 - 1.1.1. Shelter SA - Empty Homes Project \$2,000
 - 1.2. Major
 - 1.2.1. Unity Housing - Community Connect in the City \$37,750
 - 1.2.2. Adelaide Day Centre - Developing longer term sustainable living \$35,700
 - 1.2.3. Brian Burdekin Clinic – Support for complex needs and social integration in the City of Adelaide \$40,000
 - 1.2.4. Catherine House – Prevention of homelessness by setting women up for success \$47,300
 - 1.2.5. Hutt Street Centre – Pathways to wellbeing, engagement and connection \$50,000
2. The reference to a review of funding relates to the Community Development Grants Review (the Review) that is being undertaken as directed by Council on 9 June 2020, following a KPMG audit of this service.

- 2.1. The Review encompasses all grant categories within the Community Development Grants Program including Quick Response, Minor and Major Grants as well as the Sport and Recreation Grants Program.
- 2.2. The purpose of the Review is to improve the overall service provided to the community and our customers.
3. A workshop was held with Council Members on Tuesday 16 March 2021 to seek feedback on the proposed approach to the Review. A further report will be presented to The Committee and Council in June 2021.
4. The Annual Business Plan and Budget 2021/22 includes \$559,000 for Community Development Grants. Future changes to this budget allocation would be as a result of a Council Decision.

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

- END OF REPORT -

Rental Income Central Market Arcade

ITEM 15.6 13/04/2021

Council

Council Member
Councillor Martin

2018/00358
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration advise the total revenue received from tenants renting space at the Central Market Arcade in 2018/19, the last financial year before the announcement of the redevelopment of the Arcade?'

REPLY

1. The total net revenue received from all tenants renting space at the Central Market Arcade in 2018/19 financial year was \$2,504,354 exclusive of GST.

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

- END OF REPORT -

Central Market Arcade Redevelopment

ITEM 15.7 13/04/2021
Council

Council Member
Councillor Martin

2015/00903
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration advise:

1. If it continues or has continued to offer to rent tenancies in the Central Market Arcade?
2. If it told, together with a representative of ICD, Central Market tenants that their rental agreements would continue for the time being because the "signatures" of major stakeholders in the redevelopment had not been obtained?
3. Whether those "signatures" have now been secured?
4. Noting the six months' notice to quit which must be issued to tenants before demolition can be begin, the new likely date for the commencement of the demolition and redevelopment?
5. Why the elected body, given Council's difficult financial position, has not been provided with at least the same updates provided to traders?'

REPLY

1. We continue to lease tenancies within the Central Market Arcade to ensure its ongoing activation ahead of redevelopment.
2. Ground break of the Central Market Arcade Redevelopment is anticipated in the second half of 2021, subject to securing necessary pre-commitments.
3. ICD Property is in the process of dealing with a number of interested potential tenants for the unique retail and office opportunity.
4. Central Market Arcade trader leases have a 6 month redevelopment clause notifying traders that they need to vacate their tenancy within 6 months of notification.
5. We have not yet received formal notice from ICD Property to trigger the issue of redevelopment notices to Central Market Arcade traders.
6. Central Market Arcade traders were updated on the Central Market Arcade Redevelopment at their Annual General Meeting of 3 March 2021. The briefing was originally planned to take place on 1 December 2020 and was postponed due to COVID-19.
7. Council Members were updated on the project on 28 January 2021 (following the approval of the development application by the State Commission Assessment Panel) with an associated media release also provided as supporting information. This information was consistent with the briefing to Central Market Arcade traders.

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

- END OF REPORT -

Minute 20 - Question on Notice Replies - Distributed Separately

City of Adelaide Consultations

ITEM 15.8 13/04/2021

Council

Council Member
Councillor Martin

2021/00346
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration provide:

1. A list of the public consultations the City of Adelaide has conducted since January 2016 on all matters, including but not limited to revocation of Land Management Agreements, changes to Community Land Management Plans, developments or proposals for the Park Lands or in other places, in which the majority of respondents did not support the proposition/s put to them?
2. A corresponding list of those proposition/s which the majority of respondents did not support that the Administration subsequently recommended:
 - i) Should proceed anyway
 - ii) Should proceed with modification/s
 - iii) Should not proceed at all?'

REPLY

1. The question on notice seeks a full review of all past public consultations (marketing and community engagement), Land Management Agreements (property), changes / amendments to Community Land Management Plans (Park Lands and Non-Park Lands), developments (planning and regulation), proposals (non-solicited bids, etc) since January 2016.
2. Noting the detailed nature of the question and the date span this request will take considerable time, cost and resource to achieve the desired outcome.
3. We therefore seek a Motion on Notice to be placed before Council for a report to come back to Council outlining the cost and resources required to deliver the intent of the question.

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

- END OF REPORT -

North Adelaide Door Knocking

ITEM 15.9 13/04/2021

Council

Council Member
Councillor Martin

2020/01167
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration advise:

1. Is it aware that representatives of lobbyists called Primary Results have been going from door to door in parts of North Adelaide and, in the perception of some ratepayers, advocating for the construction of liquor licenced club rooms on Park 9?
2. If it was aware of the lobbying, could it provide details of whether the proponent for the liquor licenced club rooms was or was not involved?'

REPLY

1. We are not aware of a group called Primary Results, nor any other group, door knocking in North Adelaide in relation to the community consultation on Bunday's Paddock/Tidlangga (Park 9).

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

- END OF REPORT -

Stormwater Drainage Network

ITEM 15.10 13/04/2021

Council

Council Member
Councillor Hyde

2018/04053
Public

Contact Officer:
Klinton Devenish, Director,
Services, Infrastructure &
Operations

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

Could the Administration please advise how much funding has been put aside and subsequently expended for capital works on the Storm Water Drainage Network over the last six years?

If there was a substantial change in spending at all over that period, could the Administration please explain why?

REPLY

1. City of Adelaide budgeted to spend \$20.4m over the 6-year period from 2015-2020 in its Asset Management Plans. Total expenditure over the 6-year period on Stormwater Capital Works and contribution to Brown Hill Keswick Creek Stormwater project was ~\$18.8m. The breakdown per year is below:

Financial year	FY15	FY16	FY17	FY18	FY19	FY20	Total
Budgeted Expenditure (AMP's) ('000)	3,400	3,400	3,400	3,400	3,400	3,400	20,400
Actual Expenditure ('000)	2,202	1,842	701	4,156	4,719	5,176	18,796

2. It is important to consider stormwater investment over the life of an Asset Management Plan (10 years), as stormwater assets are complex, long life and need to be strategically managed at network level.

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

- END OF REPORT -

Historic Asset Sales

ITEM 15.11 13/04/2021

Council

Council Member
Councillor Hyde

2021/00600
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer, Corporate Services

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'Could the Administration please advise of all the proceeds of the sale of assets that the City has received over the last fifteen years, including any amounts received as a result of the compulsory acquisition of the Wingfield Dump?

Could each instance of an amount received also detail how the proceeds were used, and in particular, whether they were used to reinvest in income generating projects, or whether they funded general operations?'

REPLY

1. The proceeds from the sale of assets have been obtained from the Audited Financial Statements from 2008-09 through to 2019-20, as well as the 2021 sales received as at the end of March 2021.

Financial Year	Sale	\$000s
2008-09	Various Land and Buildings	8,865
2009-10	Various Land and Buildings	3,129
2010-11	Various Land and Buildings	6,582
2010-11	Grenfell St Car Park / Harris Scarfe Site	33,000
2011-12	Migrant Resource Centre, Coglin Street Land, Adelaide Oval Toilet / Gardeners Shed,	690
2011-12	188 Giles Street	500
2012-13	114-120 Waymouth Street	2,200
2013-14	Balfours Land Stage 2C	1,000
2013-14	Wingfield - ARR Sale	2,950

2013-14	Sturt Street Apartments - Proceeds from sale of 52 apartments	15,555
2013-14	Sturt Street Apartments - Proceeds from sale of land Sturt Street stage 2	3,884
2014-15	202 Norman Street	276
2014-15	Balfours Stage 3	4,783
2014-15	19 x Car Parks Argo	777
2015-16	Walter Street Car Park	665
2015-16	Balfours Site (Sitter and Fisher)	1,050
2015-16	Portion of Bath Lane	489
2016-17	401/23 Frew Street, Adelaide	264
2016-17	Wingfield Legal Settlement	20,630
2016-17	Unnamed public road west off Clarendon Street	74
2016-17	Unnamed public road west off Register Street	130
2018-19	Osmond Street and Symonds Place Adelaide	1,025
2020-21	Unnamed Public Road West Off Nelson Place	73
		108,590

2. Council manages its finances holistically in accordance with its overall financial sustainability strategies and targets. The Treasury Policy in place at the time dictates the treatment of those funds and until recently, the policies in place have directed all funds to either repaying debt or where there is no debt, instructs excess funds to be invested.
3. As a result, in each instance these proceeds have been directly attributed to any debt balance or in the years of no debt allocated to an interest earning account until the monies have been required for capital investment as a result of Council decision and budget approval.
4. Historically, proceeds from asset sales have been managed as a part of Councils overall cash position and not specifically aligned to purpose.
5. The Treasury Policy adopted in 2013 stipulated that "Council's bank account balance is to be kept at a level no greater than is required to meet immediate working capital requirements. Any surplus funds are to be applied to reduce debt or invested to generate interest income.
6. The Treasury Policy adopted in 2018 stipulated that "Council's bank account balance is to be kept at a level no greater than is required to meet immediate working capital requirements. Any surplus funds are to be applied to reduce debt or invested to generate interest income", and "funds that are not immediately required for operational needs and cannot be applied to either reduce existing borrowings or avoid the raising of new borrowings, will be invested."
7. The current Treasury Policy adopted in 2020 stipulates that Proceeds from the sale of Council assets, (such as from property sales) will be transferred and quarantined to a reserve fund (to be known as Future Fund) for the purpose of funding the future purchase(s) of new income generating assets or to fund new capital projects of a strategic nature.
8. The proceeds from the sale of Council assets held in the reserve fund will not be used to fund operational expenditure or the renewal of assets. Following the principles of this policy, sale proceeds will be used to reduce overall Council borrowings and interest expenses, which means that funds will be re-borrowed when expenditure from the reserve fund is required.

9. All requests to utilise funds from the reserve fund will be based on a business case that clearly demonstrates that the financial return to Council outweighs the annual loan funding costs. Council approval will be required for all requests to use these funds.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 5.5 hours.
--------------------------------------------------	-------------------------------------------------------------------------------------------

- END OF REPORT -

Diversity & Gender Equity

ITEM 17.8 13/04/2021
Council

Council Member
Councillor Abrahamzadeh

2021/00600
Public

Contact Officer:
Tom McCready, Acting Director,
City Shaping

MOTION ON NOTICE

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

'That Council:

1. Notes City of Adelaide's current initiatives promoting diversity and gender equity.
2. Requests the CEO investigate and bring back potential measures for the elected body to consider which further promote diversity and gender equity.
3. Explores potential partnerships with the LGA (SA), SA Equal Opportunities Commission and or other agencies to achieve this.'

ADMINISTRATION COMMENT

1. Should this motion be passed, a report will be prepared for the June 2021 meeting of Council which summarises the City of Adelaide's current initiatives promoting diversity and gender equity, and proposes additional potential measures, initiatives and partnerships that Council may wish to explore and adopt.

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	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 4 hours.

- END OF REPORT -

City Shaping Project Funding

ITEM 17.13 13/04/2021

Council

Council Member

Councillor Hyde

2021/00600

Public

Contact Officer:

Justin Lynch, Chief Operating Officer, Corporate Services

MOTION ON NOTICE

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

'That Council:

- Notes the imminent Central Market Arcade Redevelopment will deliver a new large income stream to the City of Adelaide's ratepayers, presenting the greatest return on an investment the City has experienced and the largest city shaping project the City has undertaken since its founding.
- Notes the newly established Future Fund allows for the reinvestment of proceeds from the sale of assets, in a groundbreaking first for the City of Adelaide, which has traditionally used the proceeds of such sales to fund general operations or non-critical infrastructure enhancements.
- Resolves that the Future Fund will be used to fund the City of Adelaide's approximate \$28 million contribution to the Central Market Arcade Redevelopment project, limiting borrowings and supporting economic, residential, social and cultural growth within the City of Adelaide.
- Requests the Administration amend the Long Term Financial Plan to reflect this resolution.'

ADMINISTRATION COMMENT

- The Future Fund as projected in the LTFP will take time to accumulate funds to be readily available for investment. The current projections are:

\$'000s	2021-22 Draft Budget	2022-23 Plan	2023-24 Plan	2024-25 Plan	2025- 26 Plan	2026- 27 Plan	2027- 28 Plan	2028- 29 Plan	2029- 30 Plan	2030- 31 Plan
Proceeds from Surplus Assets	3,100	12,500	25,000	18,500	-	-	-	-	-	-

- The Central Market Arcade Redevelopment (CMAR) will incur spend as follows:

\$'000s	2021-22 Draft Budget	2022-23 Plan	2023-24 Plan	2024-25 Plan	2025- 26 Plan	2026- 27 Plan	2027- 28 Plan	2028- 29 Plan	2029- 30 Plan	2030- 31 Plan
Capital Expenditure	14,900	14,200	-	-	-	-	-	-	-	-

- Given the timing of the investment in the CMAR, the Future Fund will not have accumulated enough funds to fund the CMAR.

4. The Long Term Financial Plan (LTFP) is a projection based on assumptions regarding timing and reflect the decisions made by Council at the relevant time. Should the motion be carried the LTFP can be adjusted to reflect this and will show a deficit balance in the Future Fund. That is, it will ultimately be borrowings that will fund the CMAR given the Future Fund will not have adequate funding available to do so.
5. On 15 December 2020, Council resolved to have a workshop regarding an investment strategy for the utilisation of the Future Fund in order to develop new revenue streams for the City. This workshop is planned for 27 April 2021. Any investment strategy adopted by Council would then guide the use of the funds accumulated in the Future Fund and will be reflected in an updated version of the LTFP.

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	Amendments to the LTFP will occur as Council continues to make decisions with financial implications throughout the year via each budget review. These amendments can be performed under Council decision at any time after adoption without the need for public consultation.
External consultant advice	The investment strategy workshop will be guided by BRM Advisory utilising current budget allowances.
Legal advice / litigation (eg contract breach)	Not Applicable
Impacts on existing projects	Altering the funding source of the CMAR does not impact the delivery of CMAR.
Budget reallocation	Not Applicable
Capital investment	Altering the funding source of the CMAR does not impact the delivery of CMAR.
Staff time in preparing the workshop / report requested in the motion	Altering the LTFP will incur approximately 2 hours of staff time to edit financials and associated documentation.
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 -

Adelaide Aquatic Centre Capital Works

ITEM 17.14 13/04/2021
Council

Council Member
Councillor Hyde

2021/00600
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer, Corporate Services

MOTION ON NOTICE

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

'That Council:

- Notes that the Administration are preparing plans for a new Adelaide Aquatic Centre and will put this project to the State Government ahead of the June State Budget
- Notes that in excess of \$16 million sits within our Long Term Financial Plan for capital expenses at the Adelaide Aquatic Centre
- Affirms its intent to keep the current Adelaide Aquatic Centre functioning while a new Centre is constructed, on the condition that the City of Adelaide receives funding that is substantial enough to construct a new Centre by 30 June 2022.
- Resolves to remove all capital works for the Adelaide Aquatic Centre from our ongoing works programs for the years after the 2023-24 Financial Year and amends our relevant Asset Management Plan for Buildings Policy accordingly.
- Requests Administration amend our Long Term Financial Plan to reflect the above resolution.'

ADMINISTRATION COMMENT

- The draft Long Term Financial Plan includes asset renewals for the Adelaide Aquatic Centre as follows:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	-	3,315	1,866	2,431	829	822	2,721	798	1,200	1,200	15,183
Equipment	135	148	76	160	27	11	139	18	163	156	1,033
	135	3,464	1,942	2,591	856	833	2,861	816	1,363	1,356	16,216

- Should the motion be carried, the LTFP will be updated accordingly as follows:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	-	3,315	1,866	-	-	-	-	-	-	-	5,181
Equipment	135	148	76	-	-	-	-	-	-	-	359
	15,318	148	76	160	27	11	139	18	163	156	5,540

3. Should the motion be carried, given the significance of the full financial implications, the amendments to the draft Business Plan and Budget and LTFP would have to be carried out prior to community consultation.
4. It should be noted that the LTFP is simply a projection of financial implications of Council decisions made. Should the Council resolve to continue with renewals/repairs to address any risks to Council at some point in the future, the LTFP will be updated accordingly.
5. Should the motion be carried, consideration should be given to how the operations are managed and the risks if funding is not secured. This should be considered in a separate report to inform the LTFP and future budgets as the LTFP will not drive the decision making for the Adelaide Aquatic Centre operations.
6. A feasibility study and site assessment update for the Adelaide Aquatic Centre will be brought to the Committee as a workshop on 20 April 2021 and then presented to Council for consideration. Any decisions resulting from this may alter the renewal requirements and the budget and LTFP would be updated accordingly.

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	Not Applicable
Capital investment	Not Applicable
Staff time in preparing the workshop / report requested in the motion	Alterations to the LTFP to reflect the motion would incur approximately 1 hour of staff time.
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 hours.

- END OF REPORT -

Living within our means

ITEM 17.16 13/04/2021
Council

Council Member
Councillor Hyde

2021/00600
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer, Corporate Services

MOTION ON NOTICE

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

'That Council:

1. Resolves it will present a balanced business plan and budget for community consultation for the 2021-22 Financial Year.
2. Requests Administration implement permanent and ongoing budget repair measures over the course of the coming financial year to return the 2021-22 budget to an operating surplus.
3. Strongly urges the Administration consider the following in returning us to an operating surplus:
 - a. Driving patronage of the City's commercial operations such as Council's UParks and Golf Course, without increasing charges for these services above what was already resolved in the December meeting of council
 - b. Undertaking vacancy management practices for the roles still left vacant after the organisational restructure
 - c. Accelerating the contestability work already underway and overseen by the Audit Committee
 - d. Performing further reviews on programs delivered by the City of Adelaide, and in particular assessing historical programs for their relevance and community benefit in a modern context.
4. Resolves that all operating surpluses will be used to reduce the City of Adelaide's borrowings.'

ADMINISTRATION COMMENT

1. Should the motion be carried, the 2021-22 Business Plan and Budget will include a budget repair item to the value of approximately \$5 million.
2. At the Committee meeting held 8 December 2020, Council was presented with a report that outlined an approach to rates, fees and charges, infrastructure and assets, projects, and services for the 2021-22 financial year which was guided by parameters and targets that were consistent with a surplus funding model.
3. That report highlighted the vulnerability of our revenue sources in the wake of COVID-19 and noted that Council has few levers available when it comes to stable income sources (rates) that drive our financial sustainability. Council's decision to freeze rates, and most fees and charges, limits our capacity to raise revenue.

4. Significant permanent operating expenditure savings have already been achieved and identified this financial year towards realising the \$20 million target set by Council in April 2020, and the organisation has undergone an extensive structural realignment, which was made effective 18 January 2021. Every effort has been made throughout this exercise to preserve service levels to meet existing community expectations.
5. Undertakings such as the Strategic Property Review and Action Plan, which provides a powerful transformational lever to accelerate City liveability, growth and investment, and the proposed revision of Council's Rating Policy, which is currently out for community consultation, present additional opportunities to realise income.
6. The measures outlined in this motion (Item 3) are existing commitments that we are prioritising to support our efforts to achieve an operating surplus. Through the service contestability exercise, Council will be asked to provide direction and make decisions about those programs and services it might like to see delivered differently, suspended temporarily, or permanently cut. Additional suggestions of programs and services delivered by the City of Adelaide that Council Members would like reviewed for potential efficiencies and permanent operating expenditure savings are invited at any time.
7. In response to the decision of Council on 15 December 2020, a Special Committee workshop is planned for 27 April to discuss economic policy to support owner-occupier growth, rate revenue growth, and an investment strategy to harness the funds held within our Future Fund to develop new revenue streams for the city.
8. The Treasury Policy adopted by Council as part of the 2020-2021 Business Plan and Budget exercise already stipulates that, "Council's bank account balance is to be kept at a level no greater than is required to meet immediate working capital requirements. Any surplus funds are to be applied to reduce debt or invested to generate interest income".

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	Motion requests to be included in the budget for consultation. Should Council approve the consultation recommendation, consultation will occur from 16 th April to 10 th May.
External consultant advice	Not Applicable
Legal advice / litigation (eg contract breach)	Not Applicable
Impacts on existing projects	Not Applicable
Budget reallocation	Not Applicable
Capital investment	Not Applicable
Staff time in preparing the workshop / report requested in the motion	Alteration to the budget and Long Term Financial Plan will be required and incur approximately 2-3 hours to ensure financials and all associated documentation are updated to explain the nature of this item to the community
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 hours.

- END OF REPORT -

Aquatic Centre

ITEM 17.19 13/04/2021
Council

Council Member
Councillor Martin

2021/00600
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer, Corporate Services

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:

Requests the Administration revise the draft 21/22 Budget and Business Plan before they're next presented to Council to bring forward the multi-year capital replacement/improvement program for the Adelaide Aquatic Centre currently scheduled to begin in the 22/23 Financial Year.'

ADMINISTRATION COMMENT

- The draft Business Plan and Budget and draft Long Term Financial Plan includes asset renewals for the Adelaide Aquatic Centre as follows:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	-	3,315	1,866	2,431	829	822	2,721	798	1,200	1,200	15,183
Equipment	135	148	76	160	27	11	139	18	163	156	1,033
	135	3,464	1,942	2,591	856	833	2,861	816	1,363	1,356	16,216

- Should the motion be carried, the Business Plan and Budget and LTFP will be updated to reflect changed timing of the renewals as represented below:

Aquatic Centre Renewals \$'000s	2021-22 Draft Budget	2022-23	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	2029-30	2030-31	Total
Building Renewals	15,183	-	-	-	-	-	-	-	-	-	15,183
Equipment	135	148	76	160	27	11	139	18	163	156	1,033
	15,318	148	76	160	27	11	139	18	163	156	16,216

- Should the motion be carried, given the significance of the full financial implications, the amendments to the draft Business Plan and Budget and LTFP would have to be carried out prior to consultation.

4. A feasibility study and site assessment update for the Adelaide Aquatic Centre will be brought to the Committee as a workshop on 20 April 2021 and then presented to Council for consideration. Any decisions resulting from this may alter the renewal requirements and the budget and LTFP would be updated accordingly.

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	Not Applicable
Capital investment	Not Applicable
Staff time in preparing the workshop / report requested in the motion	Alterations to the LTFP to reflect the motion would incur approximately 1 hour of staff time.
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 hours.

- END OF REPORT -

Increasing Transparency

ITEM 17.17 13/04/2021
Council

Council Member
Councillor Hyde

2021/00600
Public

Contact Officer:
Justin Lynch, Chief Operating
Officer, Corporate Services

MOTION ON NOTICE

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

That Council:

1. Requests the CEO amend current delegations that exist within the Administration for the engagement of consultants and that those delegations are as follows:
 - a. The approval to engage a consultant where the contracted work is to the value of between \$10,000 and \$49,999 will rest with an Associate Director level staff member, or higher; and,
 - b. The approval to engage a consultant where the contracted work is to the value of \$50,000 or greater will rest with a Director level staff member, or higher.
2. Resolves that all engagements of consultants that are of a value greater than \$2000 are recorded and provided to Councillors on the public agenda quarterly, and that the report will include for each record:
 - a. The name of the consultant
 - b. The dollar value of the contracted works
 - c. The purpose for their engagement
 - d. The team or department the engaged consultant was assisting
 - e. The contracts approving officer
 - f. Whether the work was openly tendered and/or whether competing quotes for the work were sought, and if so, how many.

ADMINISTRATION COMMENT

1. The delegations have recently been reviewed by Executive and the associated operating guidelines are now being updated for finalisation. Key considerations in setting the levels for delegations were balancing transparent use of public monies, meeting community expectations, and administrative efficiencies. Executive agree that the levels they set achieve this this balance. These are outlined below:

Finance and Contract Execution Delegations – CoA March 2021

COA Financial Delegation Ex GST	Council	Chief Executive Officer	Director/Chief Operating Officer	Associate Directors	Manager	Team Leaders /Project Managers/Project Leads/Senior Consultants
Contract Award*: Goods and Service Suppliers	>\$1,000,000	≤\$1,000,000	≤\$750,000	≤\$250,000	≤\$100,000	≤\$50,000
Contract Award*: Consultants (Advisory)	>\$1,000,000	≤\$1,000,000	≤\$750,000	≤\$100,000		
Contract Variances**	>\$1,000,000	≤\$1,000,000	≤\$750,000	≤\$250,000	≤\$100,000	≤\$50,000
Purchase Orders		Unlimited****	≤\$750,000	≤\$250,000	≤\$100,000	≤\$50,000

- The current delegations already satisfy part 1a of the motion, with all consultants contracted under a value of \$100,000 requiring Associate Director approval. Should the motion be carried, the delegations would only be altered to reduce this value from \$100,000 to \$50,000 to factor in part 1b of the motion.
- The current delegation does not provide authority to any role below Associate Director to contract consultants. Part 1a of the motion implies that anything below \$10,000 would need to be delegated to those roles below Associate Director. This would increase our risk and is not recommended from an internal controls perspective.
- Should Part 1 of the motion be carried, the delegations will be reviewed and updated. Amending the levels will introduce inefficiencies to the procurement process as Directors will be required to process more transactions. This will slow down the process of procurement and increases the risk of vendors finding it more difficult to do business with Council, which could have a negative impact on Council's reputation and relationship with vendors. More time is required to undertake an analysis of the quantum of the transactions that this would impact and a report can be provided should the motion be carried.
- There is an existing commitment to reduce our expenditure for consultancy in 2021-22. The draft 2021-2022 Business Plan and Budget has \$4.97M allocated compared to \$6.48M this financial year.
- Should Part 2 of the motion be carried, the administrative cost of producing a report each quarter is estimated at 2-3 days of aggregated FTE time across the organisation to ensure the appropriate detail and review is undertaken. This may also require a financial investment in system enhancements or configuration to ensure this information is captured and able to be reported on in an efficient manner.
- In addition, more time is required to seek advice about our confidentiality obligations to our vendors and our employees, and to what extent the information requested in this motion can legally be provided in a public agenda.

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)	<i>If applicable, include brief comment and estimated costs if known. If not applicable add words 'Not applicable'</i> Legal advice regarding confidentiality on providing the information requested will need to be sought.
Impacts on existing projects	Not Applicable
Budget reallocation	Cannot be certain with regards to the system configuration required as to whether this would incur an additional cost and to what value.
Capital investment	Not Applicable
Staff time in preparing the workshop / report requested in the motion	A report to be produced each quarter would require approximately 2-3 days of FTE time across the organisation to ensure the appropriate detail and review is undertaken. Staff time and resources for any system

	configuration cannot yet be estimated as it will depend on an assessment of whether external resources are required or whether these services can be performed in house.
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 0.5 hours.

- END OF REPORT -